

KY 911 Services Board Meeting Minutes
2:00 p.m. Tuesday, June 22, 2021
VIA VIDEOCONFERENCE

Call to order

The June 22, 2021, meeting of the Kentucky 911 Services Board was called to order by Josiah Keats, KOHS Executive Director and 911 Services Board Chairman, at 2:03 P.M. (EST) via videoconference.

Members Present:

| Name | Title | Organization | Representing |
|-----------------|--------------------|------------------------|-----------------|
| Josiah Keats | Executive Director | KOHS | Ex Officio |
| Daniel Bell | Mayor | City of Taylor Mill | KLC |
| Harry Clark | Judge/Executive | Rowan County | KACo |
| Kristi Jenkins | Director | Muhlenberg Co. 911 | KENA/KY-APCO |
| Michael Johnson | Director | Tier III CMRS Provider | East KY Network |
| Kerry Harvey | Secretary | PPC | Ex Officio |
| Tim Vaughan | Magistrate | Jessamine County | KACo |

Member Absent:

| | | | |
|--------------|-----------|-----|------------|
| Kerry Harvey | Secretary | PPC | Ex Officio |
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K911 Services Board/KOHS Staff:

Mike Sunseri Christie Ross Mark Gaus
Jason Childers Watson Harding

Guests:

Paul Nave Kurt Beilman Shawn Chapman Joe Nash
Joshua Glover Ted Stumbur Ross Kayser Russ Clark
Christine Bade Stacen Gross Jessica Frye Brandon Marshall
Sheila Steffenson Jim Crichton Kim Marrow Jimmy Kitchens
Phillip Gardner Ryan Chandler Kimberly Rankin Criss Chancellor
Jon Samuelson Robert Horsley Tyler Campbell David Lucas

Approval of minutes

Mayor Bell requested approval of the minutes from March 23, 2021, board meeting. Ms. Jenkins seconded the motion, which carried unanimously.

A motion to approve the minutes from the April 13, 2021, special board meeting. Motion was made by Ms. Jenkins, seconded by Judge Clark, and motion carried unanimously.

Old Business

1. National NG911 grant - After twenty months and two RFPs, the 911 Services Board is under contract for both GIS integration and the supplemental data portal. GeoComm has been awarded the first and AT&T the latter, with Rapid Deploy subcontracting with AT&T.

New Business

1. Presentation from new NG911 partners – Director Keats welcomed our new partners and stated he is thrilled to have contracts in place that will provide a solid foundation for

Kentucky's statewide Next Generation 911 deployment.

Stacen Gross, GeoComm Territory Sales Manager, gave an overview of GeoComm, their services, and workflow. GeoComm has over 26 years' experience providing 9-1-1 GIS solutions and provides services to 17 states. They own and develop their own GIS solutions and will use their GIS Data Hub to provide quality control, aggregation, support, maintenance. Data Hub is used in all 17 states. The company is active in industry standard groups and Platinum Partners with Esri.

Jessica Frye, GeoComm GIS Project Manager, expressed great progress. Four pilot counties have been identified. Data has been received for three pilots and has begun onboarding them onto the GIS Data Hub tool. Several regional kickoff and training meetings are scheduled starting in July 2021, including a presentation at the 2021 Kentucky Emergency Services Conference. Ms. Frye provided a step-by-step process over the three year contract term.

Jon Samuelson, RapidDeploy, covered project objectives and overview for RapidDeploy and AT&T services provided Kentucky's certified 911 call centers. He explained RapidDeploy's services, which include RadiusPlus Mapping and Eclipse Analytics, and how PSAPs will be assessed to determine the best approach to install the software at each site. AT&T will work with RapidDeploy and PSAPs to install Emergency Data Gateway (EDG) devices. An overview of milestones to reach was discussed and the next step will be looking at the order these services can be rolled out for PSAPs.

Mr. Sunseri explained the need for a dedicated monitor and enough computing power at each workstation to properly run the program, with an aim of displaying Rapid Deploy's Radius Plus solution at every full-time call-taking position. Realizing this may be a stretch for some, the 911 Services Board will provide at least one monitor and workstation per PSAP. A survey has been assembled and was sent out this week to gauge the needs and interest for equipment. The board will fund as many monitors and workstations as grant funding allows.

