

**ALABAMA 9-1-1 BOARD MEETING**  
**1 Commerce Street**  
**Montgomery, AL 36104**  
Minutes of 5/20/2020

Prior notice of this regularly scheduled meeting of the Alabama 9-1-1 Board was given in accordance with the Alabama Open Meetings Act. The minutes were recorded by Mrs. Michelle Peel, Administrative Assistant.

Mr. Alan Campbell, Vice-Chair of the Board, called the meeting to order at 10:00 a.m. Ms. Evelyn Causey, Chair for the Board was absent due to illness. Mr. Alan Campbell commented on the unusual circumstances of the meeting considering the coronavirus highlighting the social distancing and masks.

The roll was called as follows by Mr. Larry Fisher, Secretary/Treasurer of the Board:

Alan Campbell, Vice Chair	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Evelyn Causey, Chair	<input type="checkbox"/> Present <input checked="" type="checkbox"/> Absent
Melissa Dove	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Larry Fisher, Secretary/Treasurer	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Wayne Hutchens	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Fred Johnson	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
John Nettles	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Robert Smith	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Brandon Wallace	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Tim Webb	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Jeremy Williams	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent
Terry Womack	<input checked="" type="checkbox"/> Present <input type="checkbox"/> Absent (via teleconference)

A quorum was established.

Ms. Leah Missildine, Executive Director for the Board, requested Mr. James Sasser, Legal Counsel, to begin the Public Hearing.

A Public Hearing was held for several proposed rule amendments.

- Proposed Rule 585-X-1-.01 Statutory Authority
- Proposed Rule 585-X-1-.02 Adoption of Procedures, Rules, and Regulations
- Proposed Rule 585-X-2-.03 Voting
- Proposed Rule 585-X-2-.04 Officers
- Proposed Rule 585-X-2-.05 Committees

- Proposed Rule 585-X-2-.07 Advisory Services and Training for Districts
- Proposed Rule 585-X-2-.08 Alabama 9-1-1 Board Grant Program
- Proposed Rule 585-X-3-.01 Definitions
- Proposed Rule 585-X-4-.02 Requirements for Fees Remittance Submitted by or on Behalf of Voice Communication Service Providers, with Attached Form
- Proposed Rule 585-X-4-.03 Eligibility and Requirements for Cost Recovery Proposals and Sworn Invoices by or on Behalf of CMRS Providers
- Proposed Rule 585-X-4-.07 Maximum Number of Wireless 911 Charges to be Imposed on a Single Subscriber Location
- Proposed Rule 585-X-4-.09 Additional Distributions to Emergency Communication Districts from the Cost Recovery Fund

The Public Hearing was concluded at 10:24 a.m., Mr. Alan Campbell, Vice-Chairperson, then resumed the regular Board meeting. The hearing transcript is Attachment A of this document.

Mr. Larry Fisher made a motion to adopt for certification the rules discussed in the public hearing. The motion was seconded by Ms. Melissa Dove. There was no discussion. The motion carried unanimously.

Mr. Campbell called for the unanimous consent for the approval of the agenda. It was unanimously approved with no objections. He then called for the unanimous consent for approval of the minutes from the March 24, 2020 emergency Board meeting. There was no objection, and the approval of the minutes of the March 24, 2020 emergency Board meeting was ordered. Mr. Campbell then called for the unanimous consent for approval for the April 8, 2020 special-called Board meeting minutes. Mr. John Nettles asked that the wording “via teleconference” be added to the minutes to reflect how the meeting was conducted. The change was noted. There were no objections, the approval of the minutes with the change was so ordered.

Mr. Campbell continued by thanking the public for being at the meeting both in person and via teleconference.

#### **ANGEN Report:**

Ms. Sara Weston of 9-1-1 Authority, Consultant to the Board, presented the ANGEN Monthly Project Reviews. The reviews included a summary of deliverables, activities, and action items for March and April.

Ms. Weston began her report with a review of the GIS RFP procurement process and reported that 9-1-1 Authority worked with staff to conduct in-person via video conference presentations at the end of April. She told the Board that Ms. Missildine will make the recommendation on the vendor during her report.

Ms. Weston then continued her report and stated that it is crucial to keep all these processes and projects moving forward as the Federal Grant funds will expire on March 31, 2022. She

concluded her report with review of ANGEN items to come, which included continued work with INdigital for ANGEN cutovers, the review of the CPE proposals, GIS Procurement activities, and Federal Grant tracking.

Mr. Caleb Branch, Market Manager for INdigital, continued the ANGEN report with a progress report of the current activities through the different phases of the project, including ESInet deployment, network buildout, PSAP cutover, and carrier conversion. Mr. Branch offered a detailed explanation of each of the phases of the project and discussed the current activity, progress, and barriers for each phase. Caleb advised Stage 2 completion has slowed because of COVID pandemic. He then discussed the status of Stages 3a and 3b. He also outlined the status of stage 4 which is Texty. There are counties that have outbound but have chosen not to turn up inbound. Ms. Missildine asked Mr. Branch to discuss how municipal districts within a county are represented. He explained that the map represents the ability to use text within the county. However, every PSAP within the county may not have the ability. He used Lee County as an example. A citizen can text 911 from anywhere within the county and the text will be sent to the PSAP in the City of Auburn as they are the only PSAP in Lee County with Texty capabilities.

Mr. Jeremy Williams asked why eleven counties are not on the network yet. Mr. Branch outlined why each of the eleven counties are not on the network PSAP by PSAP. Some are near moving over. However, some have CPE vendor conflicts that are being worked through. Others have facilities projects going on that is delaying implementation. Ms. Missildine asked what the Board can do to help INdigital move forward and complete the work to have all PSAPs on the network. Mr. Branch says it is important that Board staff and members express to those Directors why it is important that this project move forward.

Mr. Alan Campbell asked about when districts will be able to get away from AT&T bills. Mr. Branch answered noting ALI forwarding must be in place to move forward. It is a staged implementation. He discussed that the end goal is to have the database maintained by INdigital and a PSAP looks to the INdigital database and not an outside database. Mr. Williams asked about the status of the Wiregrass. Mr. Branch stated it could have been finished by now except for the circumstances in which we are living. Mr. Campbell continued with wanting to discuss whether the Board needs to set some firm deadlines for the carriers. Mr. Branch confirmed that is the goal is to cut selective routers. Ms. Missildine discussed what options are in place for the Board. Mr. Johnson asked about the process so he could understand the process better. He questioned whether there are bad actors or do they not know there is a play going on. Mr. Branch believes they do not know there is a play going on. There needs to be more education and outreach. Mr. Johnson and Mr. Hutchens had a long discussion on the state of telco services in the state and how the Public Service Commission might be able to help.

