

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Nuckolls ) Application No. 911-023.52  
County, Public Safety Answering )  
Point, Nelson, seeking funding )  
approval for recurring and non- ) ORDER APPROVING FUNDING  
recurring costs of Enhanced )  
Wireless 911 implementation. ) Entered: June 19, 2007

BY THE COMMISSION:

By written requests for funding received Nuckolls County, Nelson, seeks funding from the Enhanced Wireless 911 Fund (Fund) for expenses to develop and maintain Geographical Information System (GIS) data necessary for the implementation of Phase II wireless enhanced 911. Additionally, Nuckolls County seeks reimbursement for costs incurred for the maintenance of its MSAG from July 1, 2006 to June 30, 2007 and initial amounts expended to development GIS data.

Nuckolls County has entered into a contract for services with GIS Workshop for the development and maintenance of GIS Data and has provided a copy of the contract with its request for funding. Nuckolls County has also provided documentation for the costs incurred related to the MSAG maintenance and GIS development.

In the contract, Nuckolls County authorized the Nebraska Public Service Commission to remit all future payments for GIS data development and maintenance to GIS Workshop.

Nuckolls County requests reimbursement of **\$11,000.00** for costs incurred for GIS data development and **\$4,000.00** in costs for the annual MSAG support. Prospectively, Nuckolls County seeks initial costs of **\$9,000.00** for development of map layers and enhancements. Additionally, Nuckolls County seeks recurring costs associated with maintenance of the GIS data in the amount of **\$25,00.00** over a five-year period paid in annual installments of \$5,000.00.

## 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 Cum. 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 Adopting Guidelines for GIS Funding in Docket No. 911-011.

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

The Commission finds that payment should be made to GIS Workshop in the amount of **\$9,000.00** for the non-recurring costs pursuant to the terms of the contract and subject to any limitations herein. The Commission further finds payment should be made to GIS Workshop for recurring costs associated with the five (5) year maintenance plan totaling **\$25,000.00**. Said recurring costs shall be paid in annual installments of \$5,000.00 pursuant to the terms of the five year contract subject to the limitations herein for a period not to exceed five (5) years.

Additionally, the Commission finds that reimbursement should be paid to Nuckolls County in the amount of **\$15,000.00** for costs already incurred.

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 and maintenance 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.

The Commission reserves the right to modify any amounts approved herein in the future, consistent with the permanent funding mechanism established pursuant to LB 1222 [2006].

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request for funding of Nuckolls County shall be granted subject to the terms herein.

IT IS FURTHER ORDERED that the Commission shall remit to GIS Workshop from the Enhanced Wireless 911 Fund **\$9,000.00** for nonrecurring costs and annual recurring costs of **\$5,000.00** as described herein.

IT IS FINALLY ORDERED that the Commission shall remit to Nuckolls County **\$15,000.00** in reimbursement for costs already incurred.

MADE AND ENTERED at Lincoln, Nebraska this 19th day of June, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director