Hem# 8

City of Carson City Agenda Report

Date Submitted: December 23, 2008	Agenda Date Requested: January 5, 2009 Time Requested: 30 minutes
To: Mayor and Supervisors	-
From: Larry Werner, City Manager	
Subject Title: Action to appoint two members to year terms to expire December 31, 2010.	o the 9-1-1 Surcharge Advisory Committee for 2
Staff Summary: Per Carson City Municipal Comember advisory committee called the "9-1-1 Stapplicants to fill 2 positions open due to terms experience."	urcharge Advisory Committee". There are 2
Type of Action Requested: (check one () Resolution () Formal Action/Motion ()	e)) Ordinance) Other (Specify)
Does This Action Require A Business Impact	Statement: () Yes (\underline{X}) No
Recommended Board Action: I move to appoint to the 9-1-1 Surcharge Advisory Committee to 2	nt and 2 year terms expiring December 31, 2010.
Explanation for Recommended Board Action amending CCMC Chapter 4.05 Section 4.05.030 9-1-1 Surcharge Advisory Committee requires p positions open and 2 applicants: Karin Mracek (requesting reappointment Bernard Sease (requesting reappointment)	O, the establishment of terms for members of the positions be appointed/reappointed. There are 2
Applicable Statute, Code, Policy, Rule or Reg 4.05.030.	gulation: C.C.M.C., Chapter 4.05, Section
Fiscal Impact: None	
Explanation of Impact: Funding Source:	
Alternatives:	
Supporting Material: Requests for reappointm Chapter 4.05, Section 4.05.030.	ent, roster, recruitment announcement, CCMC

Prepared By: Rose Gardner, Manage	ement Assistant		
Reviewed By: (City Manager)	76	Date: / Z	/23/07
(District Attorney)		Date: 12/	23/08
Board Action Taken:			
Motion:			Aye/Nay
(Vote Recorded By)			

From:

Karin Mracek

To:

Rose Gardner

Date:

10/31/2008 7:56 AM

Subject:

911 Surcharge Committee Application

Hi Rose,

My position on the 911 surcharge commettee expires in December. Can I just fax my application to you changing the date?

Thanks, Karin

Rose Gardner - 9-1-1 Aurcharge Advisory Committee

From:

<Lyon1008@aol.com>

To:

<rgardner@ci.carson-city.nv.us>

Date:

12/17/2008 3:32 PM

Subject: 9-1-1 Aurcharge Advisory Committee

Rose Gardner Carson City Executive Offices Carson City, Nevada

December 17, 2008

Rose,

I am quite interested in continuing my membership on the 911 Surcharge Advisory Committee. If you need any further information from me please let me know.

Bernard Sease 1314 E. Telegraph St. Carson City, NV 89701

775.882.8244 Cell: 775.720.8244

One site keeps you connected to all your email: AOL Mail, Gmail, and Yahoo Mail. Try it now.

UPDATED: 07/17/08

9-1-1 SURCHARGE ADVISORY

<u>MEMBER</u>	APPOINTMENT	TERM EXPIRES
Local Exchange Carrier Tina Petersen 645 E. Plumb Lane Rm. A103 Reno, NV 89502 688-5199 (w) 882-7668 (h) 762-5116(c)	Initial Term 07/08	12/2009
tinap@att.com Daniel Berger 5525 S. Edmonds Dr. Carson City, NV 89701 888-7884 (w) 721-8327 dbergers@sbcglobal.net	Initial Term 07/08	12/2009
Anne Keast 1801 Pyrenees Street Carson City, NV 89703 888-8728 (h) Ark39to@att.net	Initial Term 7/08	12/2009
Karin Mracek 1513 Pinto Ct. Carson City, NV 89701 837-2007 (w) 220-1589 (h) 220-1589 (c) kmracek@carson-city.nv.us	Initial Term 7/08	12/2008
Bernard Sease 1314 E. Telegraph St. Carson City NV 89701 882-8244 (h) 720-8244 (c) Lyon1008@aol.com	Initial Term 7/08	12/2008

<u>AUTHORITY:</u> C.C.M.C, Chapter 4.05 provides for creation of a five member advisory committee appointed by the Board of Supervisors. Members shall be appointed for a term of 2 years which commence & end on December 31st.

MEETINGS

The committee must hold a public meeting not less than quarterly.

PURPOSE: The primary advisory committee to the Board of Supervisors to:

Develop a 5-year master plan for the enhancement or improvement of the telephone system for reporting emergencies in Carson City and to oversee any money allocated for that purpose. To impose a surcharge for the enhancement or improvement of the telephone system for reporting an emergency in Carson City on:

- Each access line or trunk line of each customer to the local exchange of any telecommunications provider providing those lines in Carson City; and
- The mobile telephone service provided to each customer of that service whose place of primary use is in Carson City.

Coordinator: Stacey Giomi, Fire Chief.

