

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Clay County) Application No. 911-023.28
Public Safety Answering Point,)
Clay Center, seeking funding)
approval for recurring and non-) ORDER APPROVING FUNDING
recurring costs of Enhanced)
Wireless 911 implementation.)
) Entered: October 3, 2006
)

BY THE COMMISSION:

On December 20, 2005, the Nebraska Public Service Commission approved a written request received from Clay County, Clay Center, for funding from the Enhanced Wireless 911 Fund for expenses to develop and maintain Geographical Information System (GIS) data necessary for the implementation of Phase II wireless enhanced 911. On July 17, 2006, the County filed a request for reimbursement of initial charges paid by the County in the amount of **\$16,000.00** for the initial development of GIS data undertaken by the County prior to seeking funding.

Payment was made by the County to GIS Workshop and documentation of the payment has been provided. Further, the County has submitted a copy of the contract with GIS Workshop for development of the data and a written verification that it has received the GIS data from GIS Workshop and that it contains all necessary map layers. The documentation shows that of the **\$16,000** requested, **\$8,000** was for MSAG development and not eligible for reimbursement from the Fund.

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

This request for funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-469 (2006 Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the October 18, 2005 order Adopting Guidelines for GIS Funding in Docket No. 911-011.

Costs requested are eligible under Neb. Rev. Stat. § 86-465 (2006 Supp.). All costs have been incurred for the development of GIS data which is necessary for the future implementation of Phase II wireless enhanced 911 service.

Because Clay County has already paid GIS Workshop for the initial GIS data development, the Commission finds that payment should be made to Clay County in the amount of **\$8,000.00**, the

amount attributable to development of map data and eligible for reimbursement from the Fund.

The Commission and its authorized staff shall have access to all data developed. Additionally, agencies and political subdivisions of the State of Nebraska, to the extent allowed by law and by agreement of the parties, shall have access to data as deemed appropriate by the Commission. The data and all updates shall be provided for inclusion in the centralized GIS data repository.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund for GIS development or if a lawful order issued in or for any fiscal year during the term of the contract for services 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 the request for funding of Clay County shall be approved consistent with the terms outlined herein.

IT IS FURTHER ORDERED that the Commission shall remit to Clay County **\$8,000.00**.

MADE AND ENTERED at Lincoln, Nebraska this 3rd day of October, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST: