

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Lancaster) Application No. PSAP-036.2
County PSAP, Lincoln, seeking)
additional funding for recurring)
and non-recurring costs of) GRANTED
Wireless E-911 implementation.)
)
) Entered: October 18, 2005

BY THE COMMISSION:

By written request for funding received November 24, 2004, Lancaster County PSAP, Lincoln, sought funding from the Enhanced Wireless 911 Fund for expenses of implementing and providing enhanced wireless 911 service. City of Lincoln/Lancaster County's PSAP is served by the following wireless carriers: Alltel Wireless, AT&T, Cricket, Sprint, T-Mobile, US Cellular and Western Wireless. City of Lincoln/Lancaster County's request for funding was approved in an order entered February 23, 2005.

City of Lincoln/Lancaster County sought initial non-recurring costs of \$429,192.00 and recurring costs of \$14,105.00 per month to implement and provide enhanced wireless 911 service for each of the above-listed wireless carriers. However, when the initial contract for Phase I implementation was negotiated, Alltel, Lincoln/Lancaster County's local exchange carrier was provided tower counts rather than sector counts for US Cellular and Cricket. As a result, costs estimated by Alltel based upon the tower counts were insufficient.

City of Lincoln/Lancaster's later request that their funding be increased from \$29,250 to \$74,250 for US Cellular and from \$18,000 to \$51,750 for Cricket for non-recurring costs was approved by the Commission on August 30, 2005.

On July 19, 2005, City of Lincoln/Lancaster County requested a further increase in funding of \$2,000 from \$85,500 to \$87,500 for Sprint in nonrecurring charges. The additional cost is due to the building of new towers.

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

This request for increased funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (2004 Cum. Supp.), 291 Neb. Admin. Code, Chapter 1, Section 5, and Progression Order No. 5 in Commission Docket 911-001, entered July 16, 2002.

The additional costs requested are eligible under Neb. Rev. Stat. § 86-465 (2004 Cum. Supp.). All costs have been incurred or will be incurred for the purchase, installation, maintenance and operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

The Commission finds that the increased costs should be approved. City of Lincoln/Lancaster County is therefore approved for initial non-recurring costs of \$508,839.00 and recurring costs of \$14,105 per month to implement and provide enhanced wireless 911 service for each of the above-listed wireless carriers.

Because City of Lincoln/Lancaster County authorized Alltel to receive all payments on its behalf for wireless enhanced 911, the Commission finds that payment should be made to Alltel upon invoice. Only invoices that comport with the approved costs in this order will be paid. Recurring costs requested for partial months must be pro rated.

Based upon the request for funding and supporting documentation, the Commission is of the opinion and finds that the request for funding should be granted. All costs of Nebraska Universal Service Fund (NUSF) surcharges and any legitimate government-imposed taxes or surcharges assessed on enhanced wireless 911 charges should also be paid. The Commission further finds that the Commission should true-up its subscriber counts and provide wireless cell site information on a quarterly basis and that the Commission should adjust payments for non-recurring and recurring charges accordingly.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that City of Lincoln/Lancaster County's request for increased funding shall be granted.

IT IS FURTHER ORDERED that upon invoice from Alltel, the Commission shall remit to Alltel amounts that comport with this order.

IT IS FURTHER ORDERED that any government-imposed taxes or surcharges assessed on enhanced wireless 911 charges shall be paid.

It is FURTHER ORDERED that the Commission should true-up its subscriber counts and provide wireless cell site information on a quarterly basis and that the Commission should adjust payments for non-recurring and recurring charges accordingly.

MADE AND ENTERED at Lincoln, Nebraska this 18th day of October, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director