

ORDINANCE NO. 91-02

AN ORDINANCE ESTABLISHING A COOPERATIVE PROGRAM WITH MARSHALL COUNTY FOR THE DEVELOPMENT OF AN ENHANCED 911 EMERGENCY TELEPHONE SYSTEM, AND IMPOSING A FEE TO BE PAID BY LOCAL TELEPHONE EXCHANGE SUBSCRIBERS OF \$1.50 FOR RESIDENTIAL AND \$2.50 FOR BUSINESS PER MONTH PER LINE, PROVIDING FOR THE MANNER OF COLLECTION OF FEE, AND PAYMENT OF FEE BY THE TELEPHONE COMPANIES TO THE COUNTY TREASURER.

WHEREAS, KRS 65.760 allows Marshall County, City of Benton, City of Calvert City and City of Hardin to enter into a cooperative program for the establishment of an enhanced 911 emergency telephone system; and

WHEREAS, KRS 65.760 (2) allows the cities and/or County to levy any special tax, license, or fee, to establish and operate a 911 emergency telephone system; and

WHEREAS, it is the intent of the Marshall County Fiscal Court, and the cities of Benton, Calvert City and Hardin to establish a city/county emergency telephone system.

BE IT ORDAINED BY THE MARSHALL COUNTY FISCAL COURT OF MARSHALL COUNTY, KENTUCKY, AS FOLLOWS:

SECTION 1. The Marshall County Fiscal Court of Marshall County, Kentucky, hereby unequivocally expresses its intent to implement an enhanced 911 emergency telephone system within the County of Marshall County, Kentucky.

SECTION 2. That the Cities of Benton, Calvert city and Hardin have like desires, and it is the expressed intent of the Fiscal Court of Marshall County, Kentucky to join with the Cities of Benton, Calvert City and Hardin in providing an up-to-date enhanced 911 system for the Cities and County of Marshall County, Kentucky.

SECTION 3. All major equipment purchased shall be in the name of the Fiscal Court of Marshall County. Any equipment donated by the Cities of Benton, Calvert City, hardin and Marshall County to the enhanced 911 emergency telephone system shall remain the individual property of said city or county when the property is no longer needed for the enhanced 911 emergency telephone system.

SECTION 4. The South Central Bell Telephone company, Western Kentucky Rural Telephone Company and the Continental Telephone Company providing service to subscribers in Marshall County shall collect for each telephone line within Marshall County, Kentucky the sum of \$1.50 for residential and \$2.50 for business per month.

SECTION 5. The telephone companies shall turn said sums over to the County Treasurer within 30 days after the end of each month, who shall put said sums into a special account which shall be used only for the purchase of equipment for the enhanced 911 emergency telephone system and/or operating expenses of said system. The monies so deposited shall not be used for any other purpose.

SECTION 6. The \$1.50 for residential and \$2.50 for business per month per line fee shall be effective upon the Cities of Benton, Calvert City and Hardin passing like fees for telephone lines located within the city limits of each above named city.

SECTION 7. The enhanced 911 emergency telephone system shall be operated by the Marshall County E911 emergency telephone system shall be operated by the Marshall county E911 Board with the endorsement and support of the cities of Benton, Calvert City, Hardin and Marshall County, Kentucky. All monies expended on the enhanced 911 emergency telephone system shall be done so only with the approval of budget committee. The costs of the operation of the 911 enhanced 911 emergency telephone system shall be apportioned among the Cities of Benton, Calvert City, Hardin and Marshall County, Kentucky, according to benefits received in line with the recommendations of the Marshall County E911 Board.

SECTION 8. This ordinance shall be effective upon passage by the Marshall County Fiscal Court upon two readings and published in the newspaper, except for the fees imposed by this ordinance, which shall be effective with all billings by the telephone company on or after July 1, 1991 or upon the effective date of similar ordinances passed by the Cities of Benton, Calvert City and Hardin whichever is later.

Mike Miller

Marshall County Judge/Executive

Introduced by the Marshall County Fiscal Court June 21<sup>st</sup>, 1991  
Adopted by the Marshall County Fiscal Court June 28<sup>th</sup>, 1991  
Recorded by James R. English, County Clerk, June 28<sup>th</sup>, 1991  
Published by Tribune Courier July 3<sup>RD</sup>, 1991