

September 21, 2005

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 21, 2005, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of September 7, 2005, be approved.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Bills

Mr. Cramer: I move the following bills, as reviewed by the Commission, be approved and paid:

Wayne Grangaard	450.50
UniqueScreen Media	2,690.50
Miller & Associates	19,500.00
NARUC	2,689.00
Interstate Mining Compact Commission	75.00
ND Newspaper Association	306.00
Thiem Drilling, Inc.	105,121.50
Leo Praus	522.00
Kevin Cramer	14.56
Cellular One	264.01
Jensen Travel	870.90
Wisconsin Department of Agriculture, Trade & Consumer Protection	130.00
Webcom Communications Corporation	1,550.00
Elan Financial Services	3,471.67
OMB/Surplus Property	20.00
DOT-8/05 motor pool	18,545.12
OMB-8/05 central supply	89.01
ITD-8/05 rate charges	1,400.80
OMB-8/05 postage	667.30
ITD-8/05 DP fee	8,970.42

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-05-522
Kim Olson dba Olson Auction Service
Auction Clerk
License Application

Mr. Cramer: I move the Commission approve the auction clerk license application for Kim Olson dba Olson Auction Service, 1928 North 20th Street, Bismarck, North Dakota, effective September 7, 2005.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RR-439-03-271
Rail Rates on Grain
Investigation
Contract

Mr. Cramer: I move that the Commission enter into a contract with Upper Great Plains Transportation Institute for \$4,000 for consulting services associated with the rail rate complaint case authorized by the 2005 Legislature; Case No. RR-439-03-271.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RR-439-03-271
Rail Rates on Grain
Investigation
Contract

Mr. Cramer: I move that the Commission enter into a contract with Thompson Hine LLP and McCarthy, Sweeney & Harkaway, P.C. for \$12,000 for consulting and legal services associated with the rail rate complaint case authorized by the 2005 Legislature; Case No. RR-439-03-271.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-486
Montana-Dakota Utilities Co., a
Division of MDU
William Evenson, Hettinger, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co. to extend electric service to William Evenson for a feed lot site near Hettinger, North Dakota, Case No. PU-05-486.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-487
Otter Tail Corporation
Dennis Bohnenkamp, Oakes, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Dennis Bohnenkamp for a residential site near Oakes, North Dakota, Case No. PU-05-487.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-495
Otter Tail Corporation
Mike Adams, Wahpeton, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Mike Adams for a residential site near Wahpeton, North Dakota, Case No. PU-05-495.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-521
Great Plains Natural Gas Co.
Natural Gas Service Tariff
Approval
Suspend

Mr. Cramer: I move the Commission suspend Great Plains Natural Gas Co.'s Natural Gas Service Tariff, Case No. PU-05-521.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-05-469
Coteau Properties Company
Variance Request, Permit No. NACT-9101
Approval

Mr. Cramer: I move the Commission approve Coteau Properties Company's request for a variance to the ten-year revegetation responsibility period for 23.34 acres of land that was used for soil stockpiles, an access trail and associated disturbance in Section 20, T145N, R86W, Mercer County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2967-03-666
BEK Communications Cooperative, et al.
vs SmartNET, Inc.
Complaint

Mr. Clark: I move the Commission adopt the Order on the Complainant's Second Petition for Reconsideration in this proceeding.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-467
USF Use Certification 47CFR54.314 (2006)
Compliance

Mr. Clark: I move the Commission adopt the Order regarding universal service certification for rural eligible telecommunications carriers, Case No. PU-05-467.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-597
Leith Phase 1
2005 AML Construction Project
Award Contract

Mrs. Wefald: I move the Commission award a contract to the Grant County Soil Conservation District of the Natural Resources Conservation Service in the amount of \$7,711.20 for site preparation, tree and shrub planting, and weed barrier fabric installation services at the Leith abandoned mine land site in Grant County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Testing and Safety Division
Agricultural Chemical Meters
Discontinue Testing

Mrs. Wefald: I move the Commission discontinue testing agricultural chemical meters effective September 13, 2005.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-519
Northern States Power Company
September 2005
Cost of Gas Adjustment

Mr. Cramer: I move the Commission approve Northern States Power Company's cost of gas adjustment for September 2005, Case No. PU-05-519.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-520
Great Plains Natural Gas Co.
September 2005
Cost of Gas Adjustment

Mr. Cramer: I move the Commission approve Great Plains Natural Gas Co.'s Cost of Gas adjustment for September 2005, Case No. PU-05-520.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-523
Montana-Dakota Utilities Co., a
Division of MDU
October 2005
Cost of Gas Adj./Natural Gas

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Cost of Gas Adjustment for October 2005, Case No. PU-05-523.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-524
Montana-Dakota Utilities Co., a
Division of MDU
October 2005
Cost of Gas Adjustment/Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane Cost of Gas adjustment for October 2005, Case No. PU-05-524.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-05-515
2006 Federal/State Gas Pipeline Safety
Grant Application

Mr. Cramer: I move the Commission submit the 2006 Federal/State Gas Pipeline Safety Grant Application in the amount of \$70,148 to the U.S. Department of Transportation, Office of Pipeline Safety, Washington, D.C. for the operation and management of the 2006 North Dakota intrastate gas pipeline safety program.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:00 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT