

RESOLUTION 208

A RESOLUTION OF THE GOVERNING BOARD OF NORCOM, EXPANDING THE SERVICES TO BE RECEIVED BY THE CITY OF BOTHELL TO INCLUDE THE BOTHELL POLICE DEPARTMENT; APPROVING A CITY OF BOTHELL AND NORCOM EXPANSION OF PRINCIPAL SERVICES AGREEMENT; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

WHEREAS, the Northeast King County Regional Public Safety Communications Agency (“NORCOM”) is a consolidated public safety communications agency formed by and serving as an instrumentality of its member public agencies (the “Principals”) pursuant to chapters 39.34 and 24.06 of the Revised Code of Washington (“RCW”) and the NORCOM Interlocal Agreement dated October 17, 2007, including all subsequent amendments (the “ILA”); and

WHEREAS, the City of Bothell (the “City”) is a Principal of NORCOM currently receiving emergency service communications (as defined in the ILA) for its fire department; and

WHEREAS, pursuant to Sections 15.c and 15.e of the ILA, a Principal wishing to receive service from NORCOM for an operating department in addition to a department already directly served by NORCOM may make application to the Governing Board in the same manner as, and be subject to such conditions and approvals as the Governing Board may deem appropriate for, an entity seeking admission as a new Principal; and

WHEREAS, pursuant to Sections 15.c and 15.e of the ILA, the Governing Board must approve any expansion of services to a new department by Supermajority Vote (as defined in the ILA), similar to admission of a new Principal; and

WHEREAS, the City has applied to NORCOM to expand its existing receipt of emergency service communications to include its police department (the “Bothell Police Department”); and

WHEREAS, the Governing Board now desires to expand the services provided to the City to include the Bothell Police Department pursuant to the terms of the ILA and a City of Bothell and NORCOM Expansion of Principal Services Agreement to be effective as of November 1, 2023 (the “Agreement”);

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of NORCOM as follows:

Section 1. Definitions. To the extent applicable, capitalized terms in this resolution are intended to have the same meanings as the terms that are so defined in the “Definitions” section of the ILA. In any conflict of definitions, the ILA controls. When not provided for in the ILA, capitalized terms have the meanings assigned in this resolution, including in the recitals hereto.

Section 2. Approval of Services and Agreement. In October, 2007, the City was admitted as a Principal of NORCOM under the terms and conditions of the ILA. The City has applied to have the Bothell Police Department directly served by NORCOM, in addition to the City’s fire department. The Board hereby agrees to have NORCOM directly serve the Bothell Police Department pursuant to the terms of the ILA and the Agreement and in a manner and method consistent with the services provided to all agencies directly served by NORCOM.

The Executive Director of NORCOM is authorized to negotiate and approve a form of Agreement with the City so long as such Agreement is substantially consistent with the NORCOM mission as well as the general parameters, requirements, and billing formula contained in the ILA. Upon its completion, the Executive Director is authorized to execute the Agreement on behalf of NORCOM.


Section 3. Further Authority; Prior Acts. The Executive Director and other appropriate officers of NORCOM are severally authorized and directed to take all actions and to execute all documents as in their judgment may be necessary or desirable to carry out the provisions of this resolution and the expansion of the services to be received by the City to include the Bothell Police Department. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are ratified and confirmed in all respects.

Section 4. Severability. The provisions of this resolution are separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, holds any provision of this resolution invalid or unenforceable as to any person or circumstance, the offending provision, if feasible, is modified to be within the limits of enforceability or validity. If the offending provision cannot be modified, it is null and void with respect to the particular person or circumstance. All other provisions of this resolution in all other respects, and the offending provision with respect to all other persons and all other circumstances, remain valid and enforceable.

Section 5. Effective Date. This resolution shall take effect immediately upon its passage and adoption.

Passed by a Supermajority Vote of the Governing Board in an open meeting on this 11th day of August, 2023.

Signed in authentication thereof on this 11th day of August, 2023.



Chair



Attest