

Notice was duly published December 6, 2016 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on December 13, 2016 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chairman Tim Schram called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Rod Johnson excused. Chairman Schram 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, December 13, 2016:

1:30 Commission Hearing Room, Lincoln  
NG-0078.3 In the Matter of Application of SourceGas Distribution LLC, Golden, Colorado, seeking an order authorizing it to increase the System Safety and Integrity Rider Charge. Commissioner Frank Landis presiding as Hearing Officer.

Tuesday, December 20, 2016:

10:00 Commission Hearing Room, Lincoln  
Commission Meeting

COMMUNICATIONS DEPARTMENT

C-4874 In the Matter of the Application of West Telecom Services, LLC, Lancaster, Texas, seeking approval to participate in financing arrangements: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

ADC-8 In the Matter of Cullen Robbins, Director of the Communications Department of the Nebraska Public Service Commission, Complainant, v. Voice Broadcasting, Respondent: Cullen Robbins discussed that Respondent has agreed to a stipulation and paid a fine. Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order dismissing the complaint. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## COMMUNICATIONS DEPARTMENT (Cont.)

Cullen Robbins discussed TRS Late-Filed Carrier Remittances: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, that a late-fee be levied against Citizens Telecommunications Company of Nebraska. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

NUSF-7.07 In the Matter of the Application of Qwest Corporation for issuance by the Commission of an order waiving certain requirements in the opinion and findings in Application No. C-1628/NUSF associated with the NUSF support calculation in the transition period: Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order approving stipulation. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-92.15 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program: Application to the Nebraska Broadband Program received from United States Cellular Corporation: Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order re-allocating Broadband support. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

NUSF-92.50 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer the Nebraska Universal Service Fund's Broadband Program: Application to the Nebraska Broadband Program received from Cox Nebraska Telcom, LLC and 75 North Revitalization Corporation / Adoption: Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order granting application. Motion passed with Commissioners Crystal Rhoades, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## NATURAL GAS DEPARTMENT

NG-0090 In the Matter of Black Hills/Nebraska Gas Utility, LLC, d/b/a Black Hills Energy, Papillion, seeking approval of a Farm Tap Safety Proposal and Associated Tariff: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter a Notice of Assessment Order. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## NATURAL GAS DEPARTMENT (Cont.)

NG-0078.3 In the Matter of Black Hills Distribution, LLC, d/b/a Black Hills Energy seeking authority to increase the Safety and Integrity Charges and decrease the Pipeline and Safety Charges in its Nebraska Tariff. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter Assessment Orders BE-001 and BE-002. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

E-2425 In the Matter of the Application of Nebraska Public Power District, Columbus, seeking authority to construct, operate and maintain an electric transmission line in Custer and Valley Counties: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

Scott Coburn reported a total number of 12 consumer complaints and inquiries received at the Commission during November, 2016. For each company: Black Hills Energy and Black Hills Distribution - 10; and NorthWestern - 1; and Other Entities - 1.

## RULES AND REGULATIONS

Rule and #199 In the Matter of the Commission, on its own motion, seeking Regulation to amend Title 291, Chapter 3, Motor Carrier Rules and Regulations, to amend provisions of the rules: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an order opening the docket and seeking comments. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## TRANSPORTATION DEPARTMENT

B-1939 In the Matter of Exclusive Limousine, Lincoln, seeking to acquire, through transfer, the authority granted to VIP Limousine Service, Lincoln, in Certificate B-1905: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

## TRANSPORTATION DEPARTMENT (Cont.)

2016 Annual Report to the Legislature on the status of the Implementation of LB 629 [2015]: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the 2016 Annual Report to the Legislature. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, Commissioner Crystal Rhoades voting NAY, and Commissioner Rod Johnson excused not voting. Commissioner Rhoades asked that the minutes reflect that she voted "no" because the report was not complete on December 13 when the Commissioners were asked to vote on the submission to the Legislature.

## GRAIN WAREHOUSE DEPARTMENT

GD-3015 In the Matter of the application of The Redwood Group, LLC d/b/a The Redwood Commodities Group, LLC, Mission, Kansas, seeking authority to operate as a grain dealer pursuant to Neb. Rev. State. § 75-903(Reissue of 2009): No motion was made, documentation was not received. This item will be reviewed at a later date.

## GENERAL ADMINISTRATION

Chairman Schram invited the public to address the Commission. No public comments were received.

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Deputy Director's recommendation to approve Commission invoices. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, Commissioner Crystal Rhoades voting NAY, and Commissioner Rod Johnson excused not voting.

DAS Accounting-Central Finance	\$	1,443.83
Cornhusker State Industries		647.00
Fred Massing		1,860.00
Voyager		520.67

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Deputy Director's recommendation to approve the schedule of Commission Meetings for 2017. Motion passed with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Rod Johnson excused not voting.

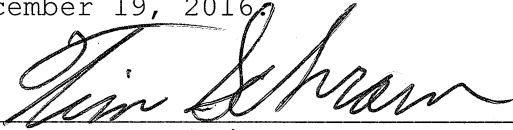
Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Deputy Director's recommendation to enter into an Agreement with the Nebraska Office of the Chief Information Officer (OCIO) for the provision of an OnBase implementation for the Nebraska Telephone Assistance Program (NTAP), effective December 1, 2016. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, Commissioner Crystal Rhoades voting NAY, and Commissioner Rod Johnson excused not voting.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Deputy Director's recommendation to approve work plans. Commissioner Rhoades stated that the work plans presented to her, with the exception of the Deputy Director and the State 911 Department were not specific enough and asked that the staff revise them and bring the matter back before the Commission. Commissioner Schram stated that the process should be fluid and that the work plans presented are sufficient as they have target dates and identify responsible parties. Motion passed with Commissioners Frank Landis, Tim Schram and Jerry Vap voting AYE, Commissioner Crystal Rhoades voting NAY, and Commissioner Rod Johnson excused not voting.

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The meeting adjourned at 10:41 a.m. with Commissioners Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Rod Johnson excused. The next regularly scheduled meeting will be held on December 20, 2016 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 19, 2016.



Chairman



Deputy Director