

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. No public comments were received and no announcements made.

GENERAL ADMINISTRATION

Notice was duly published October 20, 2015 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held October 27, 2015 at 10:00 a.m. in the Commission Hearing Room, 300 The Atrium, 1200 N Street, Lincoln.

Attention was called to the following proceeding:

Tuesday, October 27, 2015:

1:30 Commission Hearing Room, Lincoln  
Nebraska Energy Assistance Network (NEAN) Workshop

COMMUNICATIONS DEPARTMENT

C-4789 In the Matter of the Application of Vitcom, LLC, Brooklyn, New York, seeking authority to operate as a local exchange carrier of telecommunication services within the State of Nebraska: 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.

C-4792 In the Matter of the Application of Near North Partners, LLC, d/b/a Neutral Path Communications, Mankato, Minnesota, seeking a certificate of public convenience and necessity to provide inter-lata and intra-lata private line transport services: 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.

C-4793 In the Matter of the Application of MBS Holdings, Inc., Momentum Telecom, Inc., Birmingham, Alabama, and ALEC, LLC, Lexington, Kentucky, seeking approval of issuance of debt and related financing arrangements: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, 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.)

GN 13-5 In the Matter of the Technology Transitions Policies and  
 RM-11358 Rules Governing Retirement of Copper Loops by Incumbent  
 WC-05-25 Local Exchange Carriers; Special Access for Price Cap Local  
 RM-10593 Exchange Carriers; AT&T Corporation Petition for Rulemaking  
 to Reform Regulation of Incumbent Local Exchange Carrier  
 Rates for Interstate Special Access: Motion made by Commissioner  
 Frank Landis, seconded by Commissioner Rod Johnson, to ratify comments  
 filed October 26, 2015. Motion passed with Commissioners Crystal  
 Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting  
 AYE.

Motion made by Commissioner Rod Johnson, seconded by Com-  
 missioner Tim Schram, to enter orders granting applications E-2407 and  
 E-2408. Motion passed with Commissioners Crystal Rhoades, Rod John-  
 son, Frank Landis, Tim Schram and Jerry Vap voting AYE.

E-2407 In the Matter of the Application of Nebraska Public Power  
 District, Columbus, seeking authority to construct, operate  
 and maintain an electric transmission line in Buffalo  
 County.

E-2408 In the Matter of the Application of Loup River Public Power  
 District, Columbus, seeking authority to construct, operate  
 and maintain an electric transmission line in Platte  
 County.

Gene Hand reported on forecasted Area Code exhaust dates  
 recently released by the North American Numbering Plan Administration  
 (NANPA).

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

Motion made by Commissioner Tim Schram, seconded by Com-  
 missioner Frank Landis, to enter an order ceasing funding for Docket  
 911-042.23 and amending funding for Dockets 911-042.25 and 911-042.49.  
 Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank  
 Landis, Tim Schram and Jerry Vap voting AYE.

911-042.23 In the Matter of the Commission, on its own motion, seeking  
 to administer funding for public safety answering points  
 for the implementation and provision of Enhanced Wireless  
 911 service: Perkins County

911-042.25 In the Matter of the Commission, on its own motion, seeking  
 to administer funding for public safety answering points  
 for the implementation and provision of Enhanced Wireless  
 911 service: Keith County

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TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT (Cont.)

911-042.49 In the Matter of the Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Douglas County

Sue Vanicek informed the Commission that the next Wireless E911 Advisory Board Meeting is scheduled for November 30, 2015, at 10:00 a.m. in the Commission Hearing Room, Lincoln.

NUSF-92/ P.O. #5 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Nebraska Universal Service Fund Broadband Program. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Tim Schram, to enter an order seeking comments due November 20, 2015. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-100/ PI-193 In the Matter of the Nebraska Public Service Commission, on its own motion, to consider revisions to the Universal Service Fund Contribution Methodology. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter a Protective Order. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NATURAL GAS DEPARTMENT

NG-0013 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 [LB 790, 2003]. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter Progression Order No. 49. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter Assessment Orders in Dockets NG-0078.1 and NG-0084. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NG-0078.1 BE-008 In the Matter of the Application of SourceGas Distribution 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.

NATURAL GAS DEPARTMENT (Cont.)

NG-0084 In the Matter of the joint application of SourceGas Dis-  
 BE-003 tribution, 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 Hold-  
 ings, LLC. Commissioner Frank Landis presiding as Hearing  
 Officer.

TRANSPORTATION DEPARTMENT

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 fuel surcharge to \$1.96 per truck per trip.

GRAIN WAREHOUSE DEPARTMENT

GD-3004 In the Matter of Unruh Trucking, LLC, Galva, Kansas: John  
 Fecht informed the Commission of the request to cancel the  
 grain dealer license effective October 20, 2015.

GENERAL ADMINISTRATION

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

Motion made by Commissioner Frank Landis, seconded by Com-  
 missioner Tim Schram, to approve the Executive Director's recommenda-  
 tion to approve Commission invoices. Motion passed with Commissioners  
 Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap  
 voting AYE.

AS Central Finance-Network Services	\$	35,364.12
AS Central Finance-Network Services		-12,022.39
University of Nebraska-BBR		9,960.75
Commonwealth Electric Company		685.00
Mission Critical Partners, Inc.		4,616.50
Rod Johnson		1,210.39
Gerald Vap		1,081.04

Motion made by Commissioner Tim Schram, seconded by Commis-  
 sioner Frank Landis, to approve the Executive Director's recommenda-  
 tion to renew the contract with the Nebraska Commission for the Deaf  
 and Hard of Hearing for the purposes of expenses reimbursement for the  
 Nebraska Specialized Telecommunications Equipment Program. Motion  
 passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis,  
 Tim Schram and Jerry Vap voting AYE.

GENERAL ADMINISTRATION (Cont.)

Motion made by Commissioner Tim Schram, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to purchase two (2) moisture meters for the Grain Warehouse Department at the cost of \$8,270. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

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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 November 3, 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 November 2, 2015.

  
Chairman

  
Executive Director

