

## PRELIMINARY MINUTES

Notice was duly published June 5, 2018 on Page 8 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on June 12, 2018 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Mary Ridder called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Mary Ridder, and Tim Schram present. Chair Ridder stated that a copy of the Nebraska Open Meetings Act is posted in the meeting room and invited the public to address the Commission. No public comments were received. No announcements were made.

Attention was called to the following proceedings:

### Tuesday, June 12, 2018:

1:30 Commission Hearing Room, Lincoln  
B-1949 In the Matter of Wynne-Win Transportation, Omaha, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class by van and station wagon in Douglas, Sarpy, and Lancaster Counties. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes. Commissioner Tim Schram presiding as Hearing Officer.

### Wednesday, June 13, 2018:

10:00 Commission Hearing Room, Lincoln  
911-068/  
PI-215 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to implement provisions of LB 993 [2018] and establish a funding mechanism for next generation 911 service pursuant to the 911 Service System Act.

### Monday, June 18, 2018:

11:00 Minden City Council Chamber,  
325 N. Colorado St., Minden, NE 68959  
GDC-443 In the Matter of the Complaint of John A. Fecht, Director of the Nebraska Public Service Commission Grain Warehouse Department, Complainant, vs. Roberts Seed, Inc., Axtell, Nebraska, Respondent. Commissioner Mary Ridder presiding as Hearing Officer.

### Tuesday, June 19, 2018:

10:00 Commission Hearing Room, Lincoln  
Commission Meeting

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11:00 Commission Hearing Room, Lincoln  
NUSF- In the Matter of the Commission, on its own motion, seeking  
32.16 to conduct an inquiry into the failure by certain  
telecommunications companies to comply with Commission  
rules or Orders and to impose administrative fines.

COMMUNICATIONS DEPARTMENT

C-4982 In the Matter of the Application of Time Clock Solutions,  
LLC, Holland, Ohio, seeking authority to provide resold  
local exchange and interexchange telecommunications services within  
the State of Nebraska: Motion made by Commissioner Tim Schram,  
seconded by Commissioner Frank Landis, to enter an Order granting an  
application. Motion passed with Commissioners Rod Johnson, Frank  
Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NUSF-4 In the Matter of the Commission, on its own motion, seeking  
to determine the level of the fund necessary to carry out  
the Nebraska Telecommunications Universal Service Fund Act effective  
fiscal year beginning July 1, 2018. Commissioner Frank Landis  
presiding as Hearing Officer: Motion made by Commissioner Frank  
Landis, seconded by Commissioner Rod Johnson, to enter an Order  
setting the surcharge for the FY 2018/2019. Motion passed with  
Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, and  
Commissioners Mary Ridder and Crystal Rhoades voting NAY.

NUSF-32.16 In the Matter of the Commission, on its own motion,  
seeking to conduct an inquiry into the failure by certain  
telecommunications companies to comply with Commission Rules or Orders  
and to impose administrative fines: Motion made by Commissioner Tim  
Schram, seconded by Commissioner Frank Landis, to enter an Order  
dismissing Show Cause and canceling the Hearing scheduled for June 19,  
2018. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary  
Ridder, Crystal Rhoades and Tim Schram voting AYE.

Shana Knutson discussed NUSF Late-Filed and Late-Paid  
Carrier Remittances: Motion made by Commissioner Tim Schram, seconded  
by Commissioner Rod Johnson, to waive the previously levied late-fee  
against CenturyLink Communications and, to amend the current Complaint  
against inContact, Inc. Motion passed with Commissioners Rod Johnson,  
Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

NUSF-112/ In the Matter of the Petition of CTIA-The Wireless  
PI-127 Association for investigation regarding the definitions of  
certain terms adopted by the Nebraska Public Service  
Commission in NUSF-100. Commissioner Frank Landis presiding as Hearing  
Officer. Shana Knutson discussed the Hearing Officer's Order entered  
June 8, 2018, granting the petition for formal intervention by the  
Nebraska Rural Independent Companies.

