

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 announced that a copy of the Nebraska Open Meetings Act was posted in the meeting room and invited the public to address the Commission. Chairman Vap announced that next week's Commission meeting will be held on September 9, 2015.

GENERAL ADMINISTRATION

Notice was duly published August 25, 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 September 1, 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, September 1, 2015:

11:00 Commission Hearing Room, Lincoln. Oral Argument
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. Commissioner Frank Landis presiding as Hearing Officer.

1:30 Commission Hearing Room, Lincoln
Rule and Regulation #182 In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 3, Motor Carrier Rules and Regulations, to rewrite the chapter in its entirety. Commissioner Tim Schram presiding as Hearing Officer.

Wednesday, September 2, 2015:

10:00 Commission Hearing Room, Lincoln
Commissioner Tim Schram presiding as Hearing Officer.

RVF-9 In the Matter of the Commission, on its own motion, seeking to determine the fees for the Recreational Vehicle Program.

MODF-9 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Modular Housing Program.

MANF-8 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Manufactured Home Program.

1:30 Housing Industry Workshop

September 1, 2015

Page 9363

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 Presiding as Hearing Officer: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order withdrawing the application. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

C-4777 In the Matter of the Application of John, Eric and Kevin Ravenscroft, Nenzel, Nebraska, seeking authority to receive advanced telecommunications service from the Cody Exchange of Great Plains Communications: Motion made by Commissioner Frank Landis, 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.

FC-1365 In the Matter of the Howard County Medical Center, St. Paul, Nebraska, v. BCN Telecom, Inc., Morristown, New Jersey, alleging erroneous charges: Commissioner Rod Johnson was appointed as Hearing Officer.

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 a Hearing Officer Order was entered August 28, 2015, granting the motion to hold the application in abeyance and cancelling the Planning Conference previously scheduled for August 31, 2015.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

NUSF-99, In the Matter of the Nebraska Public Service Commission, on P.O. #1 its own motion, to administer the Universal Service Fund High-cost Program: Commissioner Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order adopting the Opinion and Findings in Progression Order No. 1. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE and Commissioner Crystal Rhoades voting AYE with a written concurring opinion.

NUSF-103/
C-4773 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: This matter was discussed on the Communications Department's agenda.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

Sue Vanicek discussed the resignation of Dale Gibbs as the Telehealth Representative on the NUSF Advisory Board: Motion made by Commissioner Tim Schram, seconded by Commissioner Frank Landis, to approve advertising for a replacement of the Telehealth Representative on the NUSF Advisory Board. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter Assessment Orders in Dockets NG-0072, NG-0074.1 and NG-0078.1. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

- NG-0072 In the Matter of SourceGas Distribution LLC, Golden, Colo-
BE-005 rado, seeking approval of an infrastructure system replace-
 ment cost recovery charge, pursuant to Sections 66-1865 and
 66-1866 of the State Natural Gas Regulation Act. Commis-
 sioner Jerry Vap presiding as Hearing Officer.
- NG-0074.1 In the Matter of Black Hills/Nebraska Gas Utility Company,
BE-006 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 pre-
 siding as Hearing Officer.
- NG-0078.1 In the Matter of the Application of SourceGas Distribution
BE-007 LLC, Golden, Colorado, seeking authority to put into effect
 a System Safety and Integrity Rider Tariff and Safety and
 integrity rider charge for recovery of 2015 eligible costs.
 Commissioner Rod Johnson presiding as Hearing Officer.

Angela Melton reported a total number of 7 consumer complaints and inquiries received during August. For each company: Black Hills - 3; SourceGas - 3; NorthWestern - 0; and Other Entities - 1.

TRANSPORTATION DEPARTMENT

- B-1829/ In the Matter of the Commission, on its own motion, to
PI-195 conduct a departmental investigation of Golden Plains
 Services, Inc., dba GPS Transportation, Lincoln, for
 alleged violations of Commission rules and state statutes: A Hearing
 Officer's order was entered August 24, 2015, sealing the records as
 they pertain to GPS Transportation.

TRANSPORTATION DEPARTMENT (Cont.)

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 and Sarpy counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Tim Schram, to enter an order overruling the motion to dismiss and scheduling a hearing for October 21, 2015, at 10:00 a.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE. Commissioner Crystal Rhoades was appointed as Hearing Officer.

B-1881 In the Matter of A 2 Z Transportation Services, Omaha, seeking authority as a common carrier in Nebraska intra-state commerce in the transportation of passengers by van in Sarpy and Douglas counties, on the one hand, and, on the other hand, points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: Yes: Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to enter an order sustaining the Show Cause and revoking the authority in Certificate B-1881. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

B-1909 In the Matter of Bus At The Yard, Lincoln, seeking to
Supp. 1 acquire, through transfer, the authority held by GF2 in Certificate B-1773 and the authority held by RT Investments dba Luxury Limousines, in Certificate B-1767: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order granting the transfer of authority held by GF2 in Certificate B-1773 and the transfer of authority held by RT Investments dba Luxury Limousines in Certificate B-1767. 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 surcharge in Nebraska Official Goods Tariff 7F and Tariff 22: The Tariff 7F fuel surcharge was increased to \$.56 per mile, and the Tariff 22 fuel surcharge to \$1.94 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GW-1119 In the Matter of Trotter, Incorporated, Arcadia, Nebraska: Nichole Mulcahy informed the Commission of their shortage of soybeans and oats.

GRAIN WAREHOUSE DEPARTMENT (Cont.)

GD-2799 In the Matter of Commodity Marketing Company, Alpharetta, Georgia: Nichole Mulcahy discussed a request to cancel the dealer license effective August 30, 2015.

GENERAL ADMINISTRATION

Motion made by Commissioner Frank Landis, 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	\$	3,595.81
Crystal Rhoades		574.47
Crystal Rhoades		658.46
Tim Schram		821.10

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation for Commissioners and staff to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Annual Meeting to be held in Austin, Texas in November, 2015 with all expenses to be paid by the Public Service Commission. 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 Crystal Rhoades, to approve the Executive Director's recommendation for Gene Hand to travel to and attend the National Association of Regulatory Utility Commissioners (NARUC) Annual Meeting to be held in Austin, Texas in November, 2015 with partial expenses to be paid with a stipend from NARUC. 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 authorize Commissioner Crystal Rhoades to travel to and attend the North American Numbering Council meeting to be held in Washington, DC from September 29-30, 2015 with all expenses to be paid by the Public Service Commission. 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 authorize Commissioner Crystal Rhoades to travel to and attend a tour of the SourceGas facilities in Golden, Colorado, from August 27-28, 2015 with all expenses to be paid by the Public Service Commission. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to approve the Executive Director's recommendation for an employee in the Grain Warehouse Department to go into negative leave balance. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

The meeting adjourned at 10:14 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Gerald Vap present. The next regularly scheduled meeting will be held September 9, 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 September 8, 2015.


Chairman


Executive Director