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COMMONWEALTH OF KENTUCKY
OWEN COUNTY FISCAL COURTAN ORDINANCE RELATING TO THE ESTABLISHMENT
OF AN ENHANCED 911 EMERGENCY TELEPHONE SERVICE
FOR OWEN COUNTY, KENTUCKY

WHEREAS, the members of the Owen County Fiscal Court of Owen County have participated in meetings and have received information from various sources concerning the enhancement of the health, safety, and welfare of the general public by having available an emergency phone service; and

WHEREAS, pursuant to KRS 65.760, local governments are authorized to establish fees to be paid by the general public as telephone users to pay the cost of establishing and maintaining emergency telephone service; and

WHEREAS, South Central Bell Telephone Company, a Georgia Corporation (hereinafter referred to as "Phone Company"), is the provider of the local phone service to Owen County (hereinafter referred to as "County"), and has available Enhanced 911 Emergency Telephone Service which will meet the emergency phone service needs for the County; and

WHEREAS, the Owen County Fiscal Court recognizes that the Public Service Commission regulates the area of telephone service and must approve subscriber rate increases and Owen County as a contracting party for "911" would be a subscriber for any rate charges requested by the Phone Company; and

WHEREAS, the Owen County Fiscal Court, after extensive study and review, determines that it is in the best interest of the health, safety and welfare of the citizens of Owen County to establish an emergency telephone service.

BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY
OF OWEN COMMONWEALTH OF KENTUCKY:

SECTION ONE. There is hereby established a safety answering service to provide a single telephone number for emergency services within the County, which service shall be known as "911"

SECTION TWO. AGREEMENT

(a) Owen County, by and through the Owen County Judge Executive, is authorized to enter into an agreement with the Phone Company to provide for the construction, implementation and ongoing maintenance of "911" within the County. Said agreement shall be for a period of one (1) year commencing July 1, 1991, and shall be automatically renewable upon the same terms and conditions unless prior to thirty (30) days of the close of the said month period either party notifies the other of its intention to modify and/or terminate said agreement.

(b) Said agreement shall reflect the installation cost and the current tariffed recurring charges for Enhanced 911 Service charge during the contract period.

SECTION THREE. "911" FEE

(a) There is hereby established a "911" fee of One Dollar (\$1.00) per month for each exchange telephone subscriber which is levied as a special tax, license and/or fee to be paid by each exchange telephone subscriber in the County on an individual exchange line basis limited to a maximum of 25 exchange lines per account, by July 1, 1991, each month thereafter.

(b) Phone Company shall collect the "911" fee from the subscriber and remit said fee to Owen County according to the terms of the agreement.

SECTION FOUR. The provisions of this ordinance are severable. If any sentence, clause or section or part of this ordinance, or the application thereof is for any reason found to be unconstitutional or invalid, such unconstitutionality, or invalidity shall not affect or repeal any of the remaining provisions, sentences, clauses or sections or parts of this ordinance.

SECTION FIVE. This ordinance shall become effective immediately upon passage and publication.

INTRODUCED AND GIVEN FIRST READING ON MAY 14, 1991.

GIVEN SECOND READING, APPROVED AND ORDERED PUBLISHED BY THE FISCAL COURT OF THE COUNTY OF OWEN KENTUCKY, ON THIS 20 DAY OF SEP, 1992.

OWEN COUNTY FISCAL COURT

By [Signature]
County Judge/Executive

ATTEST:

[Signature]
CLERK