



City of Mercer Island
City Clerk's Office
9611 SE 36th St
Mercer Island, WA 98040

December 21, 2023

RE: Amendment to the Puget Sound Emergency Radio Network (PSERN) Operator Interlocal Cooperation Agreement

Dear Andrea Larson,

Please be advised the PSERN Operator Board of Directors is planning to make a minor amendment to The Puget Sound Emergency Radio Network Operator Interlocal Cooperation Agreement, which your City is a party to. As defined in section 15.13 of the ILA, the Board of Directors may amend the Agreement after providing not less than 30 days' advance written notice to all Parties.

The proposed amendment and the associated resolution are attached to this letter. The Board of Directors is planning to approve this resolution at its regular meeting on January 25, 2024. This letter constitutes the required 30-day advanced notice.

Sincerely,

Mike Webb
Executive Director, PSERN Operator
19717 62nd Ave S, Suite E102
Kent, WA 98032

Encl.

Note proposed changes to the ILA are shown below in red text.

AMENDMENT TO
PUGET SOUND EMERGENCY RADIO NETWORK
OPERATOR INTERLOCAL COOPERATION AGREEMENT

This AMENDMENT TO PUGET SOUND EMERGENCY RADIO NETWORK OPERATOR INTERLOCAL COOPERATION AGREEMENT (this “Amendment”) dated this 14th day of December, 2023, amends that certain PUGET SOUND EMERGENCY RADIO NETWORK OPERATOR INTERLOCAL COOPERATION AGREEMENT, dated November 4, 2020, as previously amended (the “Interlocal Agreement”).

WITNESSETH

WHEREAS, the Puget Sound Emergency Radio Network (“PSERN”) Operator (“PSERN Operator”) is a separate governmental agency formed under RCW 39.34.030(3)(b) that is organized as a non-profit corporation under chapter 24.06 RCW as authorized chapters 39.34 and 24.06 RCW and the Interlocal Agreement; and

WHEREAS, pursuant to Sections 4.0 and 15.13 of the Interlocal Agreement, the PSERN Operator Board of Directors (the “Board”) by unanimous vote after providing proper written notice to the parties to the Interlocal Agreement, has authority to amend certain provisions of the Interlocal Agreement; and

WHEREAS, the Board now desires to amend the name of and references to the Operating Board (referred to herein as the “Operations Committee”) and the composition of such Committee as provided herein; and

NOW, THEREFORE, in consideration of the foregoing premises the Interlocal Agreement is amended as follows:

AGREEMENTS

Section 1.01. Definitions. All words and phrases not otherwise defined herein shall have the meanings given to them in the Interlocal Agreement.

Section 1.02. Amendment to Interlocal Agreement. Section 5.0. (Operating Board) of the Interlocal Agreement is hereby amended as follows (additions are double underlined and deletions are ~~stricken~~):

5.0 OPERATING BOARD (“OPERATIONS COMMITTEE”)

The Board of Directors will create an Operating Board (also referred to as the “Operations Committee”) of PSERN System User Agencies, which will include at least one fire

~~commissioner as a member~~ representing fire services, to provide advice and perform other duties as deemed appropriate by the Board of Directors. The obligation to create and maintain an Operating Board shall be included in the PSERN Operator's articles of incorporation or bylaws.

Section 1.03. Ratification and Confirmation. All other terms and conditions of the Interlocal Agreement are hereby ratified and confirmed.

Section 1.04. Effective Date. The amendment set forth herein shall be effective after approved by an affirmative unanimous of the Board, as provided in the Interlocal Agreement.

Dated: December 14, 2023.

PUGET SOUND EMERGENCY RADIO
NETWORK OPERATOR

By: _____
Chair: _____

Resolution 24-01 – Draft Resolution Adopting an Amendment to the Puget Sound Emergency Radio Network Operator Interlocal Cooperation Agreement

Note: This resolution will be brought forward for approval at the January 2024 meeting.



(DRAFT) RESOLUTION NO. 24-01

RESOLUTION ADOPTING AN AMENDMENT TO THE PUGET SOUND EMERGENCY RADIO NETWORK OPERATOR INTERLOCAL COOPERATION AGREEMENT

WHEREAS, the Puget Sound Emergency Radio Network (“PSERN”) Operator Interlocal Cooperation Agreement (the “Interlocal Agreement”) provides that the PSERN Operator will be a governmental non-profit corporation under chapter 24.06 RCW; and

WHEREAS, pursuant to Sections 4.0 and 15.13 of the Interlocal Agreement, the PSERN Operator Board of Directors (the “Board”) by unanimous vote after providing proper written notice to the parties to the Interlocal Agreement, has authority to amend certain provisions of the Interlocal Agreement; and

WHEREAS, the Board now desires to amend certain provisions of the Interlocal Agreement pertaining to the Operating Board (to be known as the “Operations Committee”), as set forth herein;

NOW, THEREFORE, BE IT RESOLVED by the PSERN Operator Board of Directors as follows:

Section 1. The Amendment to Interlocal Agreement, as provided as Attachment A, is adopted. The Chair of the PSERN Operator Board is hereby authorized to execute such Amendment to Interlocal Agreement on behalf of the PSERN Operator Board.

Section 2. If any portion of this resolution is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of the resolution.

Section 3. This resolution shall take effect immediately upon its passage.

ADOPTED by unanimous vote at a meeting of the PSERN Operator Board of Directors,
held this 14th day of December, 2023.

**PSERN OPERATOR
KING COUNTY, WASHINGTON**

Harold Scoggins, Chair



Notice to Amend PSERN ILA - Mercer Island

Final Audit Report

2023-12-20

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