Mr. Williams asked about what could be done to get districts on the network. There was discussion about the delays and the upcoming meetings. Mr. Campbell expressed a need for a committee to work through this and set deadlines. Ms. Missildine stated there would be a plan presented to the Board at the July meeting.

Mr. Branch moved on to report MEVO use. He also reported on default call routing when no location information is provided. Four PSAPs have signed up to accept those default calls. Those PSAPs are Calhoun, Mobile, Montgomery, and Tuscaloosa. He stated that he will be doing a webinar for training with those PSAPs on Friday.

Mr. Branch then presented a series of graphs indicating call counts, trouble ticket comparisons, and call service level metrics. There have been over 6 million calls over the network, averaging nearly 7,600 calls a day.

Mr. Branch provided infographics on call volume during the Easter Sunday tornado outbreak.

Mr. Williams asked about cross-state line connectivity. Mr. Branch provided an update and answered other questions.

Mr. Branch concluded his report by providing the NOC information and explained that the most efficient way to report a problem is to call the NOC at 1-877-469-2010 or email support@indigital.net, as the NOC is fully staffed by Tier 1 technicians 24/7/365.

### **Legal Report:**

Mr. James Sasser, General Counsel for the Board, reported that there was no threatened or pending litigation. He reported he had been contacted by Ms. Virginia Blackwell, legal counsel for the Dallas County Commission. She needed an opinion on whether 9-1-1 fees can be used to purchase ambulance service for the county. His opinion was no, it is not allowed. He also provided her some Attorney General opinions backing that up.

### **Financial Report:**

Mr. Ron Cooley, the Financial Manager for the Board, provided the Board with the monthly financial statements for the month ending April 30, 2020 and year-to-date which included a summary of all accounts as well as individual accounts.

Mr. Cooley reported on Examiner's Fund. The next round of examinations has started. Costs for those examinations increased 19.62% last year. With the present funding, the fund will be short by the end of the year. Mr. Williams would like an explanation for the cost of the District audits by the examiners. Ms. Missildine clarified that it went down for a while and it is still less than was quoted the wireless board when these examinations started. Mr. Campbell stated 40% is a big increase. Mr. Johnson inquired as to timing of audits and what misappropriations of funds these audits showed. Mr. Cooley stated that are few findings and are mainly internal controls. Ms. Dove expressed frustration that the rules are different based on which auditor you get. Mr. Campbell confirmed there are very few findings of money being misappropriated. Even then, the amounts are very small. Mr. Johnson would like to see a report to give to the legislature of a cost-benefit analysis. Ms. Missildine would like to see what districts spend on audits separate from the Examiner's audit. Several of the Board members shared the monies

they have spent on audits. Ms. Missildine reminded the Board that these are required by law. Mr. Campbell explained the reason for the fees for the audits by the Examiners.

Mr. Cooley moved on to report on other funds. Ms. Dove questioned as to whether to downturn from COVID-19 has affected the fee collection from carriers. Mr. Cooley stated that we have not. He further responded that there have been a couple of carriers that have requested to forego remittance, but all have paid. One carrier decided they were paying incorrectly, and he is still in discussion with them to verify we are receiving the fees the Board is owed. Ms. Missildine shared that one carrier submitted a request with their monthly remittance to defer payment and she had sent that request to Mr. Sasser for an official response in case they did not pay.

Ms. Leah Missildine made a recommendation to the Board to accept the Financial Statements as presented for the month ending April 30, 2020. Mr. Fred Johnson made a motion to accept the Financial Statements as presented; Mr. Robert Smith seconded. There were no objections; therefore, the motion carried.

Ms. Missildine made the recommendation to the Board to increase the amount set aside to pay the Examiners for the ECD biannual audits from \$56,000 to at least \$83,147.14 monthly through FY2020. There was discussion on the amount needed per month through the end of the fiscal year and where it would come from. Mr. Fred Johnson made a motion to increase the amount set aside to pay the Examiners for the ECD biannual audits from \$56,000 to \$83,200 monthly through FY2020. Mr. Robert Smith seconded the motion. There was no discussion. There were no objections, motion carried unanimously.

Mr. James Sasser left the meeting at 11:34 and returned at 11:37.

### **Director's Report:**

Ms. Leah Missildine, Executive Director for the Board, began the Director's report with an update on the two federal reporting requirements due annually. The one to the 911.gov office is due June 1. The FCC requires an annual report on the 911 fees collected. Adam is doing the data collection for those reports. He has circulated a survey to PSAPs so they can add information to those reports.

Ms. Missildine reported on the EMD program. There are 79 instructors and 560 personnel from 42 agencies participating now. That program has reached its two-year anniversary. It has been discovered that we need a learning management platform. Ms. Grubbs has been using Excel and Survey Monkey but they are no longer serving the Board and its stakeholders effectively and efficiently due to the number of participants we have. Ms. Missildine recommended to the Board to authorize staff to work with the Education and Outreach Committee to procure a learning management platform for use by 911 personnel statewide. Mr. Jeremy Williams moved to authorize staff to work with the Education and Outreach Committee to procure a learning management platform for use by 911 personnel statewide. Mr. Wallace seconded the motion. Mr. Campbell asked where funding would come from. Ms. Missildine responded the rule change that morning would allow for funding of a grant and education program. Mr. Campbell asked for any further discussion. There was no opposition. Motion carried.

Mr. Wayne Hutchens left the meeting at 11:38 and returned at 11:42.

Mr. Campbell called for a 10-minute break. Mr. Robert Smith left the meeting at 11:43 a.m. Meeting resumed at 11:51 a.m.

