

Notice was duly published October 4, 2016 on Page 5 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on October 12, 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 Rod Johnson, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Frank Landis 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:

Wednesday, October 12, 2016:

1:30 Commission Hearing Room, Lincoln  
Rule and In the Matter of the Nebraska Public Service Commission, on  
Regulation its own motion, seeking to amend Title 291, Chapter 11,  
#197 Automatic Dialing-Announcing Devices Rules and Regulations,  
to review the rules and update and clarify provisions of  
the rules. Commissioner Tim Schram presiding as Hearing  
Officer.

Thursday, October 13, 2016:

10:00 Buffalo County Sheriff's Department  
Multipurpose Room, 2025 Avenue A, Kearney  
Wireless E911 Advisory Board

Tuesday, October 18, 2016:

10:00 Commission Hearing Room, Lincoln  
Commission Meeting

11:00 Commission Hearing Room, Lincoln  
C-4858/ In the Matter for Declaratory Order of Qwest Corporation  
DR-0007 d/b/a CenturyLink QC, United Telephone Company of the West  
d/b/a CenturyLink and Dex Media, Inc. seeking a  
determination that Neb. Admin. Code, Title 291, Chap. 1,  
§019.01 et. seq.; Title 291, Chap. 5, §002.22A and 010.09;  
and Title 291, Chap. 10, §006.07A be clarified or waived  
entirely or partially to permit compliance by digitally  
published directories, including online, rather than  
traditional paper printing and publication. Commissioner  
Tim Schram presiding as Hearing Officer.

1:30 Commission Hearing Room, Lincoln  
Rule and In the Matter of the Commission, on its own motion, seeking  
Regulation to amend Title 291, Chapter 13, Modular Housing Unit  
#196 Construction Rules and Regulations, to adopt the 2015  
editions of applicable code books and update related  
provisions, remove rules regarding alternating tread  
devices, and update language regarding engineering service  
fees. Commissioner Tim Schram presiding as Hearing Officer.

## TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-018/ In the Matter of the Nebraska Public Service Commission, on  
PI-117 its own motion, seeking to establish audit requirements  
related to the Wireless Enhanced 911 Fund: Motion made by  
Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter  
an order granting waivers for the remittance audit due December 31,  
2016. Motion passed with Commissioners Crystal Rhoades, Rod Johnson,  
Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis  
excused not voting.

911-060.01 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Nemaha County;

911-060.03 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Clay County;

911-060.07 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Johnson County;

911-060.24 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Fillmore County;

911-060.30 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Jefferson County;

911-060.39 In the Matter of the Commission, on its own motion, seeking  
to investigate and determine whether additional funds from  
the Enhanced Wireless 911 Fund should be made available to  
public safety answering points for costs to implement text  
to 911 solutions: Cass County;

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

- 911-060.41 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: City of Beatrice; and
- 911-060.61 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Otoe County: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter Orders approving text to 911 funding for Dockets 911-060.01, 911-060.03, 911-060.07, 911-060.24, 911-060.30, 911-060.39, 911-060.41 and 911-060.61: Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.
- 911-060.08 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: City of Falls City;
- 911-060.28 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Seward County;
- 911-060.33 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: City of Lincoln;
- 911-060.36 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Nuckolls County;
- 911-060.56 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: York County; and

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

911-060.60 In the Matter of the Commission, on its own motion, seeking to investigate and determine whether additional funds from the Enhanced Wireless 911 Fund should be made available to public safety answering points for costs to implement text to 911 solutions: Thayer County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter Orders approving text to 911 funding for Dockets 911-060.08, 911-060.28, 911-060.33, 911-060.36, 911-060.56, and 911-060.60: Motion passed with Commissioners Rod Johnson, Tim Schram and Jerry Vap voting AYE, Commissioner Crystal Rhoades voting NAY and Commissioner Frank Landis excused not voting. Commissioner Rhoades asked that the minutes reflect that she voted "no" due to incomplete audits for these six public safety answering points. Commissioner Schram stated that 911 PSAP funding is subject to true-up annually and that funding is needed to operate PSAPS.

Sue Vanicek informed the Commission that the previously noticed Wireless E911 Advisory Board meeting scheduled for October 13, 2016, in Kearney has been canceled, due to lack of a quorum.

NUSF-2, In the Matter of the Nebraska Public Service Commission, on P.O. #11 its own Motion, seeking to establish guidelines for the administration of the Nebraska Telephone Assistance Program: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an order seeking Comments due on or before November 8, 2016, with Reply Comments due on or before November 22, 2016. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

NUSF-33/ In the Matter of the Commission, on its own motion, seeking PI-68 to investigate the audit requirements related to the Nebraska Universal Service Fund: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter an Order granting in part and denying in part, waivers for the remittance audit due December 31, 2016. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

## NATURAL GAS DEPARTMENT

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: Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to enter a Notice of Assessment. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

## TRANSPORTATION DEPARTMENT

BR-508 In the Matter of National Health Transport, Inc., Omaha, seeking to establish its rates and charges subject to the provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order granting rates. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

BR-511 In the Matter of Triumph Transportation, Inc., Kearney, seeking to amend its rates and charges subject to the provisions of Neb. Rev. Stat. Chapter 75, Articles 1 and 3. Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting rates on an emergency basis. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

## HOUSING AND RECREATIONAL VEHICLE DEPARTMENT

RVF-10 In the Matter of the Commission, on its own motion, seeking to determine the fees for the Recreational Vehicle Program;  
 MODF-10 In the Matter of the Commission, on its own motion, seeking to determine the fees for the Modular Housing Program; and  
 MANF-9 In the Matter of the Commission, on its own motion, seeking to determine the seal fee amount for the Manufactured Home Program: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter orders setting the fees for RVF-10, MODF-10, MANF-9. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

## GENERAL ADMINISTRATION

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

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

Central Finance-AS Personnel	\$	683.75
Fred Massing		1,896.00
Sprint Relay		23,626.06
Ken Stadler		1,395.63
Voyager		1,211.82
Mark Luttich		510.80
Kent Pribyl		1,120.30
Tim Schram		486.54
Tim Schram		670.68

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Motion made by Commissioner Rod Johnson, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to approve Commission Minutes for August, 2016. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to authorize Commissioner Tim Schram to travel to and attend a Wireless Broadband announcement tour on Wednesday, September 28, 2016, in Whiteclay, NE, with portions of the trip to include visits to the Pine Ridge Reservation in South Dakota, with all expenses to be paid by the Commission. Motion passed with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE, and Commissioner Frank Landis excused not voting.

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The meeting adjourned at 10:13 a.m. with Commissioners Rod Johnson, Crystal Rhoades, Tim Schram and Gerald Vap present and Commissioner Frank Landis excused. The next regularly scheduled meeting will be held on October 18, 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 October 17, 2016.

  
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Chairman

  
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Executive Director