

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPELL, TEXAS, APPROVING THE FIRST AMENDMENT TO CONSOLIDATED PUBLIC SAFETY COMMUNICATIONS AND DISPATCH OPERATIONS AGREEMENT WITH THE CITY OF CARROLLTON, THE TOWN OF ADDISON, THE CITY OF FARMERS BRANCH, AND NORTH TEXAS EMERGENCY COMMUNICATIONS CENTER, INC. (“NTECC”) RELATING TO OPERATIONS AND FUNDING OF THE NTECC CONSOLIDATED PUBLIC SAFETY COMMUNICATIONS CENTER; AUTHORIZING EXECUTION OF THE AGREEMENT BY THE CITY MANAGER; AUTHORIZING ADDITIONAL ACTS TO CARRY OUT THE CITY’S OBLIGATIONS UNDER THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, effective on January 1, 2015, the City of Carrollton (“Carrollton”), Town of Addison (“Addison”), City of Coppel (“Coppel”) and the City of Farmers Branch (“Farmers Branch”)(collectively, “the Cities”) and the North Texas Emergency Communications Center, Inc. (“NTECC”) entered into that certain *Consolidated Public Safety Communications and Dispatch Operations Agreement* (“the Agreement”) setting forth the terms and conditions pursuant to which NTECC owns, manages, operates, and maintains the Facilities (as defined in the Agreement) for the benefit of the Cities, provide Public Safety Communications Services, and provide Radio System Services to the Cities, in consideration of the Cities’ obligation to pay for same; and

**WHEREAS**, Section 4.02 of the Agreement provides for the allocation of the Cities’ shares for funding NTECC’s Annual Expense Budget and the periodic adjustment of that allocation; and

**WHEREAS**, unanticipated delays in the date on which NTECC’s operations commenced has resulted in a conflict in the literal reading of Section 4.02 of the Agreement and the Parties’ original intent relating to the operation of the language in Section 4.02 with respect to the periodic adjustment of the cost allocation amongst the Cities; and

**WHEREAS**, NTECC’s board of directors, consisting of the Cities’ city managers, has requested that Section 4.02 of the Agreement be amended to reflect the Cities’ original intent; and

**WHEREAS**, the City Council of the City of Coppel, Texas, finds it to be in the public interest to approve such amendment.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COPPELL, TEXAS, THAT:**

**SECTION 1.** The City Manager is hereby authorized to sign on behalf of the City the *First Amendment to Consolidated Public Safety Communications and Dispatch Operations Agreement*

with the Town of Addison, City of Carrollton, City of Farmers Branch, and North Texas Emergency Communications Center, Inc., containing substantially the terms and provisions attached hereto as Exhibit "A" and incorporated herein by reference and to take such steps that are reasonable and necessary to comply with the intent of this resolution and said agreement.

**SECTION 2.** This resolution shall become effective immediately upon approval.

**DULY PASSED** and approved by the City Council of the City of Coppel, Texas, on this the 8<sup>th</sup> day of January 2019.

**APPROVED:**

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Karen Selbo Hunt, Mayor

**ATTEST:**

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Christel Pettinos, City Secretary

**APPROVED AS TO FORM:**

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City Attorney  
(kbl:12/13/18:104907)