

Resolution 2012-69
Setting Fees for Copying of 9-1-1 Call Recordings
(Rescinds Resolution 2008-50)

WHEREAS, the Kootenai County Board of Commissioners is authorized under *Idaho Code* § 9-338 to set fees related to the copying and dissemination of public records within the custody and possession of Kootenai County; and

WHEREAS, the Kootenai County Sheriff's Department, 9-1-1 Division ("KCSO 9-1-1"), maintains a record of calls received at the Central Dispatch center by means of recorded "logging tapes" (whether actually kept on recording tapes or electronic media); and

WHEREAS, KCSO 9-1-1 receives requests from various governmental entities, as well as private citizens, for copies of these recordings; and

WHEREAS, the copying of these recordings may require a substantial amount of staff time; and

WHEREAS, it is necessary for KCSO 9-1-1 to charge fees for the preparation of these copies in order to help defray the costs of the recordings and staff time; and

WHEREAS, recent changes in *Idaho Code* § 9-338 have clarified the amounts which public entities may charge for responses to public records requests; and

WHEREAS, Resolution No. 2012-13, adopted on March 20, 2012, resolved that all departments will charge fees for responses to public records requests in accordance with *Idaho Code* § 9-338; and

WHEREAS, this has necessitated the repeal of Resolution No. 2008-50, adopted July 1, 2008, entitled "Setting Fees for Tape Copying/9-1-1," and the enactment of a new resolution setting fees for copying of 9-1-1 call recordings in compliance with *Idaho Code* § 9-338 and Resolution No. 2012-13;

NOW, THEREFORE, BE IT HEREBY RESOLVED that the following fees shall become effective as of the date of this Resolution and shall be administered by KCSO 9-1-1, and shall be paid at the time of the service provided.

1. Reproduction: A minimum charge of \$2.00 per compact disc (CD)/tape request will be charged for reproductions taking fewer than two person-hours to complete.
2. For requests requiring more than two person-hours to complete, an additional amount will be charged for labor in excess of two person-hours at the rate of the 9-1-1 Administrative Assistant. There shall be no charge for the first two person-hours of labor.

BE IT FURTHER RESOLVED that Resolution No. 2008-50, adopted on July 1, 2008, is hereby repealed and shall have no further force or effect.

Upon a motion to adopt the text of the foregoing Resolution made by Commissioner _____, seconded by Commissioner _____, the following vote was recorded:

Commissioner Nelson:
Commissioner Green:
Chairman Tondee:

Upon said roll call, the text of the foregoing was duly enacted as a Resolution of the Board of County Commissioners of Kootenai County, Idaho on the 3rd day of July, 2012.

KOOTENAI COUNTY
BOARD OF COMMISSIONERS

ATTEST:
CLIFFORD T. HAYES, CLERK

W. Todd Tondee, Chairman

By: _____
Deputy Clerk

Daniel H. Green, Commissioner

Jai Nelson, Commissioner

C: Sheriff, KCSD 9-1-1; Auditor; Prosecuting Attorney (Civil Division); file