

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the City of) Application No. 911-023.54
Wayne Public Service Answering)
Point, Wayne, seeking funding) ORDER APPROVING FUNDING
approval for recurring and non-)
recurring costs of Enhanced)
Wireless 911 implementation.) Entered: April 28, 2009

BY THE COMMISSION:

By written request for funding received January 12, 2009, the City of Wayne Public Service Answering Point, Wayne, (City of Wayne) seeks funding from the Enhanced Wireless 911 Fund (Fund) for implementing and providing enhanced wireless 911 service.

In its application, the City of Wayne seeks non-recurring costs in the amount of **\$18,500.00** for the purchase and installation of software necessary for enhanced wireless 911 service. Additionally, the City of Wayne seeks funding for five years software maintenance totaling **\$14,604.00** paid in annual installments over a five-year period. The City of Wayne has entered into a contract with GeoComm, Inc. (GeoComm) for the purchase, installation, training, and five-year maintenance of GeoLynx software and has provided a copy of the contract with its request for funding.

The Enhanced Wireless 911 Advisory Board considered the City of Wayne's request at its April 6, 2009 meeting and recommended that the Commission approve payment in full. All amounts requested are consistent with GeoComm's response to the Commission's RFP as amended and approved by the Commission on June 24, 2008 in Docket No. 911-011/PI-79. In its contract with GeoComm, the City of Wayne authorizes the Nebraska Public Service Commission to remit payments directly to the vendor.

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. 2008), 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, amended December 16, 2008 (Interim Policy).

Costs requested are eligible under Neb. Rev. Stat. § 86-465 (Cum. Supp. 2008). All costs have been incurred or will be

incurred for the provision of Phase II wireless enhanced 911 service.

The Commission finds that payment should be made to GeoComm in the amount of **\$18,500.00** pursuant to the terms of the contract for non-recurring costs. Further, the Commission finds that payment should be made to GeoComm in the amount of **\$14,604.00** pursuant to the terms of the contract for recurring costs. Payments shall be made on an annual basis as set forth in the contract over a five-year period and the total amount of all five payments shall not exceed **\$14,604.00**.

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 Nebraska Public Service Commission that the request for funding of the City of Wayne shall be granted.

IT IS FURTHER ORDERED that the Commission shall remit to GeoComm from the Enhanced Wireless 911 Fund **\$18,500.00** for non-recurring costs as described herein.

IT IS FINALLY ORDERED that the Commission shall remit to GeoComm the amount of **\$14,604.00** pursuant to the terms of the contract for recurring costs. Payments shall be made on an annual basis as set forth in the contract over a five-year period and the total amount of all five payments shall not exceed **\$14,604.00**.

MADE AND ENTERED at Lincoln, Nebraska this 28th day of April, 2009.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director