

RESOLUTION NO. #03-4
WESTON COUNTY COMMISSIONERS

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RESOLUTION PURSUANT TO WYOMING
STATUTES SECTIONS 16-9-101 ET SEQ.
IMPOSING A 911 EMERGENCY TAX WITHIN
WESTON COUNTY, WYOMING

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WHEREAS, the Board of County Commissioners of Weston County, Wyoming in the interest of protecting and preserving the public health, safety and welfare, has determined that it is necessary and advisable that the citizens of Weston County, Wyoming be provided with a "911" emergency reporting system as defined under Wyoming Statute Section 16-9-102(a)(iv); and

WHEREAS, although Weston County does not own nor operate a "911" emergency reporting system, Wyoming Statute Section 16-9-105(a) authorizes a governing body of a Wyoming county or municipality to cooperate with any public agency for the administration of a "911" emergency reporting system; and

WHEREAS the City of Newcastle, Wyoming Police Department, with funding assistance from Weston County, Wyoming, the Town of Upton, Wyoming and other governmental entities, currently provides a "911" emergency reporting system to the citizens of Weston County, Wyoming; however, the costs of maintaining, repairing and operating said "911" emergency reporting system is expensive and without an additional funding source, replacement and updating of equipment would exceed available funding sources; and

WHEREAS, the Wyoming Emergency Telephone Service Act as set forth in Wyoming Statutes Sections 16-9-101 through 16-9-108 authorizes and allows a governing body of a Wyoming county or municipality to impose a "911" emergency tax, as defined in Wyoming Statute Section 16-9-102(a)(v), on service users, as defined in Wyoming Statute Section 16-9-102(a)(ix), within its jurisdiction in an amount not to exceed \$.75 per month on each local exchange access line, per wireless communications access or other technological device that under normal operation is designed or routinely used to access "911", to pay the costs of a "911" emergency reporting system; and

WHEREAS the Governing Bodies of both the City of Newcastle, Wyoming and the Town of Upton, Wyoming have passed Resolutions in support of and encouraging Weston County, Wyoming to impose the aforementioned "911" emergency tax throughout all of Weston County; and

WHEREAS, on the 1st day of July, 2003 at 10:00 a.m. the Board of County Commissioners held a public hearing in the Commissioners meeting room in the Weston County Courthouse in Newcastle, Wyoming to consider and take comments from citizens of Weston County, Wyoming regarding imposition of the aforementioned "911" emergency tax, notice of which was published in the Weston County Gazette; and

WHEREAS, having fully considered the matter, the Board of County Commissioners of Weston County, Wyoming have determined that continuation of a "911" emergency reporting system is in the best interests of the citizens of Weston County, Wyoming; that additional funding is needed to continue and update the "911" emergency reporting system currently provided to all of the citizens of Weston County, Wyoming by the City of Newcastle, Wyoming Police Department; and that imposition of the aforementioned "911" emergency tax on all service users within Weston County, Wyoming in the amount of \$.75 per month on each local exchange service line, per wireless communications access or other technological device that under normal operation is designed or routinely used to access "911" is appropriate, warranted and needed.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF WESTON COUNTY, WYOMING that:

1. Pursuant to the provisions of the Wyoming Emergency Telephone Service Act set forth in Wyoming Statute Section 16-9-101 et seq. there is hereby imposed by the County of Weston, Wyoming a "911" emergency tax in the amount of seventy-five cents (\$.75) per month on each local exchange access line, per wireless communications access or other technological device that under normal operation is designed or routinely used to access "911", within Weston County, Wyoming.

2. Funds collected by Weston County, Wyoming from the imposition of said "911" emergency tax shall be disbursed by Weston County to the City of Newcastle, Wyoming as permitted under Wyoming Statute Section 16-9-105(a) to be expended by the City of Newcastle Police Department to operate and fund the "911" emergency reporting system operated and maintained by the City of Newcastle Police Department in accordance with the applicable provisions of the Wyoming Emergency Telephone Service Act (Wyoming Statute Sections 16-9-101 et seq.), and as the same may be hereafter amended.

3. Service suppliers, as defined in Wyoming Statute Section 16-9-102(a)(viii), shall be provided written notice of the "911" emergency tax herein imposed, that the "911" emergency tax shall be collected at the time charges for telecommunications are collected under the regular billing practice of the service supplier, that no "911" emergency tax shall be imposed upon more than one hundred (100) local exchange access lines or their equivalent per customer billing, and that the "911" emergency tax imposed pursuant to this Resolution

shall be remitted to the Weston County Treasurer quarterly. Service suppliers are required to collect such "911" emergency taxes and remit the amounts collected quarterly, together with required reporting forms. The service suppliers may deduct and retain one percent (1%) of the "911" emergency tax for administrative costs.

4. Pursuant to the provisions of Wyoming Statute Section 16-9-103(b), collection of the "911" emergency tax imposed herein shall commence as soon as practical after execution of agreements with the service suppliers.

PASSED AND DATED this 1st day of July, 2003.

BOARD OF COUNTY COMMISSIONERS
OF WESTON COUNTY, WYOMING

By: Martin Tysdal
Martin Tysdal, Chairman

ATTEST:

Paulette Thompson
Paulette Thompson
Weston County Clerk