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NEBRASKA 911 DEPARTMENT

- 911-042.09 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: City of McCook;
- 911-042.10 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: Buffalo County;
- 911-042.14 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: City of Holdrege;
- 911-042.18 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: City of North Platte;
- 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;
- 911-042.27 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: Frontier County;
- 911-042.42 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: Furnas County;
- 911-042.70 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: EDS 911; and
- 911-042.72 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: Kearney County; Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter Orders in Dockets 911-042.09, 911-042.10, 911-042.14, 911-042.18, 911-042.26, 911-042.27, 911-042.42, 911-042.70, and 911-042.72, approving the use of set-aside funding for GIS. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

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NATURAL GAS DEPARTMENT

NG-0078.5 In the Matter of the Application of Black Hills Gas Distribution, LLC d/b/a Black Hills Energy for an order authorizing it to continue the System Safety and Integrity Rider (SSIR) Charge and SSIR Revenue: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter notice of assessment order. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades, and Tim Schram voting AYE.

TRANSPORTATION DEPARTMENT

B-1921 In the Matter of Alpha Life Improvement Services, Omaha, seeking to extend its authority as a common carrier of passengers and their baggage in Nebraska by passenger van and vans specially modified according to the Americans with Disabilities Act between points in Douglas, Sarpy, Washington and Cass Counties over irregular routes under contract with the Nebraska Department of Health and Human Services: Motion made by Commissioner Tim Schram, seconded by Commissioner Crystal Rhoades, to enter an Order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

B-1969 In the Matter of the Application of WHC NE, LLC, d/b/a Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by Airport Transportation Company d/b/a Van Go and My Sedan in Application No. B-1123;

B-1970 In the Matter of the Application of WHC NE, LLC, d/b/a Cornhusker Cab Company and Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by DonMark, Inc. d/b/a Cornhusker Cab Company in Application No. B-1410;

B-1971 In the Matter of the Application of WHC NE, LLC, d/b/a Happy Cab and Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by Happy Cab Company d/b/a Happy Cab in Application No. B-1215;

B-1972 In the Matter of the Application of WHC NE, LLC, d/b/a Checker Cab Company and Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by Happy Cab Company d/b/a Checker Cab Company in Application No. B-1121;

B-1973 In the Matter of the Application of WHC NE, LLC, d/b/a Yellow Cab Company and Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by Happy Cab Company d/b/a Yellow Cab Company in Application No. B-1122; No Motion was made to enter an order granting transfer and cancelling Certificate B-1122; and

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TRANSPORTATION DEPARTMENT (Cont.)

B-1974 In the Matter of the Application of WHC NE, LLC, d/b/a Safeway Cabs and Z Trip, Lincoln, seeking to acquire, through sale or transfer, the authority held by Valor Transportation Company d/b/a Safeway Cabs in Application No. B-1744: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an Order granting transfer and cancelling Certificate B-1969, B-1970, B-1971, B-1972, B-1973, and B-1974 with one vote. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

M-14212 In the Matter of Freight Train Express, LLC, Omaha, seeking to cancel its Certificate of Public Convenience and Necessity issued in Application No. M-14212: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an Order cancelling the Certificate in M-14212. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

GENERAL ADMINISTRATION

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

The following invoices were paid between May 30, 2018 and June 11, 2018 and should be ratified:

Frank Landis	\$	87.20
Mary Ridder		1,181.57
Tim Schram		667.08

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to purchase a 2018 Chevrolet Impala for the Manufactured Housing & Recreational Vehicle Department at a cost of \$20,429.00. Motion passed with Commissioners Rod Johnson, Frank Landis, Mary Ridder, Crystal Rhoades and Tim Schram voting AYE.

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The meeting adjourned at 10:19 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Mary Ridder, and Tim Schram present. The next regularly scheduled meeting will be held on June 19, 2018 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 18, 2018.

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Chair

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Executive Director