

March 31, 2015

Page 9239

Chairman Gerald Vap called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. Chairman Vap 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 March 24, 2015 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held March 31, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N. Street, Lincoln.

COMMUNICATIONS DEPARTMENT

C-2057/
PI-28 In the Matter of the Commission, on its own motion, to conduct an investigation into the potential exhaust of assignable telephone numbers within the 402 area code:
Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order closing the docket. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter orders granting applications C-4744 and C-4745. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE:

C-4744 In the Matter of the Application of Terry Hoit, Guide Rock, seeking authority to receive advanced telecommunications service from the Blue Hill Exchange of Glenwood Telephone Membership Corporation.

C-4745 In the Matter of the Application of Roxine Hoit, Guide Rock, seeking authority to receive advanced telecommunications service from the Blue Hill Exchange of Glenwood Telephone Membership Corporation.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter orders granting applications E-2387 and E-2389. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE:

E-2387 In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain electric transmission lines in Platte, Merrick and Nance Counties.

COMMUNICATIONS DEPARTMENT (Cont.)

E-2389 In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Platte County.

C-4734/
NUSF-101 In the Matter of the Application of Skybeam, LLC, Englewood, Colorado, seeking designation as an Eligible Telecommunications Carrier (ETC) for the purpose of participating in the Federal Communication Commission's (FCC) Rural Broadband Experiment program and to offer Lifeline service to qualifying households. Commissioner Frank Landis presiding as Hearing Officer: Gene Hand informed the Commission that two Hearing Officer Orders were entered on March 25, 2015, one granting the petition for formal intervention and the second entering a protective order.

Gene Hand reported on the Nebraska Information Technology Commission (NITC) meeting held on March 27, 2015.

Gene Hand reported on the lack of recent activities of the Federal-State Joint Board on Universal Service and, in his opinion, there will be no recommendation by the April 7, 2015, due date.

Gene Hand discussed possible National Association of Regulatory Utility Commissioners (NARUC) comments to the American Gas Association and Edison Electric Institute (AGA/EEI) petition for declaratory ruling the utility industry is seeking to allow auto dialing and/or texting wireless customers about outages and providing "informational" messages about other programs.

Gene Hand reported on the March 19, 2015, National Association of State Utility Consumer Advocates (NASUCA) letter to Federal Communications Commission (FCC) Commissioners addressing the spectrum auction timeline and increasing the size of the spectrum reserve thereby ensuring smaller carriers have a meaningful opportunity to participate in the spectrum auctions.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter orders approving use of funding in Docket 911-042.26 and use of funding in part in Docket 911-042.62. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-042.26 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Dawson County.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-042.62 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Colfax County.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order approving funding requests in Dockets 911-060.66 and 911-060.73. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-060.66 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Antelope County.

911-060.73 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Sheridan County.

NUSF-101/
C-4734 In the Matter of the Application of Skybeam, LLC, Englewood, Colorado, seeking designation as an Eligible Telecommunications Carrier (ETC) for the purpose of participating in the Federal Communication Commission's (FCC) Rural Broadband Experiment program and to offer Lifeline service to qualifying households: This matter was addressed on the Communications Department's agenda.

LEGISLATIVE

Angela Melton discussed pending legislation.

TRANSPORTATION DEPARTMENT

FC-1362 In the Matter of Happy Cab, et.al., vs. Servant Cab dba Yellow Cab Company and Capital Cab Company, Lincoln. Commissioner Rod Johnson presiding as Hearing Officer: Mark Breiner informed the Commission that a Hearing Officer Order was entered on March 31, 2015, continuing the hearing previously scheduled for a date later to be determined to April 17, 2015, at 9:00 a.m. in the Commission Hearing Room, Lincoln.

TRANSPORTATION DEPARTMENT (Cont.)

BR-478 In the Matter of Handivan Transports, Inc., Papillion, seeking to amend its rates and charges: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order granting the application on an emergency basis. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

MR-930 In the Matter of Movers and Warehouse Division, Nebraska Motor Carriers Association, Lincoln, seeking authority to establish fuel surcharges in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F surcharge was decreased to \$.56 per mile and the Tariff 22 surcharge to \$2.32 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

Grain Dealer Division

GD-2992 In the Matter of the Application of Richardson International (US) Limited, Winnipeg, Manitoba, Canada seeking a waiver of 291 NAC 8 § 003.03 to utilize International Financial Reporting Standards: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order granting the waiver. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GD-2994 In the Matter of the Application of State Line Grain, LLC, Valentine, Nebraska, seeking authority to operate as a grain dealer pursuant to Neb. Rev. Stat. § 75-903 (Reissue of 2009). Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order granting the Grain Dealer License. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION

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

AS Central Services - OCIO - Network Services	\$	3,529.10
Mission Critical Partners, Inc.		1,810.50
Ken Stadler		1,680.00
Mark Luttich		818.72
Sue Vanicek		1,440.45
Crystal Rhoades		893.62
Tim Schram		742.90
Jerry Vap		810.78

GENERAL ADMINISTRATION (Cont.)

The following invoices were paid between March 25-30, 2015 and should be ratified:

Latimer Reporting	\$	816.50
Latimer Reporting		751.00
Harold Peterson		632.52

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commission staff to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Summer Conference to be held in New York, New York in July, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to authorize the Commissioners to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Summer Conference to be held in New York, New York in July, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to ratify an addendum to the Consulting Services Agreement with Blue Ridge Consulting for review and establishment of tracking procedures relating to the SourceGas Quarterly Surveillance filings under the SSIR tariff. Motion passed with Commissioners Crystal Rhoades, 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 extend the Consulting Services Agreement with Laurie Casados through May 31, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to approve the recommendation to enter into closed session to discuss personnel issues. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission entered into closed session at 10:20 a.m.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to approve the recommendation to return to open session. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission returned to open session at 11:45 a.m.

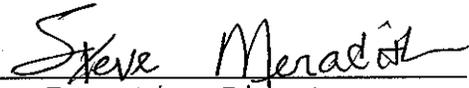
March 31, 2015

Page 9244

The meeting adjourned at 11:45 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held April 7, 2015 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on April 6, 2015.



Chairman



Executive Director