

FLORIDA 9-1-1 REGION 5 NEXT GENERATION 9-1-1 ROUTING PROJECT
MEMORANDUM OF UNDERSTANDING

**MEMORANDUM OF UNDERSTANDING (MOU)
REGARDING A JOINT REGIONAL NEXT GENERATION
9-1-1 ROUTING PROJECT BETWEEN BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS, INDIAN RIVER
COUNTY BOARD OF COUNTY COMMISSIONERS, LAKE
COUNTY BOARD OF COUNTY COMMISSIONERS,
ORANGE COUNTY BOARD OF COUNTY
COMMISSIONERS, OSCEOLA COUNTY BOARD OF
COUNTY COMMISSIONERS, SEMINOLE COUNTY
BOARD OF COUNTY COMMISSIONERS, VOLUSIA
COUNTY COUNCIL**

WHEREAS, this memorandum of understanding (“MOU”) is made and entered into by and between Brevard County Board Of County Commissioners (hereinafter, Brevard BOCC), Indian River County Board Of County Commissioners (hereinafter, Indian River BOCC), Lake County Board of County Commissioners (hereinafter, Lake BOCC), Orange County Board of County Commissioners (hereinafter, Orange BOCC), Osceola County Board of County Commissioners (hereinafter, Osceola BOCC), Seminole County Board Of County Commissioners (hereinafter, Seminole BOCC), Volusia County Council (hereinafter, Volusia BOCC) who desire to enter into a Memorandum of Understanding regarding the parties Joint Regional Next Generation 9-1-1 (NG9-1-1) Systems and Services Project (“Project”).

WHEREAS, the Board of County Commissioners and the Volusia County Council listed in this agreement will be referred to collectively as the "Parties" and individually referred to as a "Party".

WHEREAS, the Parties are authorized by 163.01, Florida Statutes, to enter into interlocal agreements to cooperatively and efficiently use their powers to provide public services that will advance the general health, safety, and welfare of their respective citizens.

WHEREAS, an MOU is a requirement of the State E9-1-1 Board to receive multiple-year grant funding to support NG9-1-1 Systems and Services.

I. PURPOSE

The Brevard BOCC, Indian River BOCC, Lake BOCC, Orange BOCC, Osceola BOCC, Seminole BOCC, and Volusia BOCC, encompass a portion of the 9-1-1 Region 5, as designated by the Florida Department of Management Services (DMS) for the purposes of establishing regional 9-1-1 initiatives. Emergency incidents and disasters do not recognize county boundaries. Additionally, the legacy routing of 9-1-1 calls, built around landline telephone technology does not route cellular callers to the authorities based on their physical location. A large majority of calls for assistance now come from cellular callers. This MOU serves to further the 2019 legislative initiative of HB 441 that subsequently created FS 365.177. "Transfer of [emergency] calls between systems". Each BOCC outlined in this MOU recognizes the need to move toward NG9-1-1 and allow for improved 9-1-1 services across jurisdictional boundaries. This active MOU meets the requirements of the 911 Grant Program and supports interagency coordination necessary to develop effective 911 systems per the Florida Emergency Communications Number E911 State

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Plan published in 2017. Each BOCC agrees to participate. This MOU will establish the framework through which each individual county will collaborate to implement the Project. Whereas each county agrees to collaborate on the framework, each county will retain the right to select and implement the equipment and services that best meet their requirements. Specifically, the counties desire to plan, operate and maintain a shared NG9-1-1 Network and critical components and services necessary to ensure the most accurate and efficient routing of 9-1-1 calls. This may include but is not limited to an Emergency Services IP Network (ESInet), Next Generation Core Services (NGCS), Geographic Information System (GIS) data accuracy, GIS data aggregation, Cybersecurity and future advancements for interoperability amongst the region and/or developed by the state E911 Board.

II. GRANT AWARD

The Florida 9-1-1 State Grant Program allows for a five-year award for regional projects with the provision of an MOU between the participating counties of that region. These state grants are awarded to assist Public Safety Answering Points (PSAPs) in upgrading to NG9-1-1 capabilities. The Florida E9-1-1 Board, as Grantor, will be distributing funds to qualifying local governments in accordance with grant guidelines. Each party understands that it will be responsible for submitting a grant application and subsequent documentation for grant reimbursement. All the parties agree to abide by the grant conditions.

III. REGIONAL COORDINATION

The parties agree to:

- A. Collaborate on NG9-1-1 requirements that ensure maximum levels of interoperability through the involvement of the appropriate local, state, and tribal authorities within the counties and other entities.
- B. Collaborate on NG9-1-1-related matters and encourage collaboration between PSAPs and GIS authorities in the development, maintenance, and sharing of the critical GIS data needed to support NG9-1-1 services across the region and the State of Florida.

IV. INFORMATION AND OWNERSHIP

Each party shall retain ownership, control of, and remain the public record custodian of all information it contributes to the shared NG9-1-1 system. Counties may access shared data in the secure network or through shared data repositories as necessary for the effective operation of the system.

As it relates to the NG9-1-1 ESInet and Core Services, each party agrees to select NG9-1-1 providers that meet the latest [NENA i3 Standard](#), [NENA GIS Data Model](#), and NENA [Next Generation Security standards](#).

VI. TERMINATION

Each party's obligation to perform in accordance with this MOU is contingent upon the availability

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and appropriation of grant funds that are appropriated or allocated for the purpose of carrying out this MOU. Any party may terminate their participation in this MOU if it does not receive funds to allow it to participate in the Project. Any party wishing to terminate its participation pursuant to this provision shall notify the other parties in writing at least thirty (30) days before withdrawing from the Project.

