

Resolution 135

A RESOLUTION OF THE GOVERNING BOARD OF NORCOM, AUTHORIZING THE ADMISSION OF THE CITY OF NORMANDY PARK AS A PRINCIPAL OF NORCOM; APPROVING THE EXECUTION OF THE FORM OF THE “CITY OF NORMANDY PARK AND NORCOM PRINCIPAL AGREEMENT”; AND PROVIDING FOR OTHER PROPERLY RELATED MATTERS.

BE IT RESOLVED by the Governing Board of NORCOM as follows:

Section 1. Findings and Determinations. The Governing Board (the “Board”) of the North East King County Regional Public Safety Communications Agency (“NORCOM”) takes note of the following facts and makes the following findings and determinations:

(a) NORCOM is an instrumentality of its member public agencies (the “Principals”), operating pursuant to the NORCOM Interlocal Agreement entered into under Chapter 39.34 RCW and dated October 17, 2007, including all subsequent amendments (the “ILA”). NORCOM operates and maintains a consolidated public safety/emergency communication center for the benefit of the Principals and other Subscribers of NORCOM services. The ILA and Chapter 39.34 authorize NORCOM to admit additional Principals when certain conditions are met.

(b) Under the ILA, the Board governs and exercises final decision making authority for NORCOM. Under Sections 6.i.iv and 15.c of the ILA, the Board by Supermajority Vote has authority to authorize the admission of new Principals of NORCOM.

(c) The City of Normandy Park, Washington (the “City”) operates a law enforcement agency known as the “Normandy Park Police,” which has law enforcement powers granted by *inter alia* Article XI, § 11 of the Washington State Constitution, RCW 35A.21.161, and RCW 35A.11.020.

(d) NORCOM and the City have entered into a letter of intent dated November 2, 2017, that outlines the terms by which NORCOM will provide dispatch emergency communication services to the Normandy Park Police (the “LOI”). Since entering into the LOI, NORCOM and the City have jointly drafted the proposed “City of Normandy Park and NORCOM Principal Agreement” in substantially the form attached as Schedule 1 and incorporated by this reference (the “Principal Agreement”).

(e) The Board now desires to approve the admission of the City as a Principal of NORCOM and authorize the execution of the Principal Agreement.

Section 2. Definitions. To the extent applicable, capitalized terms in this resolution are intended to have the same meanings as the terms that are so defined in the “Definitions” section of the ILA. In any conflict of definitions, the ILA controls. When not provided for in the ILA, capitalized terms have the meanings assigned in this resolution.

Section 3. Admission/Authorization. The City is authorized to be admitted as a Principal of NORCOM according to the terms and upon the execution of the Principal Agreement.


The Executive Director of NORCOM or his designee is authorized to execute the Principal Agreement.

Section 4. General Authorization and Ratification. The Executive Director and other appropriate officers of NORCOM are severally authorized and directed to take all actions and to execute all documents as in their judgment may be necessary or desirable to carry out the provisions of this resolution and the admission of the City as a Principal of NORCOM. All actions taken prior to the effective date of this resolution in furtherance of and not inconsistent with the provisions of this resolution are ratified and confirmed in all respects.

Section 5. Severability. The provisions of this resolution are separate and severable. If a court of competent jurisdiction, all appeals having been exhausted or all appeal periods having run, holds any provision of this resolution invalid or unenforceable as to any person or circumstance, the offending provision, if feasible, is modified to be within the limits of enforceability or validity. If the offending provision cannot be modified, it is null and void with respect to the particular person or circumstance. All other provisions of this resolution in all other respects, and the offending provision with respect to all other persons and all other circumstances, remain valid and enforceable.

Section 6. Effective Date of Ordinance. This resolution is effective immediately upon its passage and adoption.

PASSED and ADOPTED by Supermajority Vote of the Board of NORCOM at a regular open public meeting, this 8th day of December, 2017.



Chair

Attest: 12/8/2017

