

SECRETARY'S RECORD, NEBRASKA PUBLIC SERVICE COMMISSION

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Chairman Tim Schram 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 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.

GENERAL ADMINISTRATION

Notice was duly published July 5, 2016 on Page 4 of The Daily Record that the regular public meeting of the Commissioners of the Nebraska Public Service Commission would be held on July 12, 2016 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, July 19, 2016:

10:00 Commission Hearing Room, Lincoln
Commission Meeting

COMMUNICATIONS DEPARTMENT

Cullen Robbins informed the Commission of complaints received in June 2016. He reported that there were a total of 44 complaints: 37 - wireline and 7 - wireless. The complaints were categorized as follows: 11 billing, 23 service and 10 miscellaneous issues. Cullen Robbins informed the Commission of 7 outages that had been reported to the Commission during the month of June. They included: Northeast Nebraska - June 1 - lasting 1:15:00, Windstream - June 2 - lasting 16:10:00, Centurylink - 6/9 - lasting 1:25:00, American Broadband - 6/18 - lasting 2:36:00, American Broadband - 6/20 - lasting 00:45:00, Windstream - 6/22 - lasting 11 hours, Centurylink - 6/27 - lasting 7:27:00.

C-4847/ In the Matter of the Commission, on its own motion, seeking
NUSF-104 to conduct an inquiry into the operations of Total Call
Mobile, LLC and to Show Cause why the Commission should not
suspend its Eligible Telecommunications Company Designation.
Commissioner Tim Schram presiding as Hearing Officer: Motion made by
Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to
enter a Protective Order. Motion passed with Commissioners Rod
Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and
Commissioner Crystal Rhoades voting NAY.

COMMUNICATIONS DEPARTMENT (Cont.)

C-4848 In the Matter of the Application of ExteNet Systems, Inc., Lisle, Illinois, seeking authority to provide non-switched local transport services in the State of Nebraska: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4849 In the Matter of the Application of Access Point, Inc., Cary, North Carolina, seeking approval of debt financing arrangement: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

E-2419 In the Matter of the Application of Lincoln Electric System, Lincoln, seeking authority to construct, operate and maintain an electric transmission line in Lancaster County: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an order granting the application. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

C-4816 In the Matter of United Telephone Company of the West-Nebraska d/b/a CenturyLink, Monroe, Louisiana, seeking a residential rate increase. Cullen Robbins informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent July 5, 2016, informing United Telephone that the rate increase could be implemented as proposed.

C-4832 In the Matter of United Telephone Company of the West-Nebraska d/b/a CenturyLink, Monroe, Louisiana, seeking a business rate increase. Cullen Robbins informed the Commission that an insufficient number of petitions were received to initiate a review of the proposed rate increase, therefore, a letter was sent July 5, 2016, informing United Telephone that the rate increase could be implemented as proposed.

TELECOMMUNICATIONS INFRASTRUCTURE AND PUBLIC SAFETY DEPARTMENT

911-042.20 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: Dawes County;

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; and

911-042.22 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 Columbus: Motion made by Commissioner Jerry Vap, seconded by Commissioner Rod Johnson, to enter Orders modifying annual funding for Dockets 911-042.20 and 911-042.47 and, to enter an Order granting funding for Docket 911-042.22. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-060.25 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: Keith County: Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to enter an Order amending a funding request. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

911-066/
NUSF-106
PI-206 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to investigate the adequacy of wireless service in Cass County, Nebraska: Motion made by Commissioner Frank Landis, seconded by Commissioner Rod Johnson, to enter an Order opening docket and setting a hearing for August 24, 2016, at 1:30 p.m. in the Commission Hearing Room, Lincoln. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-32.15 In the Matter of the Commission, on its own motion, seeking to conduct an inquiry into the failure by certain telecommunications companies to comply with Commission Rules or Orders and to impose administrative fines: Motion made by Commissioner Rod Johnson, seconded by Commissioner Frank Landis, to enter an Order initiating a Show Cause and setting a hearing for August 30, 2016, at 1:30 p.m. in the Commission Hearing Room, Lincoln. 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-99 In the Matter of the Nebraska Public Service Commission, on its own motion, to administer the Universal Service Fund High-Cost Program; and

NUSF-50 In the Matter of the Nebraska Public Service Commission, on its own motion, seeking to make adjustments to the universal service fund mechanism established in NUSF-26. Commissioner Frank Landis presiding as Hearing Officer: Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to enter an Order on reconsideration and releasing project checklist. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-100/ In the Matter of the Nebraska Public Service Commission, on
PI-193 its own motion, seeking 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 Jerry Vap, to enter an Order soliciting briefs, due on or before August 3, 2016. Motion passed with Commissioners Crystal Rhoades, Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE.

NUSF-104/ In the Matter of the Commission, on its own motion, seeking
C-4847 to conduct an inquiry into the operations of Total Call Mobile, LLC and to Show Cause why the Commission should not suspend its Eligible Telecommunications Company designation: This matter was addressed on the Communications Department's agenda.

NATURAL GAS DEPARTMENT

Scott Coburn reported a total number of 7 consumer complaints and 8 inquiries received at the Commission during June, 2016. For each company: Black Hills Energy - 3; Black Hills Distribution - 3; and Northwestern - 0; and Other Entities - 1.

Commissioner Crystal Rhoades asked for the Natural Gas Department to provide reports on service outages.

RULES AND REGULATIONS

Rule & 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: Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Rod Johnson, to enter an order releasing a first set of proposed rules for comment. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

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GENERAL ADMINISTRATION

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

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

DAS Central Finance-Purchasing Assessment	\$	2,453.00
DAS Central Finance-Risk Management-Workers Comp		28,041.00
DAS Central Finance-Risk Management-Auto Liability		3,187.00
Mission Critical Partners		1,832.00
Voyager		1,324.52
Crystal Rhoades		30.24
Crystal Rhoades		47.37

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to enter into an agreement with Monster.com, for the provision of online recruiting tools, to commence on the date of execution for a term of one year with the cost of \$6,500. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

Motion made by Commissioner Crystal Rhoades, seconded by Commissioner Frank Landis, to reconsider the July 6, 2016 vote on the Commission's Interagency Agreement for Services with the Nebraska Department of Justice for the provision of legal services effective July 1, 2016. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

Motion made by Commissioner Frank Landis, seconded by Commissioner Jerry Vap, to approve the Executive Director's recommendation to renew the Commission's Interagency Agreement for Services with the Nebraska Department of Justice for the provision of legal services effective July 1, 2016. Motion passed with Commissioners Rod Johnson, Frank Landis, Tim Schram and Jerry Vap voting AYE, and Commissioner Crystal Rhoades voting NAY.

Motion made by Commissioner Jerry Vap, seconded by Commissioner Frank Landis, to approve the Executive Director's recommendation to approve the Employee of the Year award. Motion passed with Commissioners Rod Johnson, Frank Landis, Crystal Rhoades, Tim Schram and Jerry Vap voting AYE.

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The meeting adjourned at 10:17 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 July 19, 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 July 18, 2016.



Chairman



Executive Director