Ms. Missildine continued with a report on the third legal compliance audit currently taking place by the Examiner's office on the Board. There are two matters that need to be addressed. The Board conducted public hearings on May 16, 2018 and September 18, 2019. The minutes did not reflect that official action was taken to adopt for certification the rules discussed in the public hearing. The changes to the minutes to reflect that action is highlighted on the first page of each set of minutes. This could be a potential finding with the Examiner's. Since we are having a Board meeting, it was suggested we go ahead and get them amended to show that as soon as it was brought to our attention it was corrected. If we take these actions today, it will not be a repeat finding. Ms. Missildine recommended to the Board that they amend the minutes of the May 16, 2018 meeting. Mr. Campbell asked for clarification as to what has been amended. Ms. Missildine stated only that the verbiage that has been highlighted. Ms. Melissa Dove moved to amend the minutes of the May 16, 2018 board meeting to reflect the official action was taken to adopt for certification the rules discussed in the public hearing. Mr. Wayne Hutchins seconded the motion. Mr. Campbell asked the board's counsel if two Board members who were not present at the original meeting could make the motion. Mr. Sasser stated that the amendment is today, an action of the Board; therefore, it is fine for them to vote. Mr. Campbell asked for a vote, there were no objections, motion carried unanimously.

Ms. Missildine continued with a recommendation for the amendment of the September 18, 2019 Board Meeting minutes to reflect the official action that was taken by the Board to adopt for certification the rules that were discussed during the public hearing held on that date. Mr. Larry Fisher moved to amend the minutes of the September 18, 2019 board meeting to reflect the action was taken to adopt for certification the rules discussed in the public hearing held that same date. Mr. Fred Johnson seconded the motion. There was no discussion and no objections, motion carried unanimously.

Ms. Missildine updated the Board on the ECD audits. All forty-four audits that the Board paid for have been received.

Ms. Missildine reported that the legislation for the Sunset Review was sent to the Governor's office for signing to continue the Board's operations until October 1, 2024. A copy of that was distributed in the Board packet; as was a copy of the second quarter corrective action form was submitted to Senator Chambless and the Sunset Review Committee to show our efforts in correcting the significant findings in our Sunset Review Committee report.

Ms. Missildine informed the Board that worker's compensation insurance has been acquired. The policy has been issued by Associated Insurance Administrator's Incorporated. They are based in Montgomery. Mr. Cooley secured a yearly rate under what the Board had authorized the staff to spend for yearly coverage.

Ms. Missildine updated the Board on the Alabama Interactive fee remittance payment portal. Some of the carriers are remitting voluntarily. There are procedural changes that carriers are

having to make. Ms. Peel has been working through the process with them and is planning a webinar in the near future.

Ms. Missildine moved on to a discussion of office space for the Board staff. The action taken by the Board during the April special-called Board meeting authorized the Executive Director in conjunction with the Finance Committee to renegotiate the existing lease with Aronov to include an expansion of office space. The proposal from Aronov was received in the past few days; therefore, the staff nor the Finance Committee has had a chance to review the proposal. Ms. Missildine will request a committee meeting prior to the July board meeting. Ms. Missildine outlined the proposal. Ms. Missildine asked what the Board's priorities are for office space beyond the need for more offices. There are six employees and four offices. Mr. Brandon Wallace questioned the need for eleven offices. Ms. Missildine addressed that saying that currently we do not need eleven but over the seven-year lease, they might be needed but not be available. Mr. Alan Campbell asked about the total square footage in the proposed new lease.

Ms. Missildine moved on to the federal grant award performance period with an update on hosted CPE vendor and the GIS-RFP. She introduced Anderson Brooms, the Board's GIS Program Manager, stating he hit the ground running. She then outlined the GIS-RFP process. There were five letters of intent with four proposals submitted. Three met the initial pass/fail criteria in the RFP. Two proposals met the business and technical requirements of the RFP. Ms. Missildine made the recommendation to the Board to go with Datamark as the GIS vendor for the State of Alabama NG911 GIS project. The total proposal over five years was approximately \$5M. Through the evaluation process, it was determined that their proposed solution was the most technically- and cost-effective vendor to move Alabama 911 forward through the NG911 GIS implementation. There was lengthy discussion on the implementation and the cost. The Board decided to further discuss the recommendation at a technical committee meeting.

Ms. Missildine made a request of the Board to have a state 911 assessment by the federal 911 program. She explained a group of peers assesses the staff and the program based on criteria developed to assess 911 programs. There is a cost to this assessment, which would be paid out of the administrative one percent. Mr. Campbell questioned the end goal of this assessment stating that the staff is competent enough to make the assessment themselves. Mr. Johnson asked if it is a voluntary peer review. Ms. Missildine agreed that is exactly what it is. Mr. Fisher stated he believes it should be addressed again in a couple of years; the timing is not right. The request was tabled.

Ms. Missildine continued with upcoming activities.

Upcoming events:

- July 15, 2020 Board Meeting
- July 15-17, 2020 9-1-1 Summit
- September 16, 2020 Board Meeting
- November 19, 2020\* Board Meeting (\*3rd Thursday due to GIS Conference)

There is training planned for the rest of the year. Anything that had to be postponed due to the coronavirus pandemic has been rescheduled. The training list on the Board website is up to date. The Board, with INdigital is hosting Power In 9-1-1 webinars on Fridays throughout the summer.

These are designed to help 911 professionals use the tools available to them. These webinars will address repetitive questions that are posed to the Board staff and INdigital. These will be recorded for later viewing.

### **Committee Reports**

Ms. Missildine reminded the Board that two committee reports had not yet been accepted at the previous meeting. The first is the report of the Evaluation Committee and the second is the report of the Finance Committee. The Evaluation Committee unanimously voted to recommend the firm of Brunson, Barnett, & Sherrer for the Board's general legal services and directed her to initiate the contract negotiation process. Contract negotiation was initiated in conjunction with the general counsel for the Examiners that conducts contract reviews in support of the Contract Review Committee. The Examiner's general counsel was consulted because of the concern about deadlines for contract review. A contract was negotiated based largely on previous contracts for general legal services as well as recommendations from previous compliance audit reports. The Finance Committee report addresses the third-party audit conducted by Warren Averett. These reports need to be accepted by the Board. Ms. Missildine recommended to the Board the report be accepted as presented. Mr. Campbell elaborated on the report of the Evaluation Committee. Mr. Fisher moved to accept the Evaluation Committee report. Mr. Williams seconded the motion. There was no discussion. No objections, motion carried unanimously.