- A. If grant funds are available and appropriated, all parties agree that they will not terminate their participation in this MOU prior to the end of the grant project period without the E9-1-1 Board and DMS (the grantor) written approval. After the grant project period has ended, any party may terminate their participation in this agreement upon thirty (30) days of written notice to all other parties.
- B. Any party who terminates its participation in the Project shall bear the cost of any local modifications necessary to exit participation in the shared 9-1-1 system necessitated by the termination. No terminating party shall be entitled to a refund of any payments made to improve the shared system.

VII. LIABILITY

No participating party shall be liable to any other party for any third-party claim, which may arise out of the shared 9-1-1 system itself, its operation or use, or its failure to operate as anticipated, upon whatever cause of action any claim is based. The shared 9-1-1 system is designed to enhance regional 9-1-1 functions and assist emergency service agencies to provide backup to one another in disasters. It is not intended to be a substitute for the exercise of judgment or supervision of individual county professionals or employees. All participating parties acknowledge that the responsibility for providing 9-1-1 and public safety services or other government-related services rests with the respective county which is providing such service and not with any other party to this MOU.

VIII. NOTICE

All notices required to be given under this MOU shall be deemed sufficient to each party when delivered by email or registered or certified mail to:

Brevard County Board of County Commissioners

POC: Heather Musolff, Brevard County 911 Systems Manager

Address: 2725 Judge Fran Jamieson Way #A-120 Melbourne, FL 32940

Email: heather.musolff@brevardfl.gov

Indian River Board of County Commissioners

POC: David Johnson, Director, Indian River County Emergency Services

Secondary POC: Karen Rackard, Indian River 911 Coordinator

Address: 4225 43rd Avenue, Vero Beach, FL 32967

Email: djohnson@ircgov.com

Secondary Email: Krackard@ircgov.com

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Lake County Board of County Commissioners

POC: Gregory A. Holcomb, Lake County E911 Coordinator

Address: 20415 Independence Blvd. Groveland, FL 34736

Email: E911@lakecountyfl.gov

Orange County Board of County Commissioners

POC: Taunya Harris, Orange County E911 Coordinator

Address: 400 E South Street, Orlando, FL 32801

Email: 911Admin@ocfl.net

Osceola County Board of County Commissioners

POC: Kristy Parnell, 911 Coordinator

Address: 2601 E Irlo Bronson Mem Hwy, Kissimmee, FL 34744

Email: kristy.parnell@osceolasheriff.org

Seminole County Board of County Commissioners

POC: Dina Walker, Seminole County 911 Program Manager

Address: 150 Eslinger Way Sanford, Florida 32773

Email: mwalker@seminolecountyfl.gov

Volusia County Council

POC: Tricia Davis, 911 Coordinator Volusia Sheriff's Office

Address: 3825 Tiger Bay Rd, Suite 161 Daytona Beach, FL 32124

Email: tdavis@volusiasheriff.gov

X. MODIFICATIONS

This MOU may be amended by a written agreement signed by each of the Board of County Commissioners and the Volusia County Council or their designee. Modifications of this MOU do not relieve counties from implementing the content of the approved grant awards.

XI. EFFECTIVE/DURATION

This MOU shall be effective on the date of the last signature herein. The term of this MOU shall be perpetual unless earlier terminated by any party as provided herein.

Signatures continue on the next pages.

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1) Brevard County Board of County Commissioners (or designee) -- required

BREVARD COUNTY
BOARD OF COUNTY COMMISSIONERS

By: _____
Rita Pritchett, Chair

Date: _____

As approved by Board on:

ATTEST:

Rachel Sadoff, Clerk of the Court
Brevard County, Florida

Reviewed for legal form and content by:

Heather A. Balser, Assistant County Attorney

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2) Indian River County Board of County Commissioners (or designee) -- required

By: _____
Joseph H. Earman, Chairman

BCC Approved: _____

Attest: Jeffrey R. Smith, Clerk of the Circuit Court
and Comptroller

By: _____
Deputy Clerk

Approved:

John A. Titkanich, Jr., Interim County Administrator

Approved as to form and legal sufficiency:

Dylan Reingold, County Attorney

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3) Lake County Board of County Commissioners (or designee) -- required

BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA

Kirby Smith, Chairman

This _____ day of _____, 2023

ATTEST:

Gary J. Cooney, Clerk
Board of County Commissioners
of Lake County, Florida

Approved as to form and legality:

Melanie N. Marsh
County Attorney

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4) Orange County Board of County Commissioners

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: _____
Jerry L. Demings
Orange County Mayor

Date: _____

ATTEST: Phil Diamond, CPA, County Comptroller,
as Clerk of the Board of County Commissioners

By: _____
Deputy Clerk

Printed Name

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5) Osceola County Board of County Commissioners (or designee) -- required

Don Fisher
Osceola County Manager

Date: _____

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6) *Seminole County Board of County Commissioners (or designee) -- required*

ATTEST:

BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA

GRANT MALOY
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
AMY LOCKHART, Chairman

Date: _____

For the use and reliance of
Seminole County only.

As authorized for execution by the Board of
County Commissioners at its _____,
2023, regular meeting.

Approved as to form and
legal sufficiency.

County Attorney

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7) Volusia County Council (or designee) -- required

George Recktenwald
County Manager

Date