

Vice Chairman Jerry Vap called the regularly scheduled meeting to order at 9:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. Vice Chairman Vap 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 December 8, 2009 on Page 7 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held December 15, 2009 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

C-3995 In the Matter of the Application of Stacy Strong, Holdrege, Nebraska, seeking authority to receive telephone service from the Funk Exchange of the Glenwood Telephone Company: Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4220 In the Matter of the Application of Ionex Communications North, Inc., Atlanta, Georgia, seeking approval of a financing agreement with its parent company, Birch Communication, Inc., Atlanta, Georgia: Motion made by Commissioner Tim Schram, seconded by Commissioner Anne Boyle, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

C-4233 Hamilton Telephone Company, Aurora, Nebraska, local rate increase. John Burvainis informed the Commission that Hamilton Telephone Company filed a notice of proposed increase to basic local exchange service rates.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-019/
PI-118 In the Matter of the Nebraska Public Service Commission, on its own motion, to implement provisions of LB 1222 [2006] and to establish a permanent funding mechanism for wireless enhanced 911 service. Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order releasing an amended cost model and application process for comments due January 22, 2010 and to set a hearing for February 1, 2010 at 9:00 a.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-61.02 In the Matter of the Nebraska Public Service Commission, seeking to review traffic studies to determine the appropriate percentage of assessable revenues subject to the Nebraska Universal Service Fund. United States Cellular Corporation (U.S. Cellular): Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order approving application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NATURAL GAS DEPARTMENT

NG-0060 In the Matter of SourceGas Distribution LLC, Lakewood,
HS-007 Colorado, seeking approval of a general rate increase.
Commissioner Rod Johnson presiding as Hearing Officer:
Motion made by Commissioner Rod Johnson, seconded by Commissioner Anne Boyle, to enter Assessment Order HS-007. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

P-0013.24 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 (GRM 100060000560): Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order closing docket. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

TRANSPORTATION DEPARTMENT

B-1717 In the Matter of Platinum Limousine Services, LLC, Norfolk,
Supp. 1 seeking to extend the authority for the transportation of passengers and their baggage in limousine service between points in Platte, Colfax, Boone, Antelope and Knox Counties, 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. HHS Designation: No. Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to enter an order denying the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Rate Division

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 retained at \$.60 per mile, and the Tariff 22 fuel surcharge was decreased to \$2.40 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE and Commissioner Frank Landis excused not voting.

GD-2947 In the Matter of Green Plains Central City LLC, Central City, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending September 30, 2010:

GD-2948 In the Matter of Green Plains Ord LLC, Ord, seeking a Grain Dealer License, subject to the fulfillment of all statutory requirements, for the license period ending September 30, 2010:

GENERAL ADMINISTRATION

Motion made by Commissioner Anne Boyle, 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, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

AS Materiel - Printing	\$	1,335.36
Birch, Horton, Bittner & Cherot		1,540.19

Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to authorize Commissioners Anne Boyle, Rod Johnson and Tim Schram to attend the Mid-America Regulatory Conference (MARC) Winter Meeting to be held in San Antonio, Texas from January 14-17, 2010, with all expenses to be paid by MARC. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to authorize the purchase of a 2010 Chevrolet Impala. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve the 2010 IRS mileage reimbursement rate for Commissioners and non-contract Commission employees from 55 cents to 50 cents effective January 1, 2010. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission minutes from November. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Anne Boyle, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to authorize a Transportation Department employee to carry over to 2010 earned vacation leave in excess of 280 hours. Motion passed with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

The meeting adjourned at 9:17 a.m. with Commissioners Anne Boyle, Rod Johnson, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on December 22, 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 December 21, 2009.

Vice Chairman

Executive Director