Ms. Missildine recommended to the Board to approve the contract for general legal services negotiated by the Executive Director with Brunson, Barnett, & Sherrer. She then highlighted the terms of the contract. Mr. Fred Johnson moved to accept the contract as presented. Mr. Williams seconded the motion. There was no discussion. No objections, motion carried unanimously. The contract will go before the Contract Review Committee on June 4, 2020.

Mr. Fred Johnson left the meeting at 12:34.

Ms. Missildine summarized the Finance Committee report. The committee unanimously voted to recommend acknowledgement and acceptance of the 2019 Audit Report as presented Warren Averett CPAs and Advisors. Ms. Missildine recommended to the Board that they accept the report of the Finance Committee as presented in March. Ms. Dove made the motion. Mr. Tim Webb seconded the motion. There was no discussion. No objections, motion carried unanimously. Ms. Missildine reported that Warren Averett's contract is up for renewal and will need to be taken before the Contract Review Committee.

### **Old Business**

There was no old business.

### **New Business**

Mr. Campbell asked if there was any new business to come before the Board. None was heard.

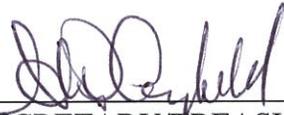
**Public Comments:**

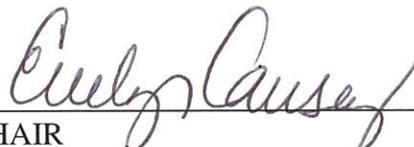
Mr. Jeremy Williams asked when Mr. Larry Fisher was retiring. Mr. Fisher verified in seven days. He spoke to his enjoyment serving on the Board. Mr. Campbell thanked him for his service. Mr. Cooley expressed that he was great to work with. Mr. Campbell asked if they needed to nominate a new treasurer immediately. Ms. Missildine stated the other officers would carry that responsibility and that ACCA was waiting until August to recommend replacements for the expiring and open seats on the Board.

**Adjournment:**

The meeting was adjourned by Mr. Alan Campbell at 12:40 p.m.

Approved this 15<sup>th</sup> day of May 2020.

  
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SECRETARY/TREASURER

  
\_\_\_\_\_  
CHAIR

**MEETING SIGN-IN SHEET**

Agency: *Alabama 9-1-1 Board*

Date/Time: *May 20, 2020 @ 10:00am*

Chairman: *Evelyn Causey*

Location: *1 Commerce Street, Suite 620  
Montgomery, AL 36104*

Type: *Regular*

Purpose: *Public Hearing and Board Meeting*

Fisher, Larry	Director	City of Montgomery ECD	<a href="mailto:lfisher@montgomeryal.gov">lfisher@montgomeryal.gov</a>	<i>Larry O. Fisher</i>
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Agency: <i>Alabama 9-1-1 Board</i>	Date/Time: <i>May 20, 2020 @ 10:00am</i>
Chairman: <i>Evelyn Causey</i>	Location: <i>1 Commerce Street, Suite 620 Montgomery, AL 36104</i>
Type: <i>Regular</i>	Purpose: <i>Public Hearing and Board Meeting</i>

Name	Title	Agency/Company	E-Mail	Signature
Campbell, Alan	Director	Shelby County 9-1-1	<a href="mailto:acampbell@shelby911.org">acampbell@shelby911.org</a>	

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Date/Time: *May 20, 2020 @ 10:00am*

Chairman: *Evelyn Causey*

Location: *1 Commerce Street, Suite 620  
Montgomery, AL 36104*

Type: *Regular*

Purpose: *Public Hearing and Board Meeting*

Johnson, Fred	Chief Exec Officer	Farmers Telecommunications	<a href="mailto:fredjohnson@staff.farmerstel.com">fredjohnson@staff.farmerstel.com</a>	
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Type: *Regular*      Purpose: *Public Hearing and Board Meeting*

Name	Title	Agency/Company	E-Mail	Signature
Sasser, Jim	Attorney	9-1-1 Board	<a href="mailto:jtsasserlaw@gmail.com">jtsasserlaw@gmail.com</a>	

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Type: *Regular* Purpose: *Public Hearing and Board Meeting*

Name	Title	Agency/Company	E-Mail	Signature
Branch, Caleb	Market Manager	Indigital	<a href="mailto:cbranch@indigital.com">cbranch@indigital.com</a>	

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Type:	<i>Regular</i>			Purpose:	<i>Public Hearing and Board Meeting</i>
Smith, Robert	Sr. Manager	Charter Communications	<a href="mailto:Robert.smith9@charter.com">Robert.smith9@charter.com</a>		

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Type:	<i>Regular</i>	Purpose:	<i>Public Hearing and Board Meeting</i>	
Hutchens, Wayne	<del>Asst. VP</del>	AT&T	<a href="mailto:Ch3429@atl.com">Ch3429@atl.com</a>	<i>C. Wayne Hutchens</i>

*State President*

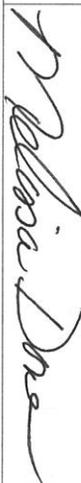
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Type:	<i>Regular</i>			Purpose:	<i>Public Hearing and Board Meeting</i>
Wallace, Brandon	Director	Limestone County 9-1-1	<a href="mailto:brandon@alc911.org">brandon@alc911.org</a>		

**MEETING SIGN-IN SHEET**

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<b>Type:</b> <i>Regular</i>	<b>Purpose:</b> <i>Public Hearing and Board Meeting</i>			
<b>Webb, Tim</b>	<b>Director</b>	<b>Winston County 9-1-1</b>	<b><a href="mailto:Winston008@centurytel.net">Winston008@centurytel.net</a></b>	

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Type:	<i>Regular</i>			Purpose:	<i>Public Hearing and Board Meeting</i>		
Dove, Melissa	Director	Wilcox 9-1-1	<a href="mailto:Wilcox911@yahoo.com">Wilcox911@yahoo.com</a>				

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Chairman: *Evelyn Causey* Location: *1 Commerce Street, Suite 620 Montgomery, AL 36104*

