

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

November 21, 2016

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Notice was duly published November 15, 2016 on Page 3 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on November 21, 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, Frank Landis, Crystal Rhoades, and Tim Schram present and Commissioner Gerald Vap 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. Dwight "Doc" Winger discussed the fire at Pinpoint Communications' corporate headquarters. No other public comments were received. Chairman Schram announced that Deb Collins has been hired with Nebraska Public Service Commission.

Attention was called to the following proceedings:

Tuesday, November 29, 2016:

10:00 Commission Hearing Room, Lincoln
Commission Meeting

11:00 Commission Hearing Room, Lincoln
B-1695 In the Matter of Kevin M. Jones d/b/a Jone-Z Party Bus,
Omaha. Commissioner Crystal Rhoades presiding as Hearing
Officer.

1:30 Commission Hearing Room, Lincoln
NUSF-108 In the Matter of the Nebraska Public Service Commission, on
its own motion, seeking to make adjustments to its high-
cost distribution mechanism and make revisions to its
reporting requirements. Commissioner Frank Landis presiding
as Hearing Officer.

COMMUNICATIONS DEPARTMENT

Cullen Robbins recommended to the Commission that complaints be opened against Voice Broadcasting, Target Marketing USA, Inc. and Smartcall Media, Inc. Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Rod Johnson, to open the complaints. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis and Tim Schram. Commissioner Jerry Vap excused not voting.

Cullen Robbins reported to the Commission on his attendance to the National Association of Regulatory Utility Commissioners Annual Committee Meeting from November 11-16, 2016, in La Quinta, California.

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TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-042.19 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Saline County; and

911-042.29 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: City of Hastings: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter Orders granting funding requests for Dockets 911-042.19 and 911-042.29: Motion passed with Commissioners Rod Johnson, Frank Landis and Tim Schram voting AYE, Commissioner Crystal Rhoades voting NAY, and Commissioner Jerry Vap excused not voting. Commissioner Rhoades asked that the minutes reflect that she voted "no" due to incomplete audits for these two 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.

911-042.47 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to administer funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 service: Custer County: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an Order granting funding request. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

NUSF-1 PO #5 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: Pierce Telephone Company; and

NUSF-1 PO #7 In the Matter of the Commission, on its own motion, seeking to establish guidelines for administration of the Nebraska Universal Service Fund: PBN, LLC and Spiral Communications: Motion was made by Commissioner Rod Johnson and seconded by Commission Frank Landis, to accept the agreed upon procedure payment and the remittance audit language, as presented in Dockets NUSF-1 PO #5 and NUSF-1 PO #7. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram, and Chrystal Rhoades voting AYE, and Commissioner Jerry Vap excused not voting.

NUSF-37.337 In the Matter of Sue Vanicek, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department of the Nebraska Public Service Commission, Complainant, v. Lattice, Incorporated, Respondent(s): Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an Order dismissing the complaint. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

RULES AND REGULATIONS

Rule and Regulation #198 In the Matter of the Commission, on its own motion, seeking to amend Title 291, Chapter 7, Transmission Lines Rules and Regulations, to adopt the 2017 edition of the National Electrical Safety Code as the official rules of the Commission for the construction, operation, and maintenance of overhead and underground electric transmission lines. Commissioner Rod Johnson presiding as Hearing Officer: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order issuing certificate of adoption for proposed rules. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

TRANSPORTATION DEPARTMENT

B-1711 In the Matter of Trease Enterprises, Inc., d/b/a Special Moments Limousine, Clearwater, seeking to cancel its Certificate of Public Convenience and Necessity issued in Application No. B-1711; and

B-1855 In the Matter of Benstrans, Loveland, Colorado, seeking to cancel its Certificate of Public Convenience and Necessity issued in Application No. B-1855: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Frank Landis, to enter orders cancelling certificates B-1711 and B-1855. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

B-1900 In the Matter of The "O" Party Bus, LLC, Omaha, seeking to acquire, through transfer, the authority granted to Opulence Limousine, Inc., in Certificate B-1883: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Rod Johnson, to enter an order dismissing the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

B-1937 In the Matter of Papa G's LLC, Columbus, seeking to operate as a common carrier in Nebraska intrastate commerce in the transportation of passengers by bus in special party and charter between points in Nebraska over irregular routes. RESTRICTION: The transportation of railroad train crews and their baggage is not authorized. HHS Designation: No.: Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

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TRANSPORTATION DEPARTMENT (Cont.)

