

# SECRETARY'S RECORD, PUBLIC SERVICE COMMISSION

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Minutes

January 31, 2023

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Notice was duly published January 23, 2023 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 January 10, 2023 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Chair Dan Watermeier called the regularly scheduled meeting to order at 10:00 a.m. with Commissioners Kevin Stocker, Eric Kamler, Tim Schram and Dan Watermeier present in the Commission Hearing Room. Chair Watermeier 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:

## **COMMUNICATIONS DEPARTMENT**

**C-5466:** In the Matter of the Application of Jeff Pasold, Norfolk, seeking authority to receive advanced telecommunications service from the Hoskins Exchange of Pierce Telephone Company, Inc. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to enter a Nunc Pro Tunc Order. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**C-5471:** In the Matter of the Application of Angela Kleinschmit, Fordyce, seeking authority to receive advanced telecommunications service from the Hartington Exchange of Hartington Telecommunications Co., Inc. Motion made by Commissioner Eric Kamler, seconded by Commissioner Tim Schram to enter an Order approving application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **NATURAL GAS DEPARTMENT**

**NG-13:** In the Matter of the Commission, on its own motion, to evaluate and establish, on a quarterly basis, an assessment for jurisdictional utilities pursuant to the State Natural Gas Regulation Act, Neb. Rev. Stat. §66-1801 et seq. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to enter Progression Order #78. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **LEGISLATIVE**

**LB 26:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker to monitor with no action. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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**LB 61:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to hold a neutral position, and submit a letter. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 63:** Discussion and action on pending legislation. Motion made by Commissioner Eric Kamler, seconded by Commissioner Kevin Stocker to support, and submit a letter. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 134:** Discussion and action on pending legislation. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to hold a neutral position, and submit letter. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 607:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to support, and submit letter. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 733:** Discussion and action on pending legislation. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram to monitor with no action. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**LB 636:** Discussion and action on pending legislation. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to monitor with no action. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **TRANSPORTATION DEPARTMENT**

**B-1994.01:** In the Matter of the Nebraska Public Service Commission, on its own motion, to require SNP Consulting Services, LLC, Elkhorn, to show cause why its permit of authority should not be revoked. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker Order to Show Cause and Schedule Hearing. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

**B-2065:** In the Matter of the Application of Eastside Transportation, LLC, Lincoln, seeking authority as a common carrier in Nebraska intrastate commerce in the transportation of passengers in open class service between points in Lancaster, Gage, Seward, Saunders, Cass, Douglas, and Sarpy Counties, and between said counties over irregular routes. HHS Designation: Yes. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram Order Granting Application. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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**MT-0001.03:** In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to address certain carriers in non-compliance with annual renewal requirements. Motion made by Commissioner Kevin Stocker, seconded by Commissioner Tim Schram Order to Dismiss, In Part. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **RULES AND REGULATIONS**

**R&R 207:** In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 16, Reverse Auction and Wireless Registry rules and regulations in accordance with Nebraska Legislative Bill 338 (2021). Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler to enter Order releasing second proposed rules, seeking comment, and setting hearing. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

## **GENERAL ADMINISTRATION**

Executive Director's recommendation to grant an allowance under the procurement policy to enter into a sole source contract with a broadband mapping vendor. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to approve entering into a contract with VETRO FiberMap, of Portland Maine for a Broadband Intelligence Platform. Motion made by Commissioner Tim Schram, seconded by Commissioner Kevin Stocker. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

Executive Director's recommendation to exercise the final year of the contract with Mission Critical Partners for Next Generation 911 implementing consulting services and the base contract for general support. Motion made by Commissioner Tim Schram, seconded by Commissioner Eric Kamler. Motion passed with Commissioners Eric Kamler, Tim Schram, Kevin Stocker, and Dan Watermeier voting AYE.

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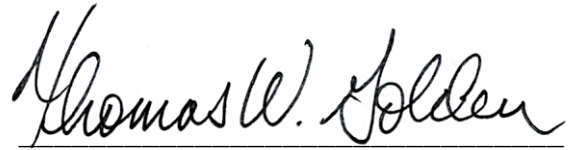
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The meeting adjourned at 10:20 a.m. with Commissioners Kevin Stocker, Eric Kamler, Tim Schram, and Dan Watermeier present. The next regularly scheduled meeting will be held on February 8, 2023 at 10:00 a.m. with an agenda to be available in the office of the Executive Director at 10:00 a.m. on February 7, 2023.



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Chair



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Executive Director