Type: *Regular* Purpose: *Public Hearing and Board Meeting*

Name	Title	Agency/Company	E-Mail	Signature
Issac, Johnny	Greene Co. 9-1-1 Board Chairman	Greene County 9-1-1	<a href="mailto:Johnnyissac58@yahoo.com">Johnnyissac58@yahoo.com</a>	
Lee, Michael	Deputy Director	Jefferson County 9-1-1	<a href="mailto:Leeing@jeffcoal911.org">Leeing@jeffcoal911.org</a>	
Martin, Jean	Emergency Services Coord.	Southern Linc	<a href="mailto:jhmartin@southernlinc.com">jhmartin@southernlinc.com</a>	
McCamley, Brady	Consultant	9-1-1 Authority	<a href="mailto:brady@911authority.com">brady@911authority.com</a>	
McNichol, Charlie	Director	MCCD	<a href="mailto:cmnichol@mccd911.com">cmnichol@mccd911.com</a>	
Moore, Linda	911 Director	City of Hoover 9-1-1	<a href="mailto:Linda.moore@hooveralabama.gov">Linda.moore@hooveralabama.gov</a>	
Morrison, Rachel	GIS TECH	Blount County 9-1-1	<a href="mailto:rachel@blount911.org">rachel@blount911.org</a>	
Peacock, Holly	Service Manager	INdigital	<a href="mailto:hpeacock@indigital.net">hpeacock@indigital.net</a>	<i>Holly Peacock</i>
Ryan, Terry	Manager	RPSS	<a href="mailto:Terry.ryan@rpss911.com">Terry.ryan@rpss911.com</a>	
Sandlin, Gordon	Director	Cullman County 9-1-1	<a href="mailto:Glsandlin@cullman911.org">Glsandlin@cullman911.org</a>	
Sasser, Jim	Attorney	9-1-1 Board	<a href="mailto:jtsasserlaw@gmail.com">jtsasserlaw@gmail.com</a>	
Shonk, Melinda	Chief of Staff	City of Montgomery 9-1-1	<a href="mailto:mshonk@montgomeryal.gov">mshonk@montgomeryal.gov</a>	

**ALABAMA 911 BOARD**  
**Public Hearing on 05/20/2020**

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ALABAMA 911 PUBLIC HEARING  
AMENDMENTS TO RULES

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The above-styled cause came to be  
heard at 10:02 a.m. on May 20, 2020, at 1  
Commerce Street, Suite 620, Montgomery, Alabama  
36104.

\* \* \* \* \*

TAKEN BY: Victoria M. Castillo, ACCR No. 17

1 A P P E A R A N C E S

2

3 BOARD MEMBERS:

4 Alan Campbell (Vice Chair)

5 Melissa Dove

6 Larry Fisher (Secretary/Treasurer)

7 Wayne Hutchens

8 Fred Johnson

9 John Nettles

10 Robert Smith

11 Brandon Wallace

12 Tim Webb

13 Jeremy Williams

14

15 BOARD STAFF:

16 Leah Missildine, ENP, MPA (Executive Director)

17 Ron Cooley, CPA (Financial Analyst)

18 Dana Grubbs (Program Coordinator)

19 Adam Brown (Deputy Director)

20 Michelle Peel (Administrative Assistant)

21 Anderson Brooms (GIS Program Manager)

22

23

24

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1 A P P E A R A N C E S (continued)

2

3 BOARD ATTORNEY:

4 Hon. James T. Sasser

jtsasserlaw@gmail.com

5 JAMES T. SASSER, ATTORNEY AT LAW

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6 Suite 104

Birmingham, Alabama 35216

7 256.390.1050

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1 (WHEREUPON, proceedings began at  
2 10:02 a.m.)

3 MR. CAMPBELL: We're going to go  
4 ahead and call this meeting of the Alabama 911  
5 Board to order. First of all, this is obviously  
6 a little unusual in our age of coronavirus and  
7 COVID and we are taking precautions and everyone  
8 is doing social distancing.

9 For those of you on the phone, you  
10 can't see us but we are all spread six feet apart  
11 and everyone is in masks. And it's a different  
12 world right now. But I thank all of you for  
13 attending and making an effort to be here.

14 Larry, if you will go ahead, please,  
15 and call the roll.

16 MR. FISHER: Certainly.  
17 Alan.

18 MR. CAMPBELL: Here.

19 MR. FISHER: Ms. Causey.  
20 Ms. Dove.

21 MS. DOVE: Here.

22 MR. FISHER: Larry is here.  
23 Mr. Hutchens.

24 MR. HUTCHENS: Here.

25 MR. FISHER: Mr. Johnson.

1 MR. JOHNSON: Here.

2 MR. FISHER: Mr. Nettles.

3 MR. NETTLES: Here.

4 MR. FISHER: Mr. Smith.

5 MR. SMITH: Here.

6 MR. FISHER: Mr. Wallace.

7 MR. WALLACE: Here.

8 MR. FISHER: Mr. Webb.

9 MR. WEBB: Here.

10 MR. FISHER: Mr. Williams.

11 MR. WILLIAMS: Here.

12 MR. FISHER: And Ms. Womack.

13 And we have a quorum.

14 MR. CAMPBELL: We do have a

15 quorum present. At this point we are going to

16 turn it over to Mr. Sasser to do our public

17 hearing.

18 MR. SASSER: As you know we have

19 a public hearing scheduled for 12 amendments to

20 our rules we have. These rules were filed with

21 the Legislative Services Agency on March 11th,

22 2020, and published in the March 31st, 2020

23 edition of the Administrative Monthly, Volume --

24 and this is Roman numeral XXXVIII, Issue No. 6,

25 on March 31st, 2020. And we notified today as a

1 public hearing.

2                   And, Ms. Missildine, have we  
3 received any written public comments on any of  
4 these proposed changes to our rules?

5                   MS. MISSILDINE: We have not  
6 received any written comments on these proposed  
7 rules.

8                   MR. SASSER: Today was the  
9 deadline to receive any written or oral comments  
10 in the proposed rules. These rules again were  
11 published in the Administrative Monthly on the  
12 31st of March. They have also been on the board  
13 website since that time.

14                   So I guess we'll start with the  
15 first one which is an amendment to Rule  
16 585-x-1-.01. And this is an amendment to update  
17 language in the rules and match changes of the  
18 legislation that was passed last year which  
19 amended the powers and duties of an Alabama 911  
20 Board. It's Section 11-98-4.18 of the code.

