

Chairman Frank Landis called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. Chairman Landis invited the public to address the Commission and also announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room. No announcements were made.

GENERAL ADMINISTRATION

Notice was duly published June 16, 2009 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held June 23, 2009 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, June 23, 2009

C-4165 Commission Niobrara Room, Lincoln. Planning Conference.
1:30 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether it is appropriate for telecommunications companies to assess intrastate transit charges on Extended Area Service Traffic. Commissioner Jerry Vap presiding as Hearing Officer.

Friday, June 26, 2009

FC-1336 Commission Niobrara Room, Lincoln. Planning Conference.
10:00 In the Matter of the Formal Complaint of Nebraska Technology & Telecommunications, Inc., Omaha, alleging violation of the Interconnection Agreement and of anticompetitive behavior of Windstream Nebraska, Inc., Little Rock, Arkansas. Commissioner Frank Landis presiding as Hearing Officer.

COMMUNICATIONS DEPARTMENT

C-3206 In the Matter of the Commission, on its own motion, seeking to administer the Nebraska Internet Enhancement Fund (NIEF): Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to seek Commission approval to open an application period and seek applications to fill the vacant positions on the NIEF Advisory Board. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4166/ DC-76 In the Matter of the Commission, regarding the 2008 Annual Report Filings. Commissioner Tim Schram presiding as Hearing Officer: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order of partial dismissal. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4168 In the Matter of Clarks Telecom Company, Clarks, seeking cancellation of the Certificate of Public Convenience and Necessity of Clarks Telecom Long Distance Company to provide inter-exchange telecommunications services and withdrawal of tariff: Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4169 In the Matter of NexUStel, LLC, Miami, Florida, seeking cancellation of Certificate of Public Convenience and Necessity for intrastate telecommunications services in Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4170 In the Matter of Protocall LLC, Olathe, Kansas, seeking to withdraw its authority to provide local exchange services within the State of Nebraska: Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter orders granting Applications E-2216 and E-2219. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

E-2216 In the Matter of Norris Public Power District, Beatrice, seeking authority to construct, operate and maintain electric transmission lines in Thayer County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

E-2219 In the Matter of Loup River Public Power District, Columbus seeking authority to construct, operate and maintain an electric transmission line in Platte County.

C-3206 In the Matter of the Commission, on its own motion, seeking to administer the Nebraska Internet Enhancement Fund: Gene Hand informed the Commission that \$1,000.00 was transferred from the Competitive Market Fund to the Nebraska Internet Enhancement Fund on June 16, 2009.

COMMUNICATIONS DEPARTMENT (Cont.)

Gene Hand informed the Commission that a Hearing Officer's Order was entered June 16, 2009, setting a procedural schedule and scheduling a hearing for September 16, 2009, at 9:30 a.m. in the Commission Hearing Room, Lincoln in Dockets FC-1332 and FC-1335. Commissioner Tim Schram presiding as Hearing Officer:

FC-1332 In the Matter of the Formal Complaint of Orbitcom, Inc., Sioux Falls, South Dakota, seeking a determination that AT&T Communications of the Midwest, Inc., Denver, Colorado, failed to pay intrastate access charges billed by Orbitcom in accordance with Orbitcom's intrastate switched access tariff.

FC-1335 In the Matter of the Formal Complaint of AT&T Communications of the Midwest, Inc., Denver, Colorado, seeking a determination that OrbitCom, Inc., Sioux Falls, South Dakota, failed to negotiate intrastate access charges and that OrbitCom's tariffed intrastate switched access rates are unfair and unreasonable.

FC-1336 In the Matter of the Formal Complaint of Nebraska Technology & Telecommunications, Inc., Omaha, alleging violation of the Interconnection Agreement and of anti-competitive behavior of Windstream Nebraska, Inc., Little Rock, Arkansas. Commissioner Frank Landis presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer's Order was entered June 19, 2009, scheduling a planning conference for June 26, 2009, at 10:00 a.m. in the Commission's Niobrara Conference Room, Lincoln.

