

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Norfolk Police) Application No. 911-023.39
Department, Norfolk, seeking)
funding approval for recurring) ORDER APPROVING FUNDING
and non-recurring costs of) REQUEST IN PART
Enhanced Wireless 911)
implementation.) Entered: May 30, 2007

BY THE COMMISSION:

By written request for funding dated February 2, 2007, Norfolk Police Department (Norfolk PD), Norfolk, sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Norfolk PD sought non-recurring costs in the amount of **\$161,812.00** for the purchase and installation of equipment and mapping software necessary to implement enhanced wireless 911 service.

Norfolk PD provided supporting documentation for the equipment and associated expenses from its vendors, Racom and Bullberry, neither of which are Vendors of Choice. Additionally, Norfolk PD provided documentation that it has made payment in full for the equipment and software. The Enhanced Wireless 911 Advisory Board considered Norfolk PD's request at its March 23, 2007 meeting and recommended that the Commission approve payment for the equipment up to the amounts allowed by vendors of choice and to approve the reimbursement for Bullberry mapping software on the condition that it meets the requirements in the Commission's Request for Proposal (RFP). Norfolk PD subsequently provided documentation indicating that the Bullberry software meets the specifications set forth in the RFP. Furthermore, Commission Staff compared all equipment pricing to RFP responses from the Vendors of Choice.

The costs of several items listed in the supporting documentation exceed the prices contained in vendors' responses to the RFP. All costs contained within the request for funding and supporting documentation are set forth in the confidential attachment Appendix A, attached hereto and incorporated herein by this reference. Of the total amount requested, **\$40,800.00** is attributable to the Bullberry mapping software. Those items priced above the RFP are listed in Appendix A and total **\$6,873.00**.

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 request for funding, supporting documentation, and in consideration of the recommendation of the Advisory Board, the Commission is of the opinion and finds that costs requested, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

This funding request was received prior to February 16, 2007. Pursuant to the Interim Policy, the Commission therefore considers this funding request for full reimbursement without being subject to the wireless/landline allocation factor established in the Commission's February 17, 2007 order.

The Commission further finds that the funding request shall be granted only to the extent the pricing complies with vendors of choice responses to the RFP.

Therefore, the request for funding for equipment should be granted in part in the amount of **\$114,138.20** in non-recurring costs. Additionally, funding for the Bullberry mapping software is granted in the amount of **\$40,800.00**. Said amounts are consistent with the pricing set forth in the vendor's response to the RFP. These amounts do not include costs associated any amounts requested in excess of the prices offered in response to the RFP as outlined in Appendix A.

The Fund shall therefore pay to Norfolk PD the amount of **\$154,938.20** consistent with the terms of this order and the amounts set forth in Appendix A.

Should Norfolk PD wish to be heard by the Commission regarding those portions of the funding request related to the amounts in excess of the prices offered in the response to the RFP

it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

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

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Enhanced Wireless 911 Fund shall pay to Norfolk PD the amount of **\$154,938.20** consistent with the terms of this order and the amounts set forth in Appendix A for the equipment necessary to provide enhanced wireless 911 service.

IT IS FURTHER ORDERED should Norfolk PD wish to be heard by the Commission regarding those portions of the funding request related to the amounts in excess of the prices offered in the response to the RFP, it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

MADE AND ENTERED at Lincoln, Nebraska this 30th day of May, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director