21                   Are there any comments from the  
22 board members regarding -- and I think all of  
23 you-all have this in your board packet that was  
24 sent out. The board packet also we have in front  
25 of you today. So any comments from any board

1 members about that?

2 (No response.)

3 MR. SASSER: Do we have comments  
4 from any public listening to this meeting at this  
5 point?

6 (No response.)

7 MR. SASSER: And I assume the  
8 public can hear us, can they not?

9 MS. MISSILDINE: Yes, they can  
10 hear us.

11 Ms. Grubbs, do you have anyone in  
12 the gallery that would like to comment on this  
13 rule?

14 MS. GRUBBS: No, ma'am, there's  
15 no one in the gallery.

16 MR. SASSER: No one. Okay.  
17 Okay. So, Mr. Chair, you may want to entertain a  
18 motion to approve the rule.

19 MS. DOVE: Motion to approve.

20 MR. WILLIAMS: Second.

21 MR. SASSER: Oh, let me make a  
22 comment real quick like. Before you speak --  
23 since we have a court reporter present and this  
24 is being recorded, please state your name before  
25 you make a motion or you make a comment or a

1 second.

2 MR. CAMPBELL: So I have a  
3 motion from Melissa Dove and a second from Jeremy  
4 Williams.

5 Is there any discussion of the board  
6 members?

7 (No response.)

8 MR. CAMPBELL: All right.  
9 Hearing none, this is for -- are we doing each  
10 one of these individually?

11 MR. SASSER: We are doing each  
12 individually.

13 MR. CAMPBELL: This is  
14 585-x-1-.01, correct?

15 MS. MISSILDINE: Yes.

16 MR. CAMPBELL: So all those in  
17 favor of adopting this rule?

18 (All board members raise hands.)

19 MR. CAMPBELL: Opposed?

20 (No response.)

21 MR. CAMPBELL: Okay. Motion  
22 carries.

23 MR. SASSER: Okay. The next  
24 rule is an amendment to Rule 585-x-1-.02. And,  
25 again, this is an amendment which reflects the

1 legislative changes that were made last year to  
2 Section 11-98-4.1 regarding the powers and duties  
3 of the board. And, frankly, all this does is add  
4 language regarding grants that the board can  
5 grant to the 911 districts in Alabama.

6 So, Chair -- are there any public  
7 comments or either comments from the board  
8 regarding this amendment to this particular rule?

9 MR. CAMPBELL: Anyone in the  
10 gallery? It's a no?

11 MS. GRUBBS: No.

12 MR. SASSER: We have already  
13 established we have received no written comments  
14 before today on any of these rules.

15 MR. CAMPBELL: So I entertain a  
16 motion to adopt Rule 585-x-1-.02.

17 MR. FISHER: So moved.

18 MR. CAMPBELL: Motion by Larry  
19 Fisher.

20 MR. WALLACE: Brandon Wallace.  
21 Second.

22 MR. CAMPBELL: Second by Brandon  
23 Wallace.

24 Any discussion?

25 (No response.)

1 MR. CAMPBELL: All those in  
2 favor, "aye."

3 (All board members raise hands.)

4 MR. CAMPBELL: Motion carries.

5 MR. SASSER: The next amendment  
6 is an amendment to Rule 585-x-2-.03 regarding  
7 voting by the board. And it basically eliminates  
8 some confusing language and clears up a couple  
9 things. And you can have an attendance by  
10 electronic means. You still cannot have voting  
11 by electronic means. That's the gist of the rule  
12 change. And a quorum basically is a majority of  
13 those members appointed to the board rather  
14 than -- it just clears up some confusing  
15 language.

16 Are there any comments from the  
17 board or the public regarding this particular  
18 amendment to this rule?

19 (No response.)

20 MR. CAMPBELL: Hearing no  
21 comment from the public, I entertain a motion to  
22 adopt Rule 585-x-2-.03.

23 MR. WEBB: Motion.

24 MR. CAMPBELL: Motion by Tim  
25 Webb.

1 MR. FISHER: Second by Larry  
2 Fisher.  
3 MR. CAMPBELL: Second by Larry  
4 Fisher.  
5 Any discussion?  
6 (No response.)  
7 MR. CAMPBELL: All those in  
8 favor, say "aye."  
9 (All board members raise hands.)  
10 MR. CAMPBELL: Opposed?  
11 (No response.)  
12 MR. CAMPBELL: Motion carries.  
13 MR. SASSER: Okay. The next  
14 rule is regarding officers and -- amendments of  
15 Rule 585-x-2-.04. And what this rule does is  
16 remove the gender-specific officer titles and it  
17 updates the duties of the secretary/treasurer.  
18 So is there any comment or  
19 discussion regarding this from any board members  
20 or the public?  
21 (No response.)  
22 MR. CAMPBELL: All right.  
23 Hearing none, at this point I'd entertain a  
24 motion to approve Rule 585-x-2-.04.  
25 MR. SMITH: So moved. Rob

1 Smith.

2 MR. CAMPBELL: Robert Smith. Do  
3 I have a second?

4 MR. WALLACE: Brandon Wallace.  
5 Second.

6 MR. CAMPBELL: Any discussion?  
7 (No response.)

8 MR. CAMPBELL: All those in  
9 favor, "aye."

10 (All board members raise hands.)

11 MR. CAMPBELL: Opposed?

12 (No response.)

13 MR. CAMPBELL: Motion carries.

14 MR. SASSER: Okay. The next  
15 rule to be amended is the rule regarding  
16 committees. It's 585-x-2-.05. And this  
17 basically does away with the cost recovery  
18 committee and the long-range planning committee  
19 and makes the education outreach committee,  
20 governance committee, finance committee, and  
21 technical committees the standing committees for  
22 the board.

23 Are there any comments from the  
24 board or the public regarding adoption of this  
25 amendment to the rule?

1 (No response.)

2 MR. SASSER: Mr. Chair?

3 MR. CAMPBELL: At this point  
4 entertain a motion to adopt Rule 585-x-2-.05.

5 MR. SMITH: So moved. Robert  
6 Smith.

7 MS. DOVE: Second. Melissa  
8 Dove.

9 MR. CAMPBELL: I have a motion  
10 and a second. Any discussion?

11 (No response.)

12 MR. CAMPBELL: All those in  
13 favor, "aye."

14 (All board members raise hands.)