FC-1337 In the Matter of the Formal Complaint of N State Packaging Equipment & Supply Co., Omaha, alleging improper billing by Windstream Nebraska, Inc., Little Rock, Arkansas. Commissioner Anne Boyle presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer's Order was entered June 12, 2009, granting the request of Windstream Nebraska for an extension of the deadline to file an answer from June 12, 2009, until June 26, 2009.

C-4165/
PI-150 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether it is appropriate for telecommunications companies to assess intrastate transit charges on Extended Area Service Traffic. Commissioner Jerry Vap presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer's Order was entered June 16, 2009 scheduling a planning conference June 23, 2009, at 1:30 p.m. in the Commission Hearing Room in Lincoln. The call-in number is (402)472-6296.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4167 In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the operation of Norstan Network Services, Inc., Tampa, Florida, as a provider of telecommunications services within the State of Nebraska without a Certificate of Public Convenience and Necessity as required under Nebraska law and Commission Rules and Regulations. Commissioner Anne Boyle presiding as Hearing Officer: Gene Hand informed the Commission that a Hearing Officer Order was entered June 22, 2009, continuing the hearing previously scheduled for June 23, 2009, to a date later to be determined pending the outcome of the Respondents application for authority.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-023.60 In the Matter of Rock County, Public Safety Answering Point, Bassett, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order approving funding. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle voting NAY.

911-023.65 In the Matter of Otoe County, Public Safety Answering Point, Nebraska City, seeking funding approval for recurring and non-recurring costs of Enhanced Wireless 911 implementation: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order approving funding. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-030.33 In the Matter of Sue Vanicek, Director, Telecommunications Infrastructure and Public Safety Department, Complainant v. TON Services, Inc., Ogden, Utah, Respondent: Motion made by Commissioner Anne Boyle, seconded by Commissioner Jerry Vap, to enter an order dismissing the complaint. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Shana Knutson informed the Commission that the next Enhanced Wireless E-911 Advisory Board Meeting scheduled for July 13, 2009 at 10:00 a.m. in the Commission Hearing Room, Lincoln, has added a video link at the Kearney Public Library, 2020 1st Avenue, Kearney.

NUSF-57 In the Matter of the Commission, on its own motion, seeking to administer the Nebraska Telehealth Program: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order seeking comments. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-64 In the Matter of the Commission, on its own motion, seeking to investigate the use of expense caps in the earnings calculation for Nebraska Universal Service Fund support: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order setting the inflation factor. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-030.31 In the Matter of Sue Vanicek, Director, Telecommunications
911-033.09 Infrastructure and Public Safety Department, Complainant v.
NUSF- Cozac Wireless, LLC d/b/a Movida Communications, Kansas
37.189 City, Missouri, Respondent: Commissioner Tim Schram was appointed Hearing Officer.

NATURAL GAS DEPARTMENT

FC-1334 In the Matter of Claire D. Runions, Minden, Nebraska vs. SourceGas LLC, Lakewood, Colorado, alleging inaccurate billing. Commissioner Jerry Vap presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order dismissing the complaint. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0007.6/ In the Matter of Black Hills Energy, Omaha, seeking to
PI-151 amend the Black Hills Energy Tariff with the Third Revised Tariff Sheet Index No. 8, to provide for an Annual Retail Service Credit, pursuant to *Neb. Rev. Stat. sec. 66-1808*: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order for Notice of Assessment and to suspend the tariff and open an investigation. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Tim Schram was appointed as Hearing Officer.

Laura Demman discussed the Hearing Officer's orders entered on June 11, 2009, in Dockets NG-0046/PI-128 and NG-0057 scheduling a Planning Conference for June 18, 2009, at 10:00 a.m. in the Niobrara Conference Room, Lincoln. Interested parties wishing to participate by telephone should dial (402)471-6000 for local calls or 888-866-4213 for long distance calls. Commissioner Jerry Vap presiding as Hearing Officer.

NG-0046/ In the Matter of the Commission, on its own motion, seeking
PI-128 to investigate certain customer service issues and plans relating to SourceGas Distribution LLC, f/k/a Kinder Morgan, Inc., Lakewood, Colorado.

NATURAL GAS DEPARTMENT (Cont.)

NG-0057 In the Matter of gas supply cost adjustment schedules implemented by SourceGas Distribution LLC, Lakewood, Colorado, pursuant to *Neb. Rev. Stat. sec. 66-1854*.

P-0013.21 In the Matter of Metropolitan Utilities District of Omaha, Omaha, providing notice required by *Neb. Rev. Stat. Section 66-1863*, that it intends to extend or enlarge its service area or extend a gas main: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order closing the docket. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter Assessment Orders as identified in Dockets FC-1327, NG-0036, NG-0046 and NG-0057. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

FC-1327 In the Matter of the Formal Complaint of the Nebraska
HS-0019 Public Advocate seeking a determination that Kinder Morgan, Inc. and/or its successor in interest, SourceGas Distribution, LLC improperly implemented, billed and received payment for interim and final rates in Docket NG-0036 for which customers are entitled to a credit or refund from Kinder Morgan, Inc. and/or SourceGas Distribution, LLC. Commissioner Jerry Vap presiding as Hearing Officer.

NG-0036 In the Matter of the Formal Complaint of the Nebraska
HS-0016 Public Advocate seeking a determination that Kinder Morgan, Inc. and/or its successor in interest, SourceGas Distribution, LLC improperly implemented, billed and received payment for interim and final rates in NG-0036 for which customers are entitled to a credit or refund from Kinder Morgan, Inc. and/or SourceGas Distribution, LLC. Commissioner Jerry Vap presiding as Hearing Officer.

NG-0046 In the Matter of the Commission, on its own motion, seeking
PI-128 to investigate certain customer service issues and plans
HS-0014 relating to SourceGas Distribution LLC, f/k/a Kinder Morgan, Inc., Lakewood, Colorado. Commissioner Jerry Vap presiding as Hearing Officer.

NG-0057 In the Matter of gas supply cost adjustment schedules
HS-003 implemented by SourceGas Distribution LLC, Lakewood, Colorado, pursuant to *Neb. Rev. Stat. sec. 66-1854*. Commissioner Jerry Vap presiding as Hearing Officer.

RULES AND REGULATION

Rule and Regulation #161 In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 1, Rules of Commission Procedure, to rewrite a substantial portion of the rules; correct technical errors, grammar, punctuation, spelling, sequential numbering and the like; and reprint the chapter in its entirety: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order releasing the third set of rules, seeking public comment and scheduling a hearing for August 25, 2009 at 1:00 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Frank Landis was appointed as Hearing Officer.

TRANSPORTATION DEPARTMENT

B-1434 Supp. 3 In the Matter of Yellow Cab & Limo, Inc., Beatrice, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage by taxicab between points in Gage County, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1674 In the Matter of Sampson Npimnee, dba On The Clock Taxi, Lincoln, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage in open class service by SUV between points in Lancaster County, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter a Notice of Pending Dismissal. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1704 In the Matter of Taxi Specialties of Lexington, LLC, seeking a name change to Taxi Specialties of Lexington Taxi, dba Lexington Taxi: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order recognizing applicant's name change. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT (Cont.)

B-1737 In the Matter of Shera Clift, Omaha, seeking authority as a contract carrier in Nebraska intrastate commerce in the transportation by van of clients of the Nebraska Department of Health and Human Services and their baggage in open class service between points in Douglas County, Sarpy County, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. HHS Designation: Yes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized: Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter a Notice of Pending Dismissal. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1740 In the Matter of Diamond Link Services, LLC, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage, including clients of the Nebraska Department of Health and Human Services, in open class service between points in Douglas and Sarpy Counties, on the one hand, and, on the other hand, points in between said counties over irregular routes: Upon agreement of all Commissioners, a video hearing was scheduled for July 29, 2009, at 10:00 a.m. in the Commission Hearing Room, Lincoln, and Nebraska State Office Building, 1313 Farnam Street, Room 207, Omaha. Commissioner Anne Boyle was appointed as Hearing Officer.