2. K911 Services Board Administrator's Report – Mr. Sunseri reported that we do have our first site and structure address point mapping deadline, as part of our NG911 guidance, is July 1, 2021. PSAPs will no longer be submitting their data to the Board, but will begin submitting directly to GeoComm, as of this date.

Mr. Sunseri reported the bill to increase the funding stream to dedicated statewide NG911 pool did not achieve passage in the House. In the interim, we will be working with members of the House and make another attempt at passing the NG911 funding legislation in 2022.

3. Financial Report – Ms. Ross began by giving an update on this year's statutorily required audit of 49 PSAPs, two independent KSP Boards, and 29 wireless providers. Of the PSAPs, there were a total of 47 finding reports. This is the first repeat cycle and we are seeing great improvements from PSAPs regarding their financial procedures and record keeping. We are waiting for provider finding reports.

(Please see attached Finance Report)

Ms. Ross added there has been a problem with a provider's remittance payment. It has been submitted a number of times and she believes is due to banks down on the dollar amount of electronic transactions. We hope to resolve this issue before the end of the fiscal year.

4. Request for sponsorship of 2021 Kentucky Emergency Services Conference (letter attached) – Director Keats stated the KESC is the commonwealth’s largest professional development conference for Kentucky’s telecommunicators and emergency management professionals. The Board has enthusiastically supported the 911 side of KESC for many years. The requested \$5,000 sponsorship is included in the Board’s budget.

A motion was made to provide a \$5,000 sponsorship to the 2021 KESC conference by Magistrate Vaughan. The motion was seconded by Mayor Bell and carried unanimously.

5. Magoffin County 911 and Elliott County 911 are seeking Board certification. Mr. Sunseri stated they each is currently being served by a KSP post and both have completed substantial administration portions of the application process. Currently, they are in review with staff and Board Consultant David Lucas of Mission Critical Partners. The next step would be for the 911 Services Board to conduct a site visit. The final step would entail a successful geospatial audit to ensure the accuracy of their addressing. It is his belief that these PSAPs are far enough in the process to conditional approve the certification, pending both pass the on-site visits and geospatial audits. Once passed, the conditional certification will be considered finalized and the PSAPs will begin drawing funding from the wireless 911 fees collected by the Board.

A motion was made to conditionally approve certification for Elliott County 911 by Mayor Bell, seconded by Judge Clark and carried unanimously.

A motion was made to conditionally approve certification for Magoffin County 911 by Magistrate Vaughan, seconded by Judge Clark and motion carried unanimously.

6. A question was raised concerning the finance report. The interest rate for fiscal year 2020 was \$188,304, while the interest rate for fiscal year 2021 was \$2,563. Ms. Ross explained the difference is that the Federal government has kept the interest rate near zero and has actually charged us for keeping money due to administrative fees exceeding interest income.

7. Bluegrass 911-Casey County 911 consolidation – Mr. Sunseri explained that Casey County is desiring to consolidate with Bluegrass 911. This would create a new PSAP consisting of three counties: Garrard, Lincoln and Casey. In doing so, they would be going through the same certification as the two counties above, including submission of a PSAP certification application, site visit, and geospatial audit. Russ Clark explained that they are currently working on their paperwork and have signed inter-local agreements with all county Fiscal Courts. They are in the process of also transferring all lines to Bluegrass 911 to enable working from one location.

Board approval would allow Bluegrass 911 and Casey County to access consolidation grant funding. And following completion of a staff site visit and geospatial audit, future Board funding from Casey County will transfer to Bluegrass 911. A motion to approve conditional certification for the newly consolidated Bluegrass 911 call center was made by Ms. Jenkins, seconded by Mayor Bell and carried unanimously.

8. The Board was required to enter closed session to receive an update from legal counsel on outstanding litigation involving the Board and to discuss a legal opinion of PSAP recertification statutes and regulations. Per statute, the Board did not take any action in closed session. Pursuant to Board bylaws, a motion to enter closed session was made by Magistrate Vaughan and seconded by Mayor Bell. Closed session began at 3:08 PM (EST) and the Board returned to open session at 4:06 PM (EST).

9. A motion was made to proceed in appeals process in pending litigation with CTIA by Mr. Johnson. The motion was seconded by Ms. Jenkins and motion carried unanimously.
10. Recertification of PSAPs without primary call-taking responsibility – The issue of continued certification for six KSP posts that no longer have primary call-taking responsibility for any geographic location was first discussed at the Board’s December 1, 2020, meeting. At that time, the Board requested a legal opinion on the matter. An advisory letter was provided to the board by counsel shortly before the Board’s March 23, 2021, meeting. After discussion in closed session at the March meeting, Director Keats recommended holding off on making a decision on the matter until members had the opportunity to fully digest the opinion. Chair Keats stated that this was a serious issue and the Board deserved the chance to deliberate on the certification at length.

Now, three months later, Keats asked the Board to consider whether or not the six KSP posts: Madisonville (Post 2), Elizabethtown (Post 4), London (Post 11), Ashland (Post 14), Columbia (Post 15), and Henderson (Post 16) are eligible to continue to request or receive money from the CMRS Fund. By statute, a PSAP is “a communications facility that is assigned the responsibility to receive 911 calls originating in a given area and, as appropriate, to dispatch public safety services or to extend, transfer, or relay 911 calls to appropriate public safety agencies.” These six KSP posts, by no longer having primary jurisdiction, no longer meet the statutory definition of a PSAP under KRS 65.7621(22). A PSAP must have “the responsibility to receive 911 calls originating in a given area.” These KSP posts do not have any such responsibility as stated in KRS 65.7631 (6)(a)(2). Further, the six KSP posts could not pass certification if they were to apply today—as Magoffin, Elliott and the newly consolidated Bluegrass 911 are about to do. In fact, if a geospatial audit were to be conducted at any of these six KSP posts, they could not possibly pass as the wireless calls would not populate in their CAD—instead they would display at the PSAP that has call-taking responsibility for that geographical area.

Jimmy Kitchens made a correction that these KSP posts do have the ability to receive the ANI/ALI. Mr. Sunseri clarified they are received by call routing errors or if they were transferred by the originating PSAP. However, the six post do not have jurisdictional boundaries to receive such calls so they are no longer considered primary PSAPs.

A motion to cease CMRS funding for the following KSP posts: Madisonville (Post 2), Elizabethtown (Post 4), London (Post 11), Ashland (Post 14), Columbia (Post 15), and Henderson (Post 16) as they no longer qualify as PSAPs eligible for CMRS funding under Kentucky law was made by Mayor Bell, seconded by Mr. Johnson and carried unanimously.

Brandon Marshall, of KSP, interjected that KSP has a letter to present to the Board, but were unprepared for this discussion today. He continued to state that the six KSP PSAPs may not be primary call taking centers, but they have built out a secondary infrastructure to take such calls and received CMRS funds to do so. Mr. Marshall asked the Board to table this motion. Mr. Sunseri thanked Mr. Marshall for speaking to this matter. However, statues and regulations do not allow the Board to fund secondary PSAPs. Mr. Keats reiterated that this topic has well been discussed and examined over the last six months. The issue was first raised at the December 2020 Board meeting, where the Board sought a legal opinion from the Governor’s office, which was presented to the Board at the March 2021 meeting. The Board believed it had performed due diligence and should proceed.

Sunseri stated that it should also be noted that Elliott County is currently serviced by KSP Post 8 in Morehead. At the present time, Elliott County is the only geographic area that KSP Post 8 has primary call-taking responsibility for. As such, when Elliott County 911 receives full certification, KSP Post 8 in Morehead will be in the same situation as the six KSP posts

the Board just voted to cease funding. The Board will address continued funding of KSP Post 8 if and when Elliott County 911 is fully certified.

Adjournment

Mayor Bell motioned to adjourn the meeting at 4:22 PM (EST). Mr. Johnson seconded, and the motion carried unanimously. The next scheduled meeting of the Kentucky 911 Services Board will be held during the September 2021 KESC conference in Louisville.

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