Attorney Assignment: Joel Benton

District Attorney's Office 887-2070 ext. 30087



9-1-1 Surcharge Advisory Committee

The Carson City Board of Supervisors is seeking applications from individuals who may be interested in serving on the 9-1-1 Surcharge Advisory Committee.

There are two positions open for two year terms to expire December 31, 2010.

Applicants must be;

- . A resident of Carson City,
- . Possess knowledge concerning telephone systems for reporting emergencies.
- . NOT an elected public officer.

The purpose of the 9-1-1 Surcharge Advisory Committee is to serve as the official advisor to the Carson City Board of Supervisors in developing a 5-year master plan for the enhancement or improvement of the telephone system for reporting an emergency in Carson City and to oversee any money allocated for that purpose

The Committee meetings are held at least quarterly. Applicants should be prepared for a minimum commitment of up to ten hours a month. The positions shall serve without compensation.

Volunteer applications may be obtained from and returned to the Carson City Executive Offices. Applications will be accepted until December 23, 2008.

Let it be known all applications submitted to this office will be considered public information.

Thank you for your interest in helping Carson City.

CARSON CITY EXECUTIVE OFFICES
201 N. Carson Street #2
Carson City, Nevada 89701
(775)887-2100 FAX(775)887-2286
E-Mail Rgardner@ci.carson-city.nv.us
Web Page http://www.carson-city.nv.us
AN EQUAL OPPORTUNITY EMPLOYER

Chapter 4.05 SURCHARGE FOR ENHANCEMENT OR IMPROVEMENT OF TELEPHONE SYSTEM USED FOR REPORTING EMERGENCIES

4.05.010 Authority and purpose.

4.05.020 Definitions.

4.05.030 Establishment of an advisory committee to develop a plan to enhance or improve telephone system for reporting emergency.

4.05.040 Chairman, election and duties.

4.05.050 Rules, regulations and bylaws.

4.05.060 Quorum.

4.05.070 Meetings.

4.05.080 Imposition of telephone surcharge.

4.05.090 Creation of special revenue fund; use of money in fund.

4.05.100 Penalty for failure to remit surcharges

4.05.010 Authority and purpose.

- 1. This chapter is enacted pursuant to NRS 244A.7641 through 244A.7647 for the following purposes:
- a. To establish an advisory committee to develop a 5-year master plan for the enhancement or improvement of the telephone system for reporting emergencies in Carson City and to oversee any money allocated for that purpose.
- b. To impose a surcharge for the enhancement or improvement of the telephone system for reporting an emergency in Carson City on:
- 1. Each access line or trunk line of each customer to the local exchange of any telecommunications provider providing those lines in Carson City; and
- 2. The mobile telephone service provided to each customer of that service whose place of primary use is in Carson City. (Ord. 2008-21 § 3, 2008).

4.05.020 Definitions.

As used in this chapter, the words and terms defined in this section have the meanings ascribed to them unless the context requires otherwise.

"Incumbent local exchange carrier" has the meaning ascribed to it in 47 U.S.C. § 251(h)(1), as that section existed on October 1, 1999, and includes a local exchange carrier that is treated as an incumbent local exchange carrier pursuant to that section.

"Mobile telephone service" means cellular or other service to a telephone installed in a vehicle or which is otherwise portable.

"Place of primary use" has the meaning ascribed to it in 4 U.S.C. § 124(8), as that section existed on August 1, 2002.

"Supplier" means a person authorized by the Federal Communications Commission to provide mobile telephone service.

"Trunk line" means a line that provides a channel between a switchboard owned by a customer of a telecommunications provider and the local exchange of the telecommunications provider. (Ord. 2008-21 § 4, 2008).

4.05.030 Establishment of an advisory committee to develop a plan to enhance or improve telephone system for reporting emergency.

- 1. The board hereby creates a five member advisory committee called the "9-1-1 surcharge advisory committee" to develop a 5-year master plan for the enhancement or improvement of the telephone system for reporting an emergency in Carson City and to oversee any money allocated for that purpose. The master plan must include an estimate of the cost of the enhancement or improvement of the telephone system and all proposed sources of money for funding the enhancement or improvement.
- a. Members will serve without compensation.
- b. A member appointed to the committee must:
- (1) Be a resident of Carson City.
- (2) Possess knowledge concerning telephone systems for reporting emergencies; and
- (3) Not be an elected public officer.
- c. As Carson City has a population of less than 100,000, at least one member of the committee must be a representative of an incumbent local exchange carrier which provides service to persons in Carson City.
- 2. Members will be selected at large by the board at its discretion.
- 3. The board must appoint members for a term of two years, except for the initial terms. In order to stagger the terms, the board must set the initial appointed members' terms to provide for terms of three of the appointed members to end on December 31, 2009, and for the terms of two of the appointed members terms to end on December 31, 2008. A member may be reappointed to subsequent terms of two years. Any vacancy occurring during a member's term will be filled by the board. A person appointed to fill a vacancy occurring during a term must serve out the unexpired term of the member replaced. (Ord. 2008-21 § 5, 2008).

