

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Kimball ) Application No. 911-023.43  
County, Kimball, seeking )  
funding approval for recurring )  
and non-recurring costs ) ORDER APPROVING FUNDING FOR  
associated with Enhanced ) GIS SOFTWARE AND MAINTENANCE  
Wireless 911 implementation. )  
) Entered: November 20, 2007

BY THE COMMISSION:

By written request for funding received March 21, 2007, Kimball County, Kimball seeks funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service. In particular, Kimball County seeks funding for Orion MapStar and a maintenance agreement.

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).

Kimball County seeks to purchase the Orion MapStar and maintenance from Embarq, who is not a vendor of choice. Therefore, hearing on the funding request was held via video conference on November 6, 2007. Kimball County seeks **\$23,972.00** in non-recurring costs for the software and an additional **\$6,954.12** annually for maintenance for a period of four (4) years. Embarq provided an affidavit regarding its pricing. Additionally, pricing was compared to similar offerings in responses to the Commission Request for Proposals and found it to be comparable. The Enhanced Wireless 911 Advisory Board considered the funding request at its March 23, 2007 meeting and recommended that the Commission approve the request.

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.

Based upon the Commission finds that payment should be made to Kimball County or its designee in the amount of **\$23,972.00** pursuant to the terms of the contract for non-recurring costs. Additionally, the Commission finds that payment of **\$6,954.12** should be made to Kimball County or its designee annually for maintenance consistent with the terms of its contract for a period not to exceed four (4) years.

Embarq did not request that it be added as a vendor of choice and nothing in this order is intended to amend the approved vendor list.

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 Commission that Kimball County's funding request is approved as outlined herein.

IT IS FURTHER ORDERED that the Commission shall remit to Kimball County or its designee from the Enhanced Wireless 911 Fund **\$23,972.00** for non-recurring costs and **\$6,954.12** annually in recurring costs as described herein and consistent with the terms of Kimball County's contract with its vendor.

MADE AND ENTERED at Lincoln, Nebraska this 20th day of November, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director