

**ILLINOIS STATE POLICE**  
**Office of the Statewide 9-1-1 Administrator**



**State of Illinois**

**Consolidation**  
**Waiver Request**



# VERIFICATION

I, Roger Fahnestock, first being duly sworn upon oath, depose and say that I am  
Chairman, of Kane County ETSB; that I have read the foregoing  
plan by me subscribed and know the contents thereof; that said contents are true in substance and in  
fact, except as to those matters stated upon information and belief, and as to those, I believe same to  
be true.

*Roger Fahnestock*  
ETSB Chairman

Subscribed and sworn to before me

this 29<sup>th</sup> day of April, 20 14.

*Ayesha Tague*  
NOTARY PUBLIC, ILLINOIS



# WAIVER REQUEST

Pursuant to (50 ILCS 750) Emergency Telephone System Act, Section 154a(c), a 9-1-1 authority may request a waiver from the requirement to consolidate and must fully demonstrate a need for such waiver based on one or more of the following grounds:

- 1) will result in a substantial threat to public safety;
- 2) is economically unreasonable; or
- 3) is technically infeasible.

In addition, a waiver request shall include, at a minimum, the following supporting documentation (see next page):

- 1) A detailed explanation of the efforts taken, if any, to comply with the statutory requirement for consolidation prior to requesting a waiver;
- 2) The duration of time for which a waiver is sought;
- 3) A five year strategic plan, including, but not limited to, financial projections, for implementation of a consolidation plan.
- 4) Any additional information regarding planned equipment purchases or replacements, as well as efforts to establish interoperability or shared resources.

Section 1324.200 requires the waiver to be filed electronically with the Department for review and recommendations. Within 40 calendar days of receiving a request for waiver, the Department will appoint an Administrative Law Judge (ALJ) to hold a hearing and to make a recommendation to the Advisory Board. Within 60 calendar days of receiving a request for waiver, the Advisory Board shall hold a public hearing on the request for waiver and make a recommendation to the Administrator. Notice of the hearing shall be provided to the respective entity to which the waiver request applies. Within 90 calendar days of receiving a waiver request, the Administrator shall provide a written decision.

The Statewide 9-1-1 Advisory Board and Statewide 9-1-1 Administrator acknowledge that costs to consolidate may not be present within the mandatory time frame. The waiver must include a minimum five year financial projection to demonstrate that consolidation is economically unreasonable, and a projected time frame for consolidation under the current economic or technical conditions. For example, indicate when the next major equipment replacement will take place within the system or how the 9-1-1 system will begin interoperability, sharing resources and/or consolidating. Any decision by the Administrator under this Section shall be deemed a final administrative decision and shall be subject to judicial review under the Administrative Review Law.

# Request for Waiver from PSAP Consolidation or Forming a Joint ETSB Consolidation

System Name: Kane County 911 System

System Address: PO Box 191, Geneva, IL 60134

System Contact: Jerald Bleck

Contact Number: 630-453-7774

List and attach documentation to support the waiver request. Requestor should include any financial analysis, strategic plans, equipment replacement schedules, etc. to support this waiver request.

1. Governance, intergovernmental agreements, and subscriber Agreements
2. Telephone system changes, architecture, backup plans, maintenance, and contracts
3. Disposition of assets and liabilities regarding buildings and equipment
4. Disparate radio systems (VHF/UHF/700/800)
5. Disparate Computer Aided Dispatch Systems and integrations to police and fire agencies
6. Collective bargaining unit agreements

