

**KY 911 Services Board Meeting Minutes
Tuesday, June 11, 2024
Prestonsburg, Kentucky**

Call to Order

The June 11, 2024, meeting of the Kentucky 911 Services Board was called to order by Josiah Keats, KOHS Executive Director and 911 Services Board Chairman, at 2:02 p.m. (EST) via phone.

Members Present:

Name	Title	Organization	Representing
Josiah Keats	Executive Director	KOHS	Ex Officio
Michael Palmer	Chief	Maysville Police Department	KLC
Paul Nave	Director	Owensboro-Daviess Co 911	KENA/KY-APCO
Buford Hurley	Mayor	City of Flatwoods	KLC
Julia Weigel	Project Manager	Tier III CMRS Provider	Verizon Wireless

Member(s) Absent:

Tim Vaughan	Magistrate	Jessamine County	KACo
Ray Perry	Secretary	PPC	Ex Officio

K911 Services Board/KOHS Staff:

Mike Sunseri Christie Ross Mark Gaus Jason Childers
Shelly Clark Watson Harding

Guests:

Heather Conley Billy Forsyth Chris Schau Garth Wireman
Russ Clark Laramie Scott Wendy Lynch Molly Conaboy
David Lucas Jessica Frye Jacob Walbourn

Introductions

Chief Palmer was welcomed to the Board and introduced himself.

Approval of minutes

Paul Nave made a motion to approve the minutes of the March 12, 2024, board meeting. Mayor Hurley seconded the motion, which carried unanimously.

The Board entered closed session to receive a legal update on outstanding litigation involving the Board. Pursuant to Board bylaws, a motion was made for the Board to enter closed session by Mayor Hurley and seconded by Chief Palmer. The motion carried unanimously. Per statute, the Board did not take any action in closed session. Closed session began at 2:07 PM (EST) and returned to open session at 2:30 PM (EST).

Old Business

1. Foundational NG911 project updates – Jessica Frye, GeoComm, and Molly Conaboy, Rapid Deploy

- a. Jessica Frye, Kentucky project manager, advised that 102 out of 110 PSAP's are now aggregated into the statewide database. As we approach the final month of the quarter, 52 out of 110 PSAP's have submitted data for this quarter, but there are still two-and-a-half weeks remaining for data to be submitted.

Director Nave commented that he hopes to be 100% by the end of this year as only eight counties remain under 100% and several of those counties are at 99%, with only 1 county that is still struggling. Mike Sunseri thanked the Board's in-house geoprocessing specialist Watson Harding for all his work. Because we are currently at 99.6%-99.7% complete statewide and the remaining eight counties are working diligently with 911 Services Board or mapping companies on their mapping, he is confident all PSAPs will be critical error-free by the end of the year.

- b. Molly Conaboy with Rapid Deploy reports that all PSAPs in the state have access to Radius mapping and they are currently working to increase usage. She stated that 109 out of 117 PSAPs now have active users with 637 active statewide users as of May 2024. This is an increase in the number of users since January's total of 550. There have been 2,200 training courses assigned as of May 28 with 1,200 completed. There are 97 PSAPs with three or more active users that have completed training and metrics are continuing to show increases each month.

New Business

- A. **Discussion from Closed Session:** Jacob Walbourn, Special Council to the Board reported in closed session to the Board the favorable outcome the Board received in the CTIA vs 911 Services Board case that was pending in the Eastern District of Kentucky. The court issued an order that was found in favor of the Board on March 29, 2024. The time for appeal in that matter has elapsed. The case involved \ a challenge to the Board's ability to collect 911 fees from wireless providers of the federally-subsidized Lifeline service. The Board may now wish to consider a motion in open session to reinstate the 911 fee and collect it retroactively to April 2021. Mayor Hurley made a motion that authority is given to the Board to collect those fees both moving forward and retroactively back to April 2021. The motion was seconded by Chief Palmer. The motion passed on a 4-0 vote, with Ms. Weigel abstaining from the vote.

Director Nave thanked members of staff for maintaining records of Lifeline providers to promote timely billing of those providers to begin collecting this money.

Sponsorship of Kentucky Emergency Services Conference: A request was made to the Board to fund a \$5,000 sponsorship to attract national speakers at the Kentucky Emergency Services Conference that is held in Louisville Kentucky September 3-6, 2024. A motion was made by Director Nave with a second by Mayor Hurley. The motion passed unanimously on a roll call vote.

