

**Lee County Board Of County Commissioners  
Agenda Item Summary**

Blue Sheet No. **20041130**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Adopt the annual resolution approving collection of the E 9-1-1 User Fee for recurring operating costs of forty four (.44) cents from the local exchange telephone subscribers for FY 04-05.

**WHY ACTION IS NECESSARY:** Board approval is required on an annual basis by F.S. 365.171. The telephone company also requires advance notice of any changes in billing rates.

**WHAT ACTION ACCOMPLISHES:** Allows the local exchange telephone companies to collect the user fee necessary for the recurring expenses of tariff rates, database and equipment maintenance needed to support the Lee County Enhanced Emergency Telephone Number network which provides for police, fire/rescue and emergency medical services response.

**2. DEPARTMENTAL CATEGORY:  
COMMISSION DISTRICT #:**

*C7B*

**3. MEETING DATE:**

*09-21-2004*

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:  
(Specify)**

- STATUTE 365.171
- ORDINANCE
- ADMIN. CODE
- OTHER

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER \_\_\_\_\_
- B. DEPARTMENT \_\_\_\_\_
- C. DIVISION Public Safety
- BY: John D. Wilson, Director *JDW*

**7. BACKGROUND:** This will be the eighteenth (18<sup>th</sup>) consecutive year for the Board to adopt an annual resolution for the recurring Enhanced 9-1-1 User Fee.

A 1987 amendment of F.S. 365.171, Florida Emergency Telephone Act, allows the local option of imposing a fee for recurring expenses for the provision of "9-1-1" service and equipment to be paid by the local exchange subscribers on an individual exchange line basis, at a rate not to exceed fifty cents (.50) per month, per line, up to 25 lines per account. Such monthly amount will be adjusted annually to cover allowable expenses. This fee is collected by the telephone companies and forwarded to Lee County less a one percent collection fee.

The current fee for FY 03-04 is forty four (.44) cents. There will not be an increase in the 9-1-1 User Fee. The requested fee for FY 04-05 is forty four (.44) cents to cover maintenance and operating costs. Over the twelve month period, October 1, 2004 to September 30, 2005, we project collections on an average of 342,000 billable telephone lines per month and anticipate a total annual revenue of \$1,805,760.

Attachment 1 - Resolution (2)

**8. MANAGEMENT RECOMMENDATIONS:** Staff is in support of the request.

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager	
<i>JDW</i> 9/30/04	<i>NIA</i>			<i>JDW</i> 9/17/04	OA 9/17/04	OM 9/18/04	Risk 9/18/04	GC 9/18/04	<i>Wilson</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

**Rec. by CoAtty**  
Date: *9/17/04*  
Time: *2:30*  
Forwarded To: *Budget 9-17-04 3:30pm*

**RECEIVED BY COUNTY ADMIN:**  
*9/21/04*  
*4:20 pm SLT*  
**COUNTY ADMIN FORWARDED TO:**  
*9/19/04*  
*2:40*

*AS*

**Resolution No \_\_\_\_\_**

WHEREAS, Lee County desires to maintain within its boundaries a "911" service, and

WHEREAS, under the provisions of Section 365.171(13), Florida Statutes, a county may impose and collect a fee for recurring charges for the provision of "911" service and equipment, to be paid by the local exchange subscribers on an individual exchange line basis, at a rate not to exceed fifty cent (.50) per month per line.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lee County, Florida, that:

1. The continuation of a "911" system in Lee County, Florida is declared to be a public purpose and for the benefit of the citizens of Lee County, as well as for visitors to the county.
2. There is hereby imposed a local option fee for recurring charges for the provision of "9-1-1" service and equipment. Such monthly amount, to be paid by local exchange subscribers, will be adjusted annually to cover allowable expenses. For the period of October 1, 2004 to September 30, 2005 the amount will be \$.44 per subscriber line per month.
3. Sprint Telephone Company of Florida, Inc. and all alternative licensed exchange carriers (hereinafter called the telephone companies), is hereby requested to collect said fee, as herein above set forth, from its subscribers in Lee County, Florida, the county paying to said telephone companies any administrative fee equal to one percent (1%) of the fees collected by the telephone companies. Said administrative fee shall be first deducted by the telephone companies from the

fees collected and the remainder of said fees collected shall be remitted to Lee County on a monthly basis. The telephone companies shall have no obligation to take legal action to enforce collection of said fee.

The forgoing resolution was adopted by the Lee County Board of County Commissioners upon a motion by Commissioner \_\_\_\_\_ and seconded by Commissioner \_\_\_\_\_ and, upon being put to a vote as follows:

John E. Albion \_\_\_\_\_  
Douglas St. Cerny \_\_\_\_\_  
Ray Judah \_\_\_\_\_  
Bob Janes \_\_\_\_\_  
Andrew W. Coy \_\_\_\_\_

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Chairman

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Office of County Attorney