15 MR. CAMPBELL: Opposed?

16 (No response.)

17 MR. CAMPBELL: Motion carries.

18 MR. SASSER: Okay. The next  
19 amendment is an amendment to a rule adopted last  
20 year regarding advisory services and training for  
21 districts. And that's Rule 585-x-2-.07. We have  
22 cleaned up some language in that and added a  
23 provision that personnel from agencies outside of  
24 the state of Alabama may be allowed to  
25 participate in training courses and increases the

1 number of personnel that can utilize those  
2 methods to -- excuse me. Just adds an additional  
3 requirement for people who can come to those  
4 training sessions. And it speaks for itself.

5 Any comments from the public or the  
6 board?

7 (No response.)

8 MR. CAMPBELL: Hearing no  
9 comments, a motion to approve 585-x-2-.07.

10 MR. FISHER: So moved. Larry  
11 Fisher.

12 MR. WALLACE: Second by Brandon  
13 Wallace.

14 MR. CAMPBELL: So I have a  
15 motion and a second.

16 Any discussion?

17 (No response.)

18 MR. CAMPBELL: All those in  
19 favor?

20 (All board members raise hands.)

21 MR. CAMPBELL: Opposed?

22 (No response.)

23 MR. CAMPBELL: Motion carries.

24 MR. SASSER: The next rule is an  
25 amendment to the rule we adopted last year

1 regarding the board grant program. And that's  
2 585-x-2-.08. And this also reflects changes made  
3 in the legislation last year that gave the board  
4 specific authority to have a grant program. And  
5 with a small -- the only change was that the  
6 board changed from the amount to fund the grant  
7 to just an amount to the extent that funds are  
8 available to the board. I think the original  
9 rule set aside the one percent. Well, we didn't  
10 think that was prudent. So that's the only  
11 change to the rule we adopted last year.

12 MR. CAMPBELL: Have any  
13 discussion from the public?

14 (No response.)

15 MR. CAMPBELL: No comment from  
16 the board members?

17 (No response.)

18 MR. CAMPBELL: In that case I  
19 entertain a motion to adopt Rule 585-x-2-.08.

20 MR. FISHER: So moved. Larry  
21 Fisher.

22 MS. DOVE: Second.

23 MR. CAMPBELL: Second by Melissa  
24 Dove.

25 Any discussion?

1 (No response.)

2 MR. CAMPBELL: All those in  
3 favor, "aye."

4 (All board members raise hands.)

5 MR. CAMPBELL: Motion carries.

6 MR. SASSER: Okay. The next  
7 amendment is the amendment to Rule 585-x-3-.01.  
8 And it's pretty extensive. It's the definitions.  
9 And what we've done is basically move all the  
10 definitions into one rule rather than the  
11 separate rules. And this amendment reflects  
12 that. But also it has some additional language  
13 in certain definitions that they're more  
14 reflective of the technology that has evolved  
15 since these rules were initially adopted. And so  
16 there are some significant changes in that  
17 respect.

18 MS. MISSILDINE: Specifically,  
19 the 911 call, it referenced a "call" period. And  
20 because we now include "but not limited to voice,  
21 text, and video calls" -- because 911 centers  
22 here in Alabama are taking those types of  
23 calls -- we expanded that so that that is  
24 protected under the law if certain recording  
25 requests are done.

1 MR. SASSER: Yeah, that was a  
2 major change in the definitions. And, again, it  
3 just makes the rules more streamlined to make all  
4 the definition under one rule.

5 So any comments from board members  
6 or the public regarding that rule change?

7 (No response.)

8 MR. CAMPBELL: Hearing no  
9 comments from the public, a motion to adopt Rule  
10 585-x-3-.01.

11 MR. SMITH: So moved. Robert  
12 Smith.

13 MR. WILLIAMS: Second. Jeremy  
14 Williams.

15 MR. CAMPBELL: We have a motion  
16 and a second.

17 Any discussion by the board?

18 (No response.)

19 MR. CAMPBELL: Hearing none, all  
20 those in favor?

21 (All board members raise hands.)

22 MR. CAMPBELL: Motion carries.

23 MR. SASSER: The next rule to be  
24 amended is 585-x-4-.02 regarding requirements for  
25 fees remittance submitted by or on behalf of

1 voice communication service providers. Pretty  
2 extensive changes there. But primarily it goes  
3 to where -- requires carriers to submit their  
4 remissions through Alabama Interactive rather  
5 than directly through the board. And there's no  
6 longer a specific form that we require. We have  
7 changed some of those things around. And so  
8 there's some significant deletions from the  
9 previous rule. But it streamlines the collection  
10 method the board is going to be operating on.

11 MS. MISSILDINE: Ultimately, it  
12 allows the board to receive the payment with the  
13 remittance form. In the past we have received  
14 the payment separately and the remittance form  
15 separately and have to marry those up each month  
16 or each time that a carrier remits. But we have  
17 used the e-government services that are on state  
18 contract to streamline that process. I will  
19 actually update on the voluntary use of that a  
20 little later in the meeting, too.

21 MR. SASSER: Any comments of the  
22 board or any members of the public regarding  
23 adoption of this rule?

24 (No response.)

25 MR. CAMPBELL: Hearing no

1 comments from the public, I entertain a motion to  
2 adopt.

3 MS. DOVE: So moved. Melissa  
4 Dove.

5 MR. FISHER: Second. Larry  
6 Fisher.

7 MR. CAMPBELL: A motion and a  
8 second.

9 Any discussion by the board?  
10 (No response.)

11 MR. CAMPBELL: All those in  
12 favor, "aye."

13 (All board members raise hands.)

14 MR. CAMPBELL: All those  
15 opposed?

16 (No response.)

17 MR. CAMPBELL: Motion carries.

18 MR. SASSER: Okay. The next  
19 amendment is a house cleaning amendment that is  
20 an amendment to Rule 585-x-4-.03 regarding  
21 eligibility and requirements for cost recovery  
22 proposals. It changes the date from October 30th  
23 to November 30th of when the certified cost  
24 recovery proposals must be submitted to the  
25 board. And there was a typographical error that

1 appears to be in the previous rules incorrectly.

2 Any comment from the board or the  
3 public regarding amendments to this particular  
4 rule?

5 (No response.)

