

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Buffalo ) Application No. 911-023.03  
County, Kearney, seeking )  
funding approval for recurring ) ORDER APPROVING COSTS  
and non-recurring costs of )  
Enhanced Wireless 911 )  
implementation. ) Entered: August 1, 2007

BY THE COMMISSION:

By written request for funding dated February 5, 2007, Buffalo County, Kearney, sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service. In particular, Buffalo County requested funding for HTE-Looking Glass Mapping software which was installed in November 2006. HTE-Looking Glass Mapping software was not part of the approved products contained within the Commission's original request for proposal (RFP). Additionally, Buffalo County sought funding for certain equipment related to the use of the software. Total costs requested are **\$23,600.00**.

At the request of Commission staff, Buffalo County provided additional documentation regarding the software and costs incurred to demonstrate that it meets all of the specifications set forth in the RFP. However, questions regarding the funding request remained and a hearing was held on July 10, 2007.

Mr. Tony Paulsen testified on behalf of Buffalo County with respect to their funding request. Mr. Paulsen stated that the actual costs incurred exceeded the original amount requested but that the county was not seeking the additional funds. Furthermore, Mr. Paulsen reviewed each of the invoices and other documentation offered in support of the funding request. Mr. Paulsen also confirmed that the software and equipment were consistent with the requirements of the RFP and that the upgrades were necessary for the provision of wireless E911 service.

O P I N I O N     A N D     F I N D I N G S

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Based upon the evidence presented, the Commission finds that costs requested are eligible under Neb. Rev. Stat. § 86-465 (2006 Supp.). All costs have been incurred or will be incurred for the provision of Phase II wireless enhanced 911 service.

Additionally, the Commission finds that although the software was not originally part of the approved software under the Commission's RFP, it meets the requirements and specifications set forth in the RFP.

The Commission finds that payment should be made to Buffalo County in the amount of **\$23,600.00** for non-recurring costs.

The Commission reserves the right to modify any costs associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund or, if a lawful order issued in or for any fiscal year during the term of the contract reduces the funds appropriated or authorized in such amounts as to preclude making the payments from the Fund, the Commission will not be responsible for any costs not reimbursed by the Fund.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that that the request for funding of Buffalo County shall be granted.

IT IS FURTHER ORDERED that the Commission shall remit to Buffalo County from the Enhanced Wireless 911 Fund **\$23,600.00** for non-recurring costs as described herein.

MADE AND ENTERED at Lincoln, Nebraska this 1st day of August, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director