BR-510/
B-1937 In the Matter of Papa G's LLC, Columbus, seeking to establish its rates and charges subject to the Provisions of Neb. Rev. Sta. Chapter 75, Articles 1 and 3; and

BR-512/
B-1935 In the Matter of Good Times Roll GI, Grand Island, seeking to establish its rates and charges subject to the Provisions of Neb. Rev. Sta. Chapter 75, Articles 1 and 3:

Motion made by Commissioner Rod Johnson, seconded by Commissioner Crystal Rhoades, to enter orders granting rates BR-510/B-1937 and BR-512/B-1935. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

BR-514/
B-1928 In the Matter of Leisure Party Bus & Limousine, Inc., Lincoln, 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 Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting rates on an emergency basis. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

GRAIN WAREHOUSE DEPARTMENT

GW-1154 In the Matter of the application of Cooperative Producers Inc., Hastings, Nebraska, requesting a \$50,000 deductible on its stock insurance: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an order granting authority to increase its insurance deductible. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

GW-2192 In the Matter of the Complaint of John Fecht, Director of the Nebraska Public Service Commission Grain Warehouse Department: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order dismissing the complaint. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

GW-2122 In the Matter of Carroll Feed & Grain Co., Carroll, Nebraska, seeking cancellation of a warehouse receipt: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to cancel warehouse receipt B692575. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

GW-22 In the Matter of Carroll Feed & Grain Co., Carroll, Nebraska: John Fecht reported on shortage of soybeans.

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GRAIN WAREHOUSE DEPARTMENT (Cont.)

GD-1758 In the Matter of Duane Harris, Norfolk, Nebraska: John Fecht reported the grain dealer license was cancelled as of November 14, 2016.

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

The following invoices were paid between 11/9/16 and 11/18/16 and should be ratified:

State Accounting-Central Finance	\$	1,420.14
Ken Stadler		1,478.12

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

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to approve Commissioner Tim Schram and David Sankey to travel to and attend a Task Force on Optimal Public Safety Answering Point Architecture (TFOPA) Meeting in Washington, D.C., on December 2, 2016, with all expenses to be paid by the Commission. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to purchase two Dickey-John 2500 UGMA grain moisture testers for the Grain Warehouse Department. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

Executive Director's recommendation to enter into an Agreement with the Nebraska Office of the Chief Information Officer (OCIO) for the provision of an OnBase implementation for the Nebraska Telephone Assistance Program (NTAP), effective December 1, 2016. No Motion was made.

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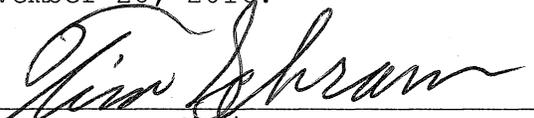
GENERAL ADMINISTRATION (Cont.)

Executive Director's recommendation to approve the GIS Workshop contract to modify the NTAP online application effective December 16, 2016. No Motion was made.

Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to approve the Executive Director's recommendation to hire the 911 Field Coordinator. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades and Tim Schram voting AYE, and Commissioner Jerry Vap excused not voting.

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

The meeting adjourned at 10:44 a.m. with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, and Tim Schram present and Commissioner Gerald Vap excused. The next regularly scheduled meeting will be held on November 29, 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 November 28, 2016.


Chairman


Executive Director