

Chair Anne Boyle called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present. Chair Boyle invited the public to address the Commission and 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 September 17, 2013 on Page 6 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held September 24, 2013 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

COMMUNICATIONS DEPARTMENT

Appl. Applicant participating in the Telecommunications Relay
#13788 Service requested a waiver of the five year waiting period due to a change in impairment: Motion made by Commissioner Jerry Vap, seconded by Commissioner Tim Schram, to approve the waiver. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Gene Hand informed the Commission that final drafts of the 2013 Annual Report to the Legislature have been distributed for review before it is filed on September 30, 2013, with the Legislature.

Gene Hand discussed the release of the survey to collect information on the use of broadband technology by Nebraska businesses. Preliminary results will be presented during the Broadband Connecting Nebraska Conference in Kearney on October 16-17, 2013.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Sue Vanicek discussed the Hearing Officer orders entered September 18, 2013, in Dockets NUSF-69.13, NUSF-69.14 and NUSF-69.15 granting informal interventions. Commissioner Frank Landis presiding as Hearing Officer:

NUSF-69.13 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement policies and procedures related to providing dedicated universal service support for wireless telecommunications services: Petition received June 27, 2013 from Pinpoint Wireless, Inc., d/b/a BLAZE Wireless.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-69.14 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement policies and procedures related to providing dedicated universal service support for wireless telecommunications services: Petition received July 1, 2013 from N.E. Colorado Cellular, Inc., d/b/a Viaero Wireless.

NUSF-69.15 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement policies and procedures related to providing dedicated universal service support for wireless telecommunications services: Petition received July 1, 2013 from United States Cellular Corporation.

NATURAL GAS DEPARTMENT

NG-0016 In the Matter of ONEOK Energy Marketing and Trading Company, L.P., Tulsa, Oklahoma, seeking authority, and to include temporary authority, as a Competitive Natural Gas Provider in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the withdrawal of authority. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0068 In the Matter of SouthStar Energy Services LLC d/b/a Nebraska Consumers Gas, Atlanta, Georgia, seeking authority for a Competitive Natural Gas Provider Certificate in the State of Nebraska: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order granting the withdrawal of authority. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0074 In the Matter of Black Hills/Nebraska Gas Utility Company, LLC d/b/a Black Hills Energy, Omaha, seeking approval of an infrastructure system replacement cost recovery charge, pursuant to Sections 66-1865 and 66-1866 of the State Natural Gas Regulation Act. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting formal intervention. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter Assessment Orders CA-001, ES-001 and ES-002 in Docket NG-0074. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE:

NG-0074 In the Matter of Black Hills/Nebraska Gas Utility Company,
CA-001 LLC d/b/a Black Hills Energy, Omaha, seeking approval of an
ES-001 infrastructure system replacement cost recovery charge,
ES-002 pursuant to Sections 66-1865 and 66-1866 of the State
 Natural Gas Regulation Act. Commissioner Frank Landis
 presiding as Hearing Officer.

RULES AND REGULATIONS

Rule and In the Matter of the Commission, on its own motion, seeking
Regulation to amend Title 291, Chapter 8, Grain Warehouse Rules and
#191 Regulations, to update rules regarding grain warehouses,
 grain dealers and grain moisture meters. Commissioner Jerry
Vap presiding as Hearing Officer: Angela Melton informed the Commission that a Hearing Officer order was entered September 18, 2013 scheduling a hearing for October 30, 2013. Due to a scheduling conflict, a second Hearing Officer order was entered September 23, 2013 continuing the hearing to November 13, 2013 at 1:30 p.m. in the Commission Hearing Room, Lincoln.

TRANSPORTATION DEPARTMENT

B-1839 In the Matter of Safe Ride Shuttle, Nebraska City, seeking
 authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers by van within the city limits of Nebraska City. RESTRICTIONS: The transportation of railroad train crews and their baggage is not authorized. Hours of operation: 8:00 p.m. to 2:00 a.m., Friday and Saturday only. HHS Designation: No: Motion made by Commissioner Frank Landis, 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.

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 decreased to \$1.14 per mile and the Tariff 22 fuel surcharge to \$7.92 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-22 In the Matter of the list of 3rd quarter grain warehouse
etal license renewals: John Fecht presented a completed grain
warehouse license renewal list.

GW-1946 In the Matter of Dixon Elevator Co., Dixon: John Fecht
discussed a shortage of soybeans.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders granting grain warehouse and grain dealer licenses in Dockets GW-2191 and GD-2191. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE:

GW-2191 In the Matter of the Application of Mid Plains Grain, LLC,
Wayne, seeking authority as a grain warehouse pursuant to
Neb. Rev. Stat. Section 88-527.

GD-2191 In the Matter of the Application of Mid Plains Grain, LLC,
Wayne, seeking authority as a grain dealer pursuant to Neb.
Rev. Stat. Section 75-903 (Reissue 1996).

Grain Dealer Division

GD-22 In the Matter of the list of 3rd quarter grain dealer
etal license renewals: John Fecht presented a completed grain
dealer license renewal list.

GENERAL ADMINISTRATION

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

AS Personnel-SOS	\$	552.35
The Arrow Hotel		510.00
Parrish, Blessing & Associates, Inc.		6,000.00
Janae Sulzle		999.00
Gerald Vap		1,062.24

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to renew the State Railroad Safety Technical Training Funding Agreement with the Federal Railroad Administration effective on October 1, 2013. 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 Jerry Vap, to approve the Executive Director's recommendation to approve tuition reimbursement for an employee in the General Administration Department upon the satisfactory completion of four classes with passing grades. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to authorize Don Gray and Cullen Robbins to travel to and attend the Industry Numbering Committee meeting (INC-132) to be held on the Sprint Campus in Overland Park, Kansas from October 8-10, 2013. 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 Frank Landis, to approve the Executive Director's recommendation to approve the addendum to the contract with Mission Critical Partners for consulting services related to the NextGen911 Study. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to approve and execute the contract with Mobile Pulse, Inc., effective October 1, 2013. Motion passed with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 10:22 a.m. with Commissioners Anne Boyle, Rod Johnson, Frank Landis, Gerald Vap and Tim Schram present. The next regularly scheduled meeting will be held on October 1, 2013 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on September 30, 2013.

Chair

Executive Director