

November 30, 2005

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on November 30, 2005, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of November 17 and 22, 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:

Thiem Drilling, Inc.	213.75
FedEx	24.74
Cellular One	279.28
ND Newspaper Association	165.29
Leo Praus	342.00
Susan E. Wefald	1,076.70
Anthony T. Clark	823.09
Donald Dvorak – dba/Farm Financial Services	2,450.00
OMB – ups chgs	5.81
DOT	19,116.04
Elan	6,232.44

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-05-341  
Gas Pipeline Safety  
Rulemaking

Mr. Cramer: I move the Commission acknowledge the issuance of an Amended Notice of Intent to Adopt and Amend Administrative Rules and Notice of Public Hearing, and the amended abbreviated Notice of Hearing, in Case Nos. GS-05-341, PU-05-364, PU-05-575, RC-05-591, GE-05-594 and PU-05-602.

Case No. PU-05-364  
Public Utilities - Electric  
Rulemaking

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-575  
Public Utilities - Telephone  
Rulemaking

Case No. RC-05-591  
Reclamation  
Rulemaking

Case No. GE-05-594  
Licensing - Grain Buyer  
Rulemaking

Case No. PU-05-602  
Public Utilities - Siting  
Rulemaking

Rulemaking Cases Continued

Case No. AU-05-612  
Mohammad R. Parvizian  
Auctioneer  
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Mohammad R. Parvizian, Houston, Texas, effective January 1, 2006.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-05-623  
Columbia Grain International, Inc.  
Roving Grain Buyer - Portland, OR  
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for Columbia Grain International, Inc., Portland, Oregon, effective November 17, 2005.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-05-624  
Archer-Daniels-Midland Company  
Roving Grain Buyer - Decatur, IL  
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for Archer Daniels Midland Co., Decatur, Illinois, effective immediately.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-626  
Qwest Corporation  
Attorney Admissions  
Misc. Case

Mr. Cramer: I move that Jason D. Topp and Joan C. Peterson, both Minnesota attorneys, be given permission to appear before the Commission, and make filings on behalf of Qwest Corporation and its affiliates on an indefinite, forward-going bases; Case No. PU-05-626.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-574  
Otter Tail Corporation  
Beljo Estates Home Owners Assn.,  
Wahpeton, ND  
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Beljo Estates Home Owners Assn. for an outdoor lighting site near Wahpeton, North Dakota, Case No. PU-05-574.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-613  
Otter Tail Corporation  
Controlled Service - Interruptible Load  
Tariff  
Suspend Tariff

Mr. Cramer: I move the Commission suspend Otter Tail Corporation's Controlled Service-Interruptible Load tariff, Case No. PU-05-613.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-598  
Montana-Dakota Utilities Co., a  
Division of MDU Re  
Natural Gas Conservation  
Tariff  
Suspend Tariff

Mr. Cramer: I move the Commission suspend Montana-Dakota Utilities Co.'s Natural Gas Conservation tariff, Case No. PU-05-613.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

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

Mrs. Wefald: I move that the Commission close Contract No. AM-500-05 with Donald D. Dvorak d/b/a Farm Financial Services, Dickinson, North Dakota for pre- and post-reclamation appraisals of the Leith Phase 1 abandoned mine land site in Grant County.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-597  
Leith  
2005 Phase 1 Construction Project  
Waive Liens

Mrs. Wefald: I move the Commission waive liens on properties at Leith Phase 1 because the reclamation work performed on private land primarily benefits health, safety, and environmental values of the greater community or area in which the land is located.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-598  
Beulah/Zap  
2005 Phase 9 Construction Project  
Close Contract

Mrs. Wefald: I move the Commission close Contract No. AM-502-05 with Thiem Drilling, Inc., 1502 West Broadway, Williston, North Dakota, 58801 for construction services at the Beulah/Zap Phase 9 abandoned mine land site in Mercer County.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-598  
Beulah/Zap  
2005 Phase 9 Construction Project  
Close Contract

Mrs. Wefald: I move the Commission close Contract No. AM-503-05 with GEOSERV, Inc. 3100 E. Broadway Avenue, Bismarck, North Dakota 58502 for material testing services at the Beulah/Zap Phase 9 abandoned mine land site in Mercer County.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-607  
Montana-Dakota Utilities Co., a  
Division of MDU  
December 2005  
Cost of Gas Adjustment/Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane Cost of Gas adjustment for December 2005, Case No. PU-05-607.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-608  
Montana-Dakota Utilities Co., a  
Division of MDU  
December 2005  
Cost of Gas Adj./Natural Gas

Public Service Commission  
Supplemental Minutes

Case No. PU-05-551  
Capital Electric Cooperative, Inc. vs  
Montana-Dakota Utilities Co.  
Complaint

ATTEST

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Executive Secretary

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Cost of Gas Adjustment for December 2005, Case No. PU-05-608.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Mr. Cramer: I move the Commission supplement the Minutes of the November 2, 2005, regular Commission Meeting, previously approved, to incorporate the text of the Personnel Policies adopted at that meeting.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Mrs. Wefald: I move the Commission grant the Motion for Continuance in Case No. PU-05-551 Capital Electric Cooperative, Inc. vs. Montana-Dakota Utilities Co.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

THE COMMISSION ADJOURNED AT 10:45 A.M.

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TONY T. CLARK, PRESIDENT