- B. Consideration of 2024 competitive grant awards** - Mark Gaus advised the Board that that applicants submitted more than 60 grants requesting almost \$4,000,000. The cap for this year's grants to be awarded for the 2025 fiscal year was \$3,000,000 but the pool was lowered due to a \$400,000 consolidation grant that has been issued, leaving a total of \$2,600,000 available for competitive grants. A list of 54 grants that are recommended to be funded was sent to each Board member to review in advance of today's meeting. Mr. Gaus advised members of a new cap on grants of 5% of the total amount available per grant per PSAP, which amounted to \$130,000 for this grant cycle. Additional scoring points were added to the grant review process based on how much grant funding applicants had received in the previous three years. The recommended list of 54 grants totals \$2,521,281.06. A motion to approve the recommended grants was offered by Mayor Hurley and seconded by Julia Weigel. The motion carried on a unanimous roll call vote. Chair Keats advised that the list of awarded grants would be available on Board website in the coming days.
- C. Consideration of amendment to 202 KAR 6:090** – Board Chief Operations Officer Christie Ross advised the Board of a recommended amendment to 202 KAR 6:090, which covers allowable expenditures of CMRS funds, to address updates for current technologies. The draft amendment was provided to the Board in advance of today's meeting. A motion from Mayor Hurley was made to accept the amendments as proposed. The motion was seconded by Director Nave, and passed on a unanimous roll call vote. Following the Board's approval, a letter will be sent to the Administrative Regulation Review Subcommittee, the legislative body responsible for reviewing changed to Kentucky Administrative Regulations.
- D. Technical Consultant contract** – Christie Ross advised that the scoring team, comprised of 911 Services Board staff members, reviewed all proposals submitted, and the highest scoring proposal was Mission Critical Partners. The Board will be dealing with a different primary subject matter expert because the Board's current subject matter expert is retiring. This information was available prior to scoring the proposals. The highest scoring proposal cost total was \$298,229. A motion to endorse entering into a contract with for technical consulting with Mission Critical Partners was made by Mayor Hurley and seconded by Julia Weigel. The motion passed on a unanimous roll call vote.
- E. K911 Services Board Administrators Report** – Board Administrator Mike Sunseri advised that one of the applicants has since developed a critical need for call handling equipment that was applied for in the grant process. This grant project was approved for funding by the Board during today's meeting. Because of the urgency of the project, Board staff will prioritize processing this grant project.

2024 legislative session wrap-up – KOHS requested funding in the Governor's budget to deploy a statewide NG911 ESInet (IP-connectivity so everyone would be on a common data-sharing network) and Next Generation Core Services (geospatial call routing)—the final steps for Kentucky's Next Generation 911 statewide project. The budget request was included in the Governor's budget proposal and made it into the House's original filed budget. However, when it was passed the request for \$5,000,000 in each year of the biennium was reduced to \$0 the first year and \$7,500,000 in the second year. At the

tail end of the session, the Senate restored the original \$10,000,000 funding request which made it to the final version of the budget. These dollars will be used to enter into a contract with a vendor or vendors to provide these NG911 services. A working group was established last summer from the 911 Advisory Council, along with input from the Board's technical consultant, to craft a request for proposals (RFP) for ESInet and NGCS. The working group completed their work last fall, which has been forwarded to the executive branch Finance Cabinet, including the Commonwealth Office of Technology, to continue vetting the RFP. The Finance Cabinet has advised they are required to be the buyer due to the type of RFP and is now reviewing the RFP prior to its release.

911 Advisory Council update – Mike Sunseri advised the Board that 911 Services Board staff is looking at taking over collecting prepaid fees from Department of Revenue due to lack of communication and data sharing. Mark Gaus shared about educational offerings currently available on the Board website for viewing. Mark advised that starting in July there will be two educational offerings per month to be made available to the 911 community. Mark advised he is in need of a panel discussion to discuss legal procedures for 988 and open records requests. Mike Sunseri advised the new 911-988 liaison is Justin Graves, formerly from Cumberland County 911. Also, the TALK conference sponsored by DOCJT is going to be held in October this year and KOHS staff and 911 Services Board staff are scheduled to present for a full day at the TALK conference.

- F. Financial Report** – Christie Ross requested approval of the Fiscal Year 2025 budget that was included in Board's packet. A motion to approve the budget was made by Director Nave and seconded by Mayor Hurley. The motion passed unanimously.

Ms. Ross advised there are no major issues on the finding reports of PSAP agreed-upon procedures (AUP) financial reviews that have been completed. There are currently two PSAP AUPs not yet completed. On the provider side, there are 45 providers undergoing AUPs, and five providers have been non-responsive. The date for closing all records is Friday, June 14, and an update will be provided at the next Board meeting, including results from the audit of the Board's administrative fund.

Christie Ross advised that we will be sweeping any unobligated grant funds and remitting those back to PSAPs through the pro rata and wireless subscriber funds, and they would be included in next quarterly payments in August.

The Department of Revenue notified 911 Services Board staff that the May 2024 payment was not issued due to unforeseen circumstances, and they were going to pay May and June together. Staff requested there be two payments issued, one for May revenue and one for June, and both payments need to happen in time to make the fiscal year end sweep.

The Legislative Committee will be working on prepaid statutes and considering instituting a penalties and interest clause to assist with free remittance collections.

Mike Sunseri requested volunteers among Board members who wish to participate as a technical advisor on the NG911 RFP review process.

Adjournment

Director Nave motioned to adjourn the meeting at 3:14 PM (EST). Mayor Hurley seconded, and the motion carried unanimously. Chair Keats reminded members that the next meeting of the 911 Services Board will take place on a date and time to be determined in conjunction with the 2024 Kentucky Emergency Services Conference, which will be held September 3-6 at the Crowne Plaza Hotel & Convention Center in Louisville.

DRAFT