

October 5, 2005

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on October 5, 2005, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of September 21, 27, and October 3, 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:

LawProse, Inc	64.28
Thiem Drilling, Inc.	28,001.00
FedEx	60.39
ND Newspaper Association	1,385.46
Liberty Consulting Group	3,851.93
Circle T Custom Dirtwork	3,480.00
Kevin Cramer	7.50
Rick Fillbrandt	162.25
Bruce Beechie	233.38
William E. Dodd	395.56
Anthony T. Clark	101.37
Kevin Hanson	64.42
Timothy Erdmann	306.42
Patrick Fahn	47.50
Annette Bendish	7.50
David Bickel	418.88
Steve Kahl	39.19
Guy Welch	30.00
Nirander M. Safaya	15.00
Dean K. Moos	30.00
Larry L. Larson	30.00
Stephan A. Schroeder	72.84
Mark Knell	136.02
Phyllis G. Richter	753.32
JP Robbins	616.06
Leo D. Praus	266.78
William W. Binek	80.25
Susan Wefald	82.41
Alan Moch	552.25
Larry Reisenauer	131.02
Wayne Grangaard	644.39
Office of Administrative Hearings	3,448.16
ITD-8/05 micrographics	510.00

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-492
Numbering Issues
Investigation

Mr. Cramer: I move the Commission acknowledge its response to NeuStar Number Pooling Services that Sprint Spectrum ND has activated a block of numbers assigned in the Grand Forks, ND 610 calling prefix.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-05-541
Robert Pietz
Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Robert Pietz, Rapid City, South Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-451
Midcontinent Communications/ND
Telephone Co.
Rural Exemption
Investigation

Mr. Cramer: I move the Commission admit attorney Thomas J. Moorman to practice before the Commission in Case No. PU-05-451, Midcontinent Communications/North Dakota Telephone Company, Rural Exemption Investigation.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-530
Otter Tail Corporation
Testing Plan for kWh Meters
Tariff
Suspend

Mr. Cramer: I move the Commission suspend Otter Tail Corporation's Testing Plan for kWh Meters tariff, Case No. PU-05-530.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-05-175
BNI Coal, Ltd
Revision No. 14, Permit No. BNCR-9702
Approval

Mr. Cramer: I move the Commission approve the self-bond rider that increases the amount of Self-Bond Number SB-9702-01 covering Surface Coal Mining Permits BNCR-9702, BNCR-8602, BNCR-8202, BNCR-8106, and BNCR-8006 held by BNI Coal, Ltd. for the Center Mine.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Blaster Certification/Recertification Approval

Mr. Cramer: I move the Commission approve the blaster certification/recertification of the following applicants:

<u>Applicant</u>	<u>Affiliation</u>	<u>Certificate No.</u>
Certification		
Jeff Ritchie	LDE Corporation	05-09-275
Ben Chaniago	LDE Corporation	05-09-276
Recertification		
Myron Stern	Freedom Mine	85-12-089 R(7)
M.C. Morris	Freedom Mine	85-12-095 R(7)
Joseph Friedlander	Freedom Mine	87-03-125 R(7)
Duane Schlichenmayer	Freedom Mine	87-03-126 R(7)
Robert D. Kottre	Freedom Mine	99-10-233 R(2)
John T. Schaper	Freedom Mine	99-10-239 R(2)

Mr. Clark: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-05-451
Midcontinent Communications/ND Telephone Co.
Rural Exemption Investigation
Postpone Hearing

Mr. Clark: I move the Commission acknowledge the stipulation filed by Midcontinent Communications and North Dakota Telephone Company in this proceeding, and postpone the hearing scheduled for October 13, 2005.

Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. GE-05-543
LOK Commodities, Inc.
Grain Warehouse - Merrifield, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-05-543 granting the request of L.O.K. Commodities, Inc. to discontinue business at Merrifield, North Dakota, effective October 1, 2005.

Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. AM-05-500
AML Maintenance
2005 AML Construction Project
Close Contract

Mrs. Wefald: I move the Commission close out Contract No. AM-512-05 with Ed Texley dba Circle T Custom Dirt Work, 1405 5th Ave. NE, Hettinger, ND 58639 for construction services at the Haynes and New Leipzig abandoned mine land sites in western North Dakota.

Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Update on Fuel Cost Adjustments

Mrs. Wefald: Discussion Item Only

Case No. PU-05-184
Plains Pipeline, L.P.
Trenton Station Expansion/Williams
County
Siting Application

Mr. Cramer: I move the Commission adopt the Findings of Fact, Conclusions of Law, and Order in Case No. PU-05-184, Plains Pipeline, L.P.'s Trenton Station Expansion in Williams County, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-185
Plains Pipeline, L.P.
Buford Expansion/McKenzie & Williams
Counties
Siting Application
Notices

Mr. Cramer: I move the Commission issue a Notice of Filing and Notice of Hearing in Case No. PU-05-185, Plains Pipeline, L.P.'s Buford Expansion in McKenzie and Williams Counties, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Appointment
Federal-State Joint Boards

Mr. Clark: I move the Commission appoint Commissioner Susan Wefald as the Commission's representative for the Federal-State Joint Boards.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Metrology Lab
Architectural/Engineering Services
Procurement

Mrs. Wefald: I move that the Commission appoint Illona Jeffcoat-Sacco to select and chair the Architectural/Engineering Services Procurement Selection Committee, for the purpose of procuring architectural or engineering services to design, and provide blue-prints on the design of a new metrology laboratory.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:25 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT