

## Resolution 211

A RESOLUTION OF THE GOVERNING BOARD OF NORCOM, AMENDING THE NORCOM INTERLOCAL AGREEMENT TO MODIFY PROVISIONS RELATED TO THE PRINCIPALS ASSEMBLY, AND PROVIDE 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**, pursuant to Sections 6 and 20 of the ILA, the Governing Board of NORCOM, by Supermajority Vote (as defined in the ILA), has authority to amend certain provisions of the ILA; and

**WHEREAS**, Section 8 of the ILA requires the Governing Board to convene a Principals Assembly (as defined in the ILA) annually each April; and

**WHEREAS**, the Governing Board has regular meetings that are open to representatives of each Principal that otherwise accomplish the goals of the Principals Assembly; and

**WHEREAS**, the Governing Board now desires to amend the ILA to discontinue the Principals Assembly as set forth herein;

**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 Section 3 (“Definitions”) 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. Amendment to Interlocal Agreement. The form of Amendment to Interlocal Agreement attached as Exhibit A (the “Amendment”) is hereby approved. The Chair of the Governing Board is hereby authorized and directed to execute the Amendment on behalf of the Governing Board.

Section 3. Further Authority; Prior Acts. The Chair of the Governing Board and the Executive Director are authorized and directed to take all as in their judgment

may be necessary or desirable to carry out the provisions of this resolution. 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 9<sup>th</sup> day of February, 2024.

Signed in authentication thereof on this 9<sup>th</sup> day of February, 2024.

NORTH EAST KING COUNTY  
REGIONAL PUBLIC SAFETY  
COMMUNICATIONS AGENCY

By   
Chair, NORCOM Governing Board

Attest: 

EXHIBIT A  
AMENDMENT TO INTERLOCAL AGREEMENT  
(attached)

**AMENDMENT TO  
NORTH EAST KING COUNTY REGIONAL PUBLIC SAFETY  
COMMUNICATIONS AGENCY INTERLOCAL AGREEMENT**

This AMENDMENT TO NORTH EAST KING COUNTY REGIONAL PUBLIC SAFETY COMMUNICATIONS AGENCY INTERLOCAL AGREEMENT (this “Amendment”) dated this 9th day of February, 2024, amends that certain NORTH EAST KING COUNTY REGIONAL PUBLIC SAFETY COMMUNICATIONS AGENCY INTERLOCAL AGREEMENT, dated October 17, 2007, as previously amended (the “Interlocal Agreement”).

**WITNESSETH**

**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 Interlocal Agreement; and

**WHEREAS**, pursuant to Sections 6 and 20 of the Interlocal Agreement, the NORCOM Governing Board (the “Governing Board”) by Supermajority Vote (as defined in the Interlocal Agreement) has authority to amend certain provisions of the Interlocal Agreement; and

**WHEREAS**, Section 8 of the Interlocal Agreement requires the Governing Board to convene a Principals Assembly (as defined in the Interlocal Agreement) annually each April; and

**WHEREAS**, the Governing Board has regular meetings that are open to representatives of each Principal that otherwise accomplish the goals of the Principals Assembly; and

**WHEREAS**, the Governing Board now desires to amend the Interlocal Agreement to discontinue the Principals Assembly as set forth herein;

**NOW, THEREFORE**, in consideration of the foregoing premises the Interlocal Agreement is amended as follows:

**AGREEMENTS**

**Section 1.01. Definitions.** Except as otherwise provided in this Section 1.01, all words and phrases not otherwise defined herein shall have the meanings given to them in the Interlocal Agreement.

The following definition provided for in Section 3(o) of the Interlocal Agreement is hereby amended as follows (additions are double underlined and deletions are stricken):

- o. Principals Assembly. The “Principals Assembly” is the ~~annual~~ meeting of representatives from the legislative bodies of each Principal as described in Section 8.

