

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 August 18, 2015 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held August 25, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceedings:

Tuesday, August 25, 2015:

- 11:00 Commission Hearing Room, Lincoln  
Commissioner Crystal Rhoades presiding as Hearing Officer.
- B-1849 In the Matter of Somali Bantu Association of, Omaha, Nebraska, seeking authority as a common carrier of passengers by van over irregular routes in Douglas & Sarpy counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes:
- B-1881 In the Matter of A 2 Z Transportation, Omaha, Nebraska:
- 1:30 Commission Hearing Room, Lincoln  
NARUC Cybersecurity Workshop

## COMMUNICATIONS DEPARTMENT

- C-4772 In the Matter of the Application of Scoular Grain, Wallace, seeking authority to receive advanced telecommunications service from the Wallace Exchange of Consolidated Telco, Inc: Commissioner Jerry Vap was appointed as Hearing Officer.
- C-4775 In the Matter of the Application of Tri-M Communications, Inc. d/b/a TMC Communications, Rochester, New York, seeking approval to withdraw its interexchange authority: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

## COMMUNICATIONS DEPARTMENT (Cont.)

C-4776 In the Matter of the Application of Citizens Telecommunications Company of Nebraska d/b/a Frontier Communications of Nebraska, Mound, Minnesota, seeking to revise its depreciation rates: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order granting the application. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4773/ NUSF-103 In the Matter of the Application of TracFone Wireless, Inc., Miami, Florida, seeking designation as an Eligible Telecommunications Carrier in the State of Nebraska for the limited purpose of offering lifeline service to qualified households. Commissioner Frank Landis presiding as Hearing Officer: Gene Hand informed the Commission that two Hearing Officer Orders were entered one on August 19, 2015, granting the late-filed petition for formal intervention and the second one on August 20, 2015, scheduling a planning conference for August 31, 2015 at 1:30 p.m. in the Niobrara Conference Room, Lincoln.

Gene Hand reminded the Commission of the Cybersecurity Workshop on August 25, 2015, at 1:30 p.m. in the Commission Hearing Room.

Gene Hand reported on FirstNet activities and efforts to gather first responder usage data.

Cullen Robbins provided the Commission with an overview of the final mobile broadband data collection effort using the Mobile Pulse application. The report is available on the Commission website.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-043.02 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for wireless service providers for the implementation and provision of Enhanced Wireless 911 service: US Cellular Corporation: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order approving an adjusted funding amount. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-1, P.O. #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Nebraska Technology & Telecommunications, Nebcon Partnership and BW Telcom Long Distance. Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to accept agreed upon procedure language as presented. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

NUSF-92.25 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 Glenwood Telecommunications, Inc. Commissioner Frank Landis presiding as Hearing Officer: Sue Vanicek discussed the Hearing Officer Order entered August 18, 2015, rescheduling the August 19, 2015 Oral Argument to September 1, 2015 at 11:00 a.m. in the Commission Hearing Room, Lincoln.

NUSF-103/ In the Matter of the Application of TracFone Wireless, C-4773 Inc., Miami, Florida, seeking designation as an Eligible Telecommunications Carrier in the State of Nebraska for the limited purpose of offering lifeline service to qualified households: This matter was addressed on the Communications Department's agenda.

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to file comments due August 31, 2015, in FCC Dockets WC 11-42, WC 09-197 and WC 10-90. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

WC 11-42/ Lifeline and Link Up Reform and Modernization  
WC 09-197/ Telecommunications Carriers Eligible for Universal  
Service Support  
WC 10-90 Connect America Fund

## NATURAL GAS DEPARTMENT

NG-0072.1 In the Matter of SourceGas Distribution LLC, Golden, Colorado, seeking approval to adjust an infrastructure system replacement cost recovery charge, pursuant to Sections 66-1865 and 66-1866 of the State Natural Gas Regulation Act. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter a Progression Order. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0074.1 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 Tim Schram presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter a Progression Order. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT (Cont.)

NG-0084 In the Matter of the Joint Application of SourceGas Distribution, LLC, SourceGas Holdings, LLC, both of Golden, Colorado, and Black Hills Utility Holdings, Inc., Papillion, Nebraska, seeking necessary authorizations and approvals for Black Hills Holdings, Inc. to acquire SourceGas Holdings, LLC. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting intervention. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

TRANSPORTATION DEPARTMENT

B-1649 In the Matter of AmeriStar Tours, LLC, Scottsbluff, seeking to dismiss the suspension and that B-1649 be reinstated: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to enter an order dismissing the suspension and reinstating B-1649. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1845 In the Matter of Mystery Bus, LLC, Bancroft: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order revoking the authority in Certificate B-1845. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1868 In the Matter of Hastings Concierge, Hastings: Motion made by Commissioner Rod Johnson, seconded by Commissioner Tim Schram, to enter an order revoking the authority in Certificate B-1868. 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 a fuel surcharge in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel surcharge was decreased to \$.54 per mile and the Tariff 22 to \$1.86 per truck per trip.

GENERAL ADMINISTRATION

Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, 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.

John Fecht	\$	115.33
Gerald Vap		1,351.30

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to purchase one computer for the Natural Gas Department and to purchase three laptop computers for the Grain Warehouse Department. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

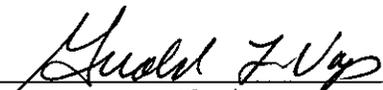
Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation to approve the contract between the Public Advocate and Blue Ridge Consulting Services, Inc. effective August 12, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

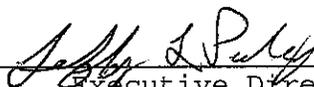
Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to go into closed session for the protection of the public interest to discuss personnel matters. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. The Commission went into closed session at 10:35 a.m.

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's 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 10:45 a.m.

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The meeting adjourned at 10:45 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held on September 1, 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 August 31, 2015.

  
Chairman

  
Executive Director