4.05.040 Chairman, election and duties.

- 1. The committee must elect from its membership a chairman and vice-chairman.
- 2. The chairman will preside at meetings and be the signatory of any correspondence necessitated by operation of the committee.
- 3. The vice-chairman will carry out the duties of the chairman in his/her absence. (Ord. 2008-21 § 6, 2008).

4.05.050 Rules, regulations and bylaws.

The committee may adopt rules, regulations and/or bylaws regarding its meetings and procedures. (Ord. 2008-21 § 7, 2008).

4.05.060 Quorum.

Three members of the committee will constitute a quorum. The approval of a majority of all members present to vote is necessary on any action the committee desires to take. (Ord. 2008-21 § 8, 2008).

4.05.070 Meetings.

The committee must hold a public meeting not less than quarterly. Any member of the committee may request a meeting of the committee for special purposes. Such requests shall be made to the chairman, or in his absence, the vice-chairman. Notice of the meetings and the conduct of the meetings of the committee, including the taking of minutes and their transcription and retention, must comply with the provisions of chapter 241 of NRS, Nevada Open Meeting Law. (Ord. 2008-21 § 9, 2008).

4.05.080 Imposition of telephone surcharge.

- 1. Imposition of the surcharges set forth in this section will not commence until the board adopts a five year master plan as set forth in CCMC 4.05.030.
- 2. When the board imposes a surcharge for the enhancement of the telephone system for reporting an emergency in Carson City, the surcharge will be placed on:
- (a) Each access line or trunk line of each customer to the local exchange of any telecommunications provider providing those lines in Carson City; and
- (b) The mobile telephone service provided to each customer of that service whose place of primary use is in Carson City.
- 3. The surcharge on access lines to the local exchange of a telecommunications provider will be twenty-five cents

(\$0.25) per month per line.

- 4. The surcharge on trunk lines to the local exchange of a telecommunications provider will be two dollars and fifty cents (\$2.50) per month per line.
- 5. The surcharge for each telephone number assigned to a customer by a supplier of mobile telephone service will be twenty-five cents (\$0.25) per month per telephone number.
- 6. A telecommunications provider that provides access lines or trunk lines in Carson City and a supplier that provides mobile telephone service to customers in Carson City must collect the surcharge from its customers each month. Except as otherwise provided in NRS 244A.7647, each telecommunications provider and supplier must remit the surcharge it collects to the treasurer of the county in which the surcharge is imposed not later than the 15th day of the month after the month it receives payment of the surcharge from its customers. In accordance with NRS 244A.7647, a telecommunications provider or supplier which collects the surcharge imposed pursuant to this section is entitled to retain an amount of the surcharge collected which is equal to the cost to collect the surcharge.
- 7. Telecommunications providers and mobile telephone service suppliers affected by this ordinance must begin imposing the surcharges described in this section within 60 days after the board approves a 5-year master plan for the enhancement or improvement of the telephone system for reporting emergencies in the county commencing with a full monthly billing cycle.
- 8. The committee or city manager may adopt procedures as necessary to effectuate the provisions of this section. (Ord. 2008-21 § 10, 2008).

4.05.090 Creation of special revenue fund; use of money in fund.

- 1. The board hereby creates a special revenue fund for the deposit of any money collected pursuant to NRS 244A.7643 and CCMC 4.05.080. The money in the fund must be used only for the following purposes:
- (a) To enhance the telephone system for reporting an emergency so that the number and address from which a call received by the system is made may be determined, including only:
- (1) Paying recurring and nonrecurring charges for telecommunication services necessary for the operation of the enhanced telephone system;
- (2) Paying costs for personnel and training associated with the routine maintenance and updating of the database for the system;
- (3) Purchasing, leasing or renting the equipment and software necessary to operate the enhanced telephone system; and
- (4) Paying costs associated with any maintenance, upgrade and replacement of equipment and software necessary for the operation of the enhanced telephone system.
- (b) To improve the telephone system for reporting emergencies in the county.
- 2. If the balance in the fund created pursuant to subsection 1 of this section which has not been committed for expenditure exceeds \$500,000.00 at the end of any fiscal year, the board must reduce the amount of the surcharge imposed during the next fiscal year by the amount necessary to ensure that the unencumbered balance in the fund at the end of the next fiscal year does not exceed \$500,000.00. (Ord. 2008-21 § 11, 2008).

4.05.100 Penalty for failure to remit surcharges

Any telecommunications provider or mobile telephone service supplier that fails to remit surcharges due within 90 days after the date on which the telecommunications provider or supplier must otherwise remit the surcharges to the county treasurer will be subject to a penalty of 5% of the cumulative amount of surcharges owed by the telecommunications provider or supplier. (Ord. 2008-21 § 12, 2008).

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