6 MR. CAMPBELL: Okay. Hearing no  
7 comments, I entertain a motion to adopt  
8 585-x-4-.03.

9 MR. SMITH: So moved. Robert  
10 Smith.

11 MR. FISHER: Second. Larry  
12 Fisher.

13 MR. CAMPBELL: We have a motion  
14 and a second.

15 Any discussion?

16 (No response.)

17 MR. CAMPBELL: All those in  
18 favor, "aye."

19 (All board members raise hands.)

20 MR. CAMPBELL: All those  
21 opposed?

22 (No response.)

23 MR. CAMPBELL: Motion carries.

24 MR. SASSER: The next amendment  
25 is an amendment to Rule 585-x-4-.07 regarding the

1 maximum number of wireless 911 charges to be  
2 imposed on a single subscriber location. It's a  
3 house cleaning rule primarily. There's a  
4 typographical error that's been corrected. It  
5 now should read 11-98-4.1 and an amended and  
6 updated language to maximum proposed amendments  
7 to previous 11 -- to the previous rule we just  
8 adopted -- or amended.

9 Any comments from the board or  
10 public regarding this particular amendment?

11 (No response.)

12 MR. CAMPBELL: Are there any  
13 comments from the public?

14 (No response.)

15 MR. CAMPBELL: Hearing none, I  
16 would entertain a motion to adopt Rule  
17 585-x-4-.07.

18 MR. FISHER: So moved. Larry  
19 Fisher.

20 MR. SMITH: Second. Robert  
21 Smith.

22 MR. CAMPBELL: We have a motion  
23 and a second.

24 Any discussion?

25 (No response.)

1 MR. CAMPBELL: Hearing none, all  
2 those in favor, "aye."

3 (All board members raise hands.)

4 MR. CAMPBELL: All those  
5 opposed?

6 (No response.)

7 MR. CAMPBELL: Motion carries.

8 MR. SASSER: Okay. The next  
9 rule and the last one -- or next amendment and  
10 the last one I believe is an amendment to Rule  
11 585-x-4-.09. And it's an amendment to the rule  
12 we passed in 2018 regarding additional  
13 distribution to emergency communication districts  
14 from the Cost Recovery Fund. Corrects some  
15 typographical errors and also takes into account  
16 the legislation that was passed last year  
17 regarding the powers and duties of the board and  
18 it talks about the establishment of a sustainable  
19 funding mechanism for advisory services, grants,  
20 and training for emergency communication  
21 districts, as well as language that outlines the  
22 process for excess distribution after two or more  
23 emergency communication districts consolidate.

24 Are there any comments?

25 MS. MISSILDINE: I do have one

1 comment.

2 Mr. Campbell, I believe you asked us  
3 to make an addition of language or change of  
4 language. We made the addition, but we did not  
5 make the deletion. So in paragraph six it says,  
6 about midway through, Then the board may in its  
7 discretion set aside an amount annually. We are  
8 striking the word "annually" because we have "at  
9 its discretion." And that was the addition you  
10 requested so that we don't limit our self to once  
11 per year should we have funds available to grant  
12 out. So we will strike the word "annually" in  
13 paragraph six.

14 MR. SASSER: In paragraph six.  
15 Okay. That was an amendment to the original  
16 rule. Okay. That needs -- that's a proposal  
17 that was changed from what was sent from the  
18 notice of transmittal to the Legislative  
19 Reference Service to reflect -- you're striking  
20 the word "annually"?

21 MS. MISSILDINE: Striking the  
22 word "annually."

23 MR. CAMPBELL: How do we handle  
24 that?

25 MR. SASSER: If that is

1 satisfactory with the board, it's fine. It will  
2 just be adopted as changed and it will be  
3 reflected in the record and then sent over to the  
4 Legislative Reference Service. You have to  
5 notate that when you send that rule that it was  
6 adopted with a slight change from what was sent  
7 over with the notice of intended action.

8 MR. CAMPBELL: Is there any  
9 comment from the public?

10 (No response.)

11 MR. CAMPBELL: All right.

12 Hearing none, I will entertain a motion to adopt  
13 Rule 585-x-4-.09 as amended to remove the word  
14 "annually" from paragraph six.

15 MR. JOHNSON: Fred Johnson. So  
16 moved.

17 MR. CAMPBELL: We have a motion  
18 and a second.

19 MR. WALLACE: Second. Brandon  
20 Wallace.

21 MR. CAMPBELL: We have a motion  
22 and a second.

23 Any discussion from the board?

24 (No response.)

25 MR. CAMPBELL: All right. All

1 those in favor, "aye."

2 (All board members raise  
3 hands.)

4 MR. CAMPBELL: Opposed?

5 (No response.)

6 MR. CAMPBELL: Motion carries.

7 MR. SASSER: Okay. And that  
8 should conclude our public hearing on the  
9 adoption of these 12 amendments to our rules.  
10 We're finished.

11 We'd ask that each one of the rules  
12 that have been passed be attached to the  
13 transcript as exhibits to the transcript. And I  
14 have given you those 12 rules before we started  
15 the hearing. So, with that, just a house  
16 cleaning rule, makes sure those rules are  
17 attached to the transcript.

18 MR. CAMPBELL: All right. So  
19 at this time our public hearing is complete.

20 (Board Exhibits 1 through 12  
21 were marked for identification  
22 and are attached to the  
23 original transcript.)

24 (Proceedings concluded at  
25 10:24 a.m.)

1 STATE OF ALABAMA)

2 COUNTY OF ELMORE)

3

4

5 I hereby certify that the above  
6 proceedings were taken down by me and transcribed  
7 by me using computer-aided transcription and that  
8 the above is a true and accurate transcript of  
9 said proceedings taken down by me and transcribed  
10 by me.

11 I further certify that I am neither  
12 of kin nor of counsel to any of the parties nor  
13 in anywise financially interested in the outcome  
14 of this case.

15 I further certify that I am duly  
16 licensed by the Alabama Board of Court Reporting  
17 as a Certified Court Reporter as evidenced by the  
18 ACCR number following my name found below.

19

20

21

22

*Victoria Castillo*

23

24

VICTORIA CASTILLO, ACCR #17, 9/30/20

25

FREELANCE COURT REPORTER

**ALABAMA 911 BOARD  
Public Hearing on 05/20/2020**

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