

INDIANA STATEWIDE 911 BOARD

RESOLUTION NO. 2019-3

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
INDIANA STATEWIDE 911 BOARD IMPOSING AN ADJUSTMENT
TO THE MONTHLY RECURRING CHARGES PAID TO INDIGITAL**

WHEREAS, the Indiana Statewide 911 Board (the “Board”) is a separate public body corporate and politic of the State of Indiana (the “State”) created and existing under the authority of IND. CODE § 36-8-16.7-24;

WHEREAS, the Board is responsible for overseeing the statewide 911 system and the statewide 911 fund;

WHEREAS, on February 15, 2019, INdigital, one of the vendors under contract to build out and implement the NG911 network, experienced an outage as a result of a network failure within its system;

WHEREAS, the Board established a Systems Review Committee (the “Committee”) pursuant to Resolution 2019-2 to exercise the Board’s responsibilities with respect to reviewing the outage report and analysis prepared by the Board’s consultants (the “Report”) and to make certain recommendations for Board actions as permitted by the Contract for Services, dated July 13, 2015 (the “Contract”), between the Board and INdigital to the full Board;

WHEREAS, one of the actions the Board is permitted to take pursuant to the Contract is to make an adjustment to the monthly recurring service costs paid to INdigital as set forth in Exhibit B to the Contract (“Monthly Recurring Charges”), in the event one of the systems or services provided by INdigital experiences a Critical or Major Event (as defined in Section 2 of the Service Level Agreements (“SLAs”) of the Contract);

WHEREAS, as outlined in the Report, the Board’s consultants determined INdigital’s system and services experienced a Critical Outage on February 15, 2019;

WHEREAS, the Committee met on July 26, 2019 and again on August 30, 2019 to consider whether it is appropriate to adjust the Monthly Recurring Charges as a result of the outage, and, if so, the appropriate amount of such adjustment;

WHEREAS, the Committee recommended to the full Board on September 10, 2019 to impose an adjustment to the Monthly Recurring Charges, and also made a recommendation regarding the appropriate amount of such adjustment; and

WHEREAS, the Board considered the Committee’s recommendations on September 10, 2019, and, as permitted by the Contract, the Board now desires to adjust the Monthly Recurring Charges paid to INdigital as a result of the February 15, 2019 outage.

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA STATEWIDE 911 BOARD, THAT:

Section 1. Adjustment to Monthly Recurring Charges. Pursuant to Sections 1 and 2 of the SLAs included in Exhibit A to the Contract, the Board hereby determines to adjust the Monthly Recurring Charges paid to INdigital as a result of the February 15, 2019 outage. The amount of the specific adjustment will be considered by the full Board and voted on as a separate action.

Approved and adopted this 10th day of September, 2019, in Indianapolis, Indiana.



Kelly M. Mitchell, Board Chairperson

ATTEST:



Edward Reuter, Executive Director