B-1741 In the Matter of Pristine Limousine, McCook, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers and their baggage by limousine between points in Red Willow, Chase, Dawson, Dundy, Frontier, Furnas, Gosper, Hayes, Keith, Lincoln, and Perkins counties, and between points in said counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Rate Division

LR-296 In the Matter of Luxury Limousine Service, Syracuse, seeking authority to amend its existing rates through an increase in its rates from ten to twenty percent: Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram, and Jerry Vap vote AYE.

TRANSPORTATION DEPARTMENT (Cont.)

LR-300 In the Matter of Brown's Crew Car of Wyoming, Inc., dba Armadillo Express, Cheyenne, Wyoming, seeking authority to revoke its existing rates and establish rates pursuant to a contractual agreement between the applicant and Outsource Administrators, Inc., acting for BNSF Railway Company, in Nebraska intrastate commerce: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

LR-301 In the Matter of Pristine Limousine, LLC, McCook, seeking authority to set its rates and charges: Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TR-172 In the Matter of Servant Cab Company, LLC, Lincoln, seeking authority to adjust its rates and charges: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order granting the application as modified on an emergency basis, and scheduling a hearing for July 21, 2009, at 10:00 a.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Landis was appointed as Hearing Officer.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish a fuel surcharge in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel surcharge was increased to \$.62 per mile, and the Tariff 22 fuel surcharge was increased to \$2.64 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-1503 In the Matter of Trinidad/Benham Corp. dba The Trinidad
GW-1944 Trinidad Bean & Elevator Company, Bayard, seeking a
\$100,000.00 deductible on its stock insurance coverage:
Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter an order granting the deductible. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GW-2127 In the Matter of The Scoular Company, Omaha, seeking a
et. al. \$50,000.00 deductible on its stock insurance coverage:
Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order granting the deductible. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GRAIN WAREHOUSE DEPARTMENT (Cont.)

GW-2179 In the Matter of The Scoular Company, Holdrege, seeking to buy the grain represented on lost Grain Warehouse Receipt B691202, issued to UBS, Chicago, IL: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to grant the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve the following Commission invoices. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

AS Materiel-Contractual Ads	\$ 609.39
AS Materiel-Office Supplies	589.85
Art on Display	689.50
Birch Horton Bittner & Cherot	5,356.21
Hamilton Media Awareness	55,914.35
Anne Boyle	197.26
Gerald Vap	1,067.55

NEBRASKA EQUIPMENT DISTRIBUTION PROGRAM

Alternative Hearing	\$ 1,520.00
Associated Hearing Health Care	321.70
B Hear Inc	1,045.18
Beltone	1,557.40
Harris Communications	199.95
Carl A. Johnson Jr.	1,132.97
Professional Hearing Aid Services	1,109.70
Sherard Hearing Aid Center	2,459.90
Talk to Me Technologies	459.90
Teltex	404.70

The following invoices were paid between June 10, 2009 and June 22, 2009 and should be ratified.

AS Central Finance	\$ 500.78
Voyager	1,082.13
West	855.75

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission minutes for the month of May. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to authorize Robert Bowman to travel to Wardcraft Homes, Inc., Clay Center, Kansas, on June 17, 2009, to perform a modular housing unit factory inspection with all expenses, including time, to be reimbursed to the Commission by Wardcraft Homes, Inc. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to renew the Commission's Memorandum of Agreement with the Nebraska Soybean Board for the provision of auditing of first purchasers of soybeans. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to renew the Commission's Interagency Agreement with the Nebraska Department of Justice for the provision of legal services. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Anne Boyle voting NAY.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to adjust the Housing Department's personal vehicle mile reimbursement rate. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to approve the Executive Director's recommendation to authorize Steve Rowell to travel to the facility of Quality Homes, Inc. in Nebraska on June 23, 2009 and ride with a Quality Homes, Inc. representative to the complainant's home in Sabetha, Kansas. No out-of-state expenses will be incurred. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Anne Boyle, to enter into closed session to discuss personnel issues. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:38 a.m.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to return to open session. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 10:46 a.m.

The meeting adjourned at 10:46 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on June 30, 2009, at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on June 29, 2009.

Chairman

Executive Director