**Section 1.02. Amendment to Interlocal Agreement.**

(a) Section 6(j) (Officers) of the Interlocal Agreement is hereby amended as follows (additions are double underlined and deletions are stricken):

j. Officers. The Governing Board shall have two officers, a Chair and Vice-Chair. It will be the function of the Chair to preside at the meetings of the Governing Board. The Vice-Chair shall assume this role in absence of the Chair. At the first meeting of the Governing Board, the officers shall be elected by Simple Majority Vote of the Members, and shall serve until the date of the first principals assembly ~~Principals Assembly~~. Annually thereafter, at the January regular meeting or the next regular meeting thereafter, ~~Principals Assembly~~ the Vice Chair shall assume the role of Chair and the Governing Board shall elect a new Vice-Chair by Simple Majority Vote. In the event of a vacancy in the Chair position, the Vice-Chair shall assume the Chair for the balance of the term of the departed Chair. In the event of a vacancy in the Vice-Chair position, the Governing Board shall by Simple Majority Vote elect a new Vice-Chair to serve to the balance of the term of the departed Vice-Chair. An officer elected to fill the unexpired term of his or her predecessor shall not be precluded from serving a full annual term of office following the end of such unexpired term. Any officer appointed by the Board may be removed by Simple Majority Vote of the Board upon 30 days' written notice, with or without cause, in which event the Board shall promptly elect a new officer who shall serve until the next January regular meeting or the next regular meeting thereafter~~Principals Assembly~~. The Board may appoint persons to serve as Secretary and Treasurer of NORCOM, provided that such persons shall not be Members of the Governing Board.

(b) Section 8 (Principals Assembly) of the Interlocal Agreement is hereby amended as follows (additions are double underlined and deletions are stricken):

SECTION 8. PRINCIPALS ASSEMBLY. The Governing Board may convene, from time to time and as determined to be necessary, a Principals Assembly. In the event that the Governing Board determines to convene a Principals Assembly, the following Section 8 shall apply. The legislative body of each Principal shall annually appoint one of its members to represent the legislative body at the Principals Assembly. ~~The Principals Assembly shall be convened by the Governing Board for one meeting each April.~~ At the joint meeting of the Principals Assembly and the Governing Board the Executive Director shall present an annual report which report shall: (1) review the activities of NORCOM for the previous calendar year; (2) present the work program and significant events for the upcoming calendar year; (3) present a financial management report for NORCOM; and (4) report on performance benchmarks of NORCOM activities. ~~Also at the Principals Assembly, the Chair and Vice-Chair of the Joint Operating Board shall present the Joint Operating Board proposed budget policy for the upcoming budget. The Principals' legislative representatives at the Principals Assembly may vote to recommend changes to the proposed budget policy, work program and performance measures program, and may provide additional comment and question to the Governing Board. Voting by Principals' legislative representatives~~

~~shall be based on one vote per Principal with a simple majority vote of Principals represented at the meeting required to approve any recommendation to be forwarded to the Governing Board. At the joint meeting of the Principals Assembly and the Governing Board, the Governing Board shall conduct the annual meeting for NORCOM as required by the bylaws and shall elect the Vice Chair of the Governing Board for the next year as provided in Section 6.j. The action and deliberations of the Assembly shall be reported to the Governing Board no later than May 1 by written report prepared by or at the direction of the Executive Director. The actions and recommendations of the Principals Assembly shall be advisory to the Governing Board.~~

(c) Section 12(b) (Budget Policy Direction) of the Interlocal Agreement is hereby amended as follows (additions are double underlined and deletions are stricken):

b. Budget Policy Direction. The Executive Director shall present a proposed outline of the policy approach to the budget for the upcoming budget to the Joint Operating Board by February 1 for its review and recommendation. By March 15, the Joint Operating Board shall transmit its proposed budget policy to all Principals. ~~As provided in Section 8, the representatives at the Principals Assembly shall provide review and comment on the Joint Operating Board proposed budget policy, and the Assembly's input shall be reported to the Governing Board by May 1.~~ The Governing Board shall adopt a budget policy for the upcoming budget by June 1.

**Section 1.03. Ratification and Confirmation.** All other terms and conditions of the Interlocal Agreement are hereby ratified and confirmed.

**Section 1.04. Effective Date.** The amendment set forth herein shall be effective after approved by an affirmative Supermajority Vote of the Governing Board, as provided in the Interlocal Agreement.

*[remainder of page intentionally left blank; execution page follows]*

Dated: February 9, \_\_\_\_\_, 2024.

NORTH EAST KING COUNTY  
REGIONAL PUBLIC SAFETY  
COMMUNICATIONS AGENCY

By   
Chair, NORCOM Governing Board