

COMMONWEALTH OF KENTUCKY
SHELBY COUNTY FISCAL COURT
ORDINANCE NO. 07-16-05, SERIES 2019

AN ORDINANCE REPEALING ORDINANCE NO. 94-01 AND RE-
ESTABLISHING A 911 EMERGENCY TELEPHONE SERVICE AND PROVIDING A
SYSTEM FOR FINANCIAL SUPPORT OF THAT SERVICE

WHEREAS, in accordance with the provisions of KRS 65.760 the Shelby County Fiscal Court duly enacted Ordinance Number 94-01 on or about August 16, 1994, wherein Shelby Fiscal Court established an enhanced 911 emergency telephone service for Shelby County, Kentucky; and

WHEREAS, in accordance with the provisions of KRS 65.760(3) the Shelby County Fiscal Court in Ordinance Number 94-01 levied a fee on each telephone subscriber per month on an individual exchange- line basis in order to fund the cost of operation and capital costs of the 911 emergency telephone service; and

WHEREAS, this system of financial support has, as a result of technology advancements, resulted in the current financial system for support of 911 emergency communications unfairly placing the burden of supporting the 911 emergency telephone service on a disproportionately small segment of the population of Shelby County, Kentucky; and

WHEREAS, pursuant to KRS 65.670(3) local governments may fund 911 emergency telephone services through the imposition of service fees, more particularly "through the levy of any . . . fee not in conflict with the Constitution and Statutes of this state,"; and

WHEREAS, Shelby County Fiscal Court believes that distributing the burden and cost of 911 emergency telephone services among the citizens, residents and landowners of Shelby County through a fee based upon ownership of real property is more equitable and that this type of financial support system bears a reasonable relationship to the benefits received, will result in a more fair distribution of the burden of funding the 911 emergency telephone services and that it requires more of the citizens, residents and landowners of Shelby County to support the 911 emergency telephone services than the current financial support system based on "land line" telephones; and

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF SHELBY COUNTY, KENTUCKY, as follows:

Ordinance Number 94-01 enacted on or about August 6, 1994, is hereby repealed and the Shelby County, Kentucky Code of Ordinances is hereby amended to add a new section which shall read as follows:

1. An annual fee in the amount of \$48.00 is hereby imposed on each parcel of real property situated in Shelby County, Kentucky, as reflected in the records of the Shelby County Property Valuation Administrator's Office to be used solely for the delivery of 911 emergency telephone service as provided by KRS 65.760.

2. The 911 service fee shall be placed upon the 2019 Shelby County ad valorem property tax bills prepared by the Shelby County Clerk, pursuant to KRS 133.220(2).

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3. The Shelby County Judge/Executive is authorized to enter into an Interlocal Cooperation Agreements as may become necessary amending the current Interlocal Cooperation Agreement as may be agreed upon by Shelby County, Kentucky, the City of Simpsonville and the City of Shelbyville to reflect the imposition of the service fee pursuant to the terms of this ordinance.

4. Those entities presently collecting the monthly telephone subscriber fee for 911 emergency service that was previously levied on individual telephone exchange-lines on behalf of the county shall continue to collect and remit those charges as previously agreed until December 31, 2019.

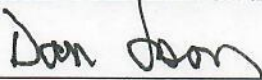
5. All 911 service fees shall be collected by the Shelby County Sheriff and transferred to the Shelby County E-911 Communications Board on a timely basis, as determined by the Shelby County Judge Executive pursuant to executive order.

6. The provisions of this Ordinance are severable, and the invalidity of any provision of this Ordinance shall not affect the validity of any other provision thereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

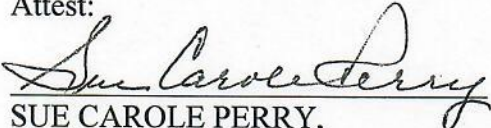
This Ordinance shall become effective and in full force following enactment and publication as prescribed by law.

INTRODUCED, SECONDED, AND GIVEN A FIRST READING AND APPROVAL at a duly convened meeting of the Shelby County Fiscal Court held on the 2 day of July, 2019.

INTRODUCED, SECONDED AND GIVEN A SECOND READING AND APPROVAL at a duly convened meeting of the Shelby County Fiscal Court held on the 16 day of July, 2019.



DAN ISON,
Shelby County Judge/Executive

Attest:

SUE CAROLE PERRY,
Shelby County Clerk