

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Rock County,            ) Application No. 911-023.60  
Public Safety Answering Point,        )  
Bassett, seeking funding                ) ORDER APPROVING FUNDING  
approval for recurring and non-        ) REQUEST  
recurring costs of Enhanced            )  
Wireless 911 implementation.         ) Entered: December 16, 2008

BY THE COMMISSION:

By written request for funding dated October 13, 2008, Rock County, Bassett, seeks funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Rock County seeks non-recurring costs in the amount of **\$186,356.00** for the purchase and installation of equipment necessary to implement enhanced wireless 911 service and **\$8,300.00** for the purchase and installation of an additional mapping software license. Additionally, Rock County seeks a total of **\$54,135.00** for four (4) years of equipment maintenance commencing after the expiration of the one (1) year warranty period; and **\$14,604.00** for five (5) years of mapping software support. All costs for equipment and software maintenance and support would be paid in annual installments. Some elements of the equipment and software being purchased are also necessary to provide regional E911 services to Keya Paha, Brown, and Cherry Counties. A copy of their inter-local agreement has also been provided.

Rock County has entered into a contract with GeoComm, Inc. (GeoComm) for five years of software maintenance and has provided a copy of the contract with its request for funding.

All amounts requested for mapping software support are consistent with GeoComm's response to the Commission's RFP as amended and approved by the Commission in Docket No. 911-011/PI-79 on June 24, 2008. In its contract with GeoComm, Rock County authorizes the Nebraska Public Service Commission to remit payments directly to the vendor consistent with the terms of the contract.

Amounts requested for equipment are also consistent with the vendor's response to the RFP.

Rock County provided supporting documentation in support of its request. The Enhanced Wireless 911 Advisory Board considered Rock County's request at its October 15, 2008 meeting and

recommended that the Commission approve payment in the amount of **\$138,152.00** which did not include any amounts necessary for the support of the other counties as no inter-local agreement between the counties had been signed at the time. Subsequently, Rock County submitted the signed inter-local agreement.

#### 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. (2008 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 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 subject to the wireless/landline allocation factor established in the Commission's February 17, 2007 order. However, Rock County has submitted evidence of financial need and the equipment will be used to support multiple PSAPs. Therefore, the Commission finds that the request should be considered for full reimbursement.

Rock County's request includes costs associated with maintenance and service plans for both equipment and software. The Commission finds that maintenance of the equipment and software is essential to ensure the proper operation of the statewide 911 system and should be funded to the extent funds are available during this interim period, subject to change based upon the availability of funds and the permanent funding mechanism.

Therefore, the request for funding should be granted in the amount of **\$186,356.00** for the purchase and installation of equipment necessary to implement enhanced wireless 911 service and **\$8,300.00** for the purchase and installation of an additional

mapping software license. Additionally, the funding request should be granted in the amount of **\$54,135.00** for four (4) years of equipment maintenance commencing after the expiration of the one (1) year warranty period; and **\$14,604.00** for five (5) years of mapping software support subject to the limitations set forth herein.

The Fund shall therefore pay to Rock County or its designee the amounts set forth above consistent with the terms of this order and the respective contracts. All amounts for maintenance and software support shall be paid in annual installments consistent with the terms of the order and the contracts with the vendors. With respect to the mapping software support, the Commission finds that payment should be made to GeoComm pursuant to the schedule set forth in its contract.

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.

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 Rock County's request for funding is hereby granted.

IT IS FURTHER ORDERED that the Fund shall pay to Rock County or its designee amounts consistent with the terms of this order.

MADE AND ENTERED at Lincoln, Nebraska this 16th day of  
December, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director