## Narrative:

1. Mayors and County Chairman working with the ETSB on Governance and a structure for making a recommendation to consolidate. The respective PSAPs have existing intergovernmental agreements and subscriber agreements that need to be aligned. The discussions and decisions will take a considerable amount of time and based on previous discussions and experiences possibly six months to a year before all agreements are completed.
2. Planning for telephone system changes, phone system architecture, negotiating backup plans, maintenance and contracts on equipment. The Kane ETSB just finished implementing two new phone systems for KaneComm and Tri-Com in the last two years. The Kane ETSB is still paying for those systems until 2020. Aurora is on a different phone system than KaneComm and Tri-Com and different central office. The planning, design, and implementation of a phone system to accommodate the consolidation is yet to be completed and will take six months to a year to implement after the governance and decisions about consolidation are finalized.
3. All three agencies want to review and understand assets and liabilities as the surcharge funds only represent a fraction of the total operating costs and capital investment. The PSAPs, not the ETSB, have three buildings involved in this discussion with a total capital value in excess of \$10 million, plus operating costs. This review will occur in the next year.
4. The three PSAPs all use different radio technology (VHF, UHF, 700/800 digital) and a comprehensive communications plan for any consolidation will need to be completed and the result of that will most likely lead to costs that are prohibitive or require financing. The Kane ETSB anticipates a move to a digital solution and probably StarCom at a cost of more than \$10m to get mobile, portable, and in building coverage. This plan will take a year and finances that are not available.
5. The three PSAPs use different computer aided dispatch systems and the project plan to merge any of these systems will take a considerable amount of planning. Two of the agencies, Tri-Com and Aurora are in the early stages of year long projects to replace their CAD systems. Tri-Com has about \$1.3m committed to this for 2016. They have already started. Aurora is looking to implement later this year or early 2017 with Naperville. KaneComm is up and running on a system that cost \$1m and is fully integrated with Sheriff, Mobile, Jail, and Court. The Kane ETSB will need to have a comprehensive plan and agreement on CAD systems. The planning and implementation of any CAD system or merger will take a year and only occur after the governance and agreements are finalized.
6. The PSAPs have three different collective bargaining units representing the staff at the three PSAPs. The Kane ETSB will need to work with our labor attorneys and the municipal attorneys to determine how the union contracts will be negotiated and merged or modified. The alignment of labor agreements will take a year and only occur after the governance and agreements.

## Narrative Continued:

The Kane County ETSB has been a proponent of mutually beneficial consolidation and have demonstrated the willingness to consolidate over the years. We have had recent discussions and planning sessions that resulted in various drafts and proposals for opportunities to consolidate. The plans and opportunities have been unsuccessful over the years because of the very things mentioned in the waiver application. The Kane ETSB continues to discuss consolidation and is working on the governance and agreement of our mutual and respective boards and elected leadership to further the planning process. At this time, the Kane County ETSB finds itself in the position of needing additional time to negotiate and plan for future consolidation.

Additionally, the Kane ETSB, Naperville ETSB, City of Naperville, City of Aurora, and the Aurora PSAP are actively engaged in a discussion and potential agreement for the Aurora PSAP to join or merge into the Naperville ETSB. The discussions are preliminary and early but we are encouraged by the spirit of cooperation. It is our understanding that the merger of Aurora's PSAP into the Naperville ETSB would leave two PSAPs, KaneComm and Tri-Com in the Kane ETSB and that would meet the requirement for consolidation. We anticipate that those agreements will be addressed and a determination made in the coming months.

The Kane County ETSB is requesting a waiver for one year to adequately plan for the items listed in the waiver application. The Kane County ETSB anticipates that the adoption of the plan, necessary agreements, and implementation of the plan would be completed in the second year with the consolidation finalized by June 1, 2018. The Kane County ETSB will file subsequent reports, waivers, and plans based on the planning phase.

The five-year strategic plan with financial projections are not available at this time. The necessary consultation, review, analysis and recommendations have not been completed. Therefore, it is impossible to assign a five-year plan or associated costs to the plan. The Kane ETSB is in the process of hiring a consultant to perform the review, analysis, and recommendations for consideration of the Kane ETSB and the respective agencies. The five-year strategic plan and financial projections will be completed by June 1, 2017.

Respectfully, the Kane County ETSB submits this request for a waiver from the requirement to consolidate based on the planning necessary to meet our technical, economical, and public safety requirements and needs.

Roger Fahnestock  
Kane County ETSB Chairman