

**INTER-MUNICIPAL
TOMPKINS COUNTY EMERGENCY RESPONSE OVERSIGHT
COMMITTEE AGREEMENT**

Pursuant to Section 119-o of the General Municipal Law, the undersigned public agencies, municipalities, and entities hereby enter into this Agreement to form a five-year renewable Tompkins County Emergency Response Oversight Committee, hereinafter referred to as EROC. The Participating Voting Agencies (“Members”) as defined through the EROC By-Laws are:

- Tompkins County Department of Emergency Response
- Tompkins County Sheriff’s Office
- Tompkins County Information Technology Services
- Tompkins County District Attorney
- City of Ithaca Public Information & Technology
- City of Ithaca Police Department
- New York State Police, Troop C Zone 3
- Tompkins County Village Police Departments
- Tompkins County Campus Police Departments
- City of Ithaca Fire Department
- Tompkins County Volunteer Fire Departments
- Tompkins County Nonprofit/Government, Community-Based Ambulance Providers
- Tompkins County Commercial Ambulance Provider
- Tompkins County Legislature
- Tompkins County Council of Governments

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The Participating Non-Voting Agency-(ies) (“Members”) as defined through the EROC By-Laws are:

Tompkins County Airport

New York State Park Police, Finger Lakes Region

This agreement shall become effective upon execution by each and every Participating Agency and shall be in force for the period beginning upon full execution through December 31, 2022 and may be renewed for an additional five years by appropriate resolutions by each of the partner agencies on or before December 31, 2022, all other terms and conditions of this agreement remaining the same.

Establishing a Program

The parties hereby establish an ongoing partnership for the purpose of jointly planning, providing, and coordinating shared public safety operations, technology, and training services supported by Tompkins County. The EROC will coordinate with the Tompkins County Departments and other providers as necessary and agreed upon by EROC. EROC will be governed under the terms and conditions of the EROC By-Laws. EROC agencies may use the group as a vehicle for voluntarily sharing information, equipment, publicity about programs, and/or coordinating their respective services.

Sharing Program Costs

EROC may have an annual operational budget as determined by the Tompkins County budgeting process and responsible Tompkins County Departments as programmed into the Tompkins County budgetary unit(s). A project review/work plan based on the use of these funds will be submitted to the legislative committee responsible for public safety no later than the first quarter of each year. Voting EROC members will receive the following:

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1. Tompkins County shall provide EROC partners access to and technical support for the following applications: Traffic and Criminal Software (TraCS), Spillman Shared Public Safety Systems, NYS Justice Portal, NYS Integrated Justice Portal, LiveScan Digital Fingerprinting, radios and any other systems or services included in the annual EROC work plan.
2. Tompkins County shall provide EROC partners with technical assistance and/or project planning assistance based on any new initiatives included in the annual EROC work plan.
3. Tompkins County shall provide response to technology items or services for EROC partners between the core hours of Monday through Friday, 7:30 a.m. – 5:00 p.m. There is no guaranteed response time for the overnight hours between 5:00 p.m. and 7:30 a.m. Emergencies notwithstanding, any County-provided service(s) outside of these core hours must be scheduled two weeks in advance and mutually agreed upon between Tompkins County and the EROC partner.

Any proposed project outside of the scope of the base operational services described above must include a funding plan and be mutually agreed upon by the impacted EROC members. Any additional funding required from members above and beyond the annual County Budget allocation must be approved by each individual agency participating in the project.

Governance

Name: The governing board shall be called Tompkins County Emergency Response Oversight Committee (EROC).

Membership: EROC shall have a total of 17 (seventeen) voting members. The partners include: Tompkins County Department of Emergency Response Director (1),

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Tompkins County Department of Emergency Response Communications Center Manager (1), Tompkins County Sheriff (1), Tompkins County Information Technology Services Director (1), Tompkins County District Attorney (1), City of Ithaca Police Chief (1), City of Ithaca City Clerk (Public Information and Technology) (1), New York State Police Troop C Zone 3 Commander(1), Village Police Chief representative (1), Campus Police Chief representative (1), Ithaca Fire Chief (1), Volunteer Firefighter representatives (2), Nonprofit/Government, Community-Based Ambulance Service representative (1), Commercial Ambulance Provider representative (1), Tompkins County Council of Governments representative (1), and Tompkins County Legislature representative (1).

Roles of the Tompkins County Emergency Response Oversight Committee

EROC shall operate under its own by-laws that have been initially approved by the Tompkins County Legislature and subsequently ratified through the signing of this Agreement by all Participating Agencies. The Law Enforcement Sub-Committee, as defined in the EROC Bylaws shall also work as, and replace the Public Safety Answering Point (PSAP) Operations Committee and serve to review dispatch protocols and procedures and other duties as outlined in the Memorandum of Understanding, Jurisdictional Protocol for Emergency 911 Call Services, County of Tompkins Communications Center, Dispatch Procedures for Requests for Police Services, Nearest Available Unit Concept, (formerly known as the "Closest Car Concept"), that was put into place on or about October 15, 2015.

Roles of Tompkins County Departments

Staff from the Tompkins County Departments will work with Participating Agencies to provide support to EROC that includes:

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- assistance in developing an annual work plan of priority planning, oversight, and evaluation issues;
- assistance in developing options and guidelines as needed to implement the EROC work plan;
- staff support to EROC to implement work plan;
- preparation of meeting agendas in consultation with the EROC chair;
- preparation and management of meeting records;
- preparation of contracts with providers as authorized by EROC and Tompkins County;
- coordination with the partners to assure that program meets the needs of the EROC members;
- coordination with partners to assure that policy and procedure questions that require EROC involvement and/or decisions are acted on in a timely way;
- coordination with partners to define and develop policy, procedures, and IT requirements specific to the scope of activities and responsibilities associated with EROC agencies.

Roles of Participating Agencies

The Participating Agencies will be responsible for:

- upon request, providing a yearly summary of participation and periodically highlighting any trends or significant changes in program participation, feedback, expenses, or revenues for EROC;
- tracking participation in formats and on a schedule requested by or acceptable to EROC;
- recommending programs or changes to improve services and/or lower costs;
- providing timely response to account management requirements as determined by EROC and Tompkins County;

- maintaining the integrity of information and system components.

Fiscal Accountability

Tompkins County is the fiscal agent for the Partnership. Tompkins County will administer those funds in accordance with the EROC annual work plan.

As a condition of this agreement, Tompkins County and designated provider(s) shall maintain records of expenses and revenues as required by EROC.

Liability

No party (Participating Agency or municipality) shall have any financial liability to any other Participating Agency other than the contributions agreed to by Participating Agencies, and no Participating Agency or municipality shall be liable to any other agency or any member of the public for the performance, non-performance, or any breach of this agreement.

Dispute Resolution

In the event of any dispute, claim, question, or disagreement arising from or relating to this agreement or the breach thereof, the parties shall use their best efforts to settle the dispute, claim, question, or disagreement. To this effect, they shall consult and negotiate with each other in good faith and, recognizing their mutual interests, attempt to reach a just and equitable solution satisfactory to all parties.