

August 13, 2008

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on August 13, 2008, 10:00 a.m. Present were Commissioners Wefald, Cramer and Clark.

Minutes

Mr. Clark: I move the minutes of July 30, 2008 be approved.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Bills

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

ESRI	5,000.00
Media Productions	1,120.00
ND Newspaper Association	5,694.08
Mark Knell	541.61
JP Robbins	1,069.36
Reynolds United Co-op	2,278.49
Wayne Grangaard	731.59
Phyllis G. Richter	644.33
Leo D. Praus	329.23
Kevin Hanson	895.55
Guy Welch	30.00
Stephan A. Schroeder	30.00
Tim Oswald	970.00
William E. Dodd	410.96
Bruce Beechie	62.50
Raymond Kelsch	1,219.85
Bruce Johnson	24.50
Rick Fillbrandt	488.85
Timothy Erdmann	963.50
Mike Diller	704.50
Alan Moch	179.60
Presort Plus	30.38
Kadrmass, Lee & Jackson, Inc.	3,105.17
NRRI	3,361.25
Gratech Company, Ltd.	64,678.15
B & C Concrete Pumping, Inc.	121,170.51
Sheryl Horner	1,311.85
Bruce Johnson	1,227.50
Hanson's Excavating, Inc.	12,500.00
Regional Oversight Committee	150.00
Executive Air Taxi Corporation	1,857.90
Anthony Clark	548.69
Kevin Cramer	940.08
Bureau of Criminal Investigation	47.25
OMB – 7/08 supplies	832.30
ITD – 7/08 phone	1,657.34
OMB – 7/08 postage	744.36

Bills
Continued

ITD – 7/08 dp 4,432.11
GE Corporate Payment Services 6,943.30

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

Rescind Approval and Payment of Bill

Mr. Clark: I move the Commission rescind approval and payment to NARUC in the amount of \$1,980.50.
Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-08-204
Otter Tail Corporation
DWM LLC / Dan Miller - Fairmount
Public Convenience & Necessity

Mr. Clark: 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 DWM LLC/Dan Miller for a location in Richland County, North Dakota, Case No. PU-08-204.
Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-08-210
Otter Tail Corporation
Dickey Rural Access - Ellendale
Public Convenience & Necessity

Mr. Clark: 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 Dickey Rural Access for a location in Sargent County, North Dakota.
Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-08-222
Otter Tail Corporation
Tom Schmidt - Richland County
Public Convenience & Necessity

Mr. Clark: 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 Tom Schmidt for a location in Richland County, North Dakota, Case No. PU-08-222.
Mr. Cramer: I second the motion.
Roll Call: All voting "Aye."

Case No. PU-08-345
Montana-Dakota Utilities Co.,
a Division of MDU
Ryan Edwardson, Kidder County,
North Dakota
Public Convenience & Necessity

Mr. Clark: I move the Commission hold a consolidated hearing in the matter of Montana-Dakota Utilities Co.'s applications for certificates of public convenience and necessity to provide electric service at locations in Kidder County, North Dakota, in Case Numbers PU-08-345; PU-08-346; PU-08-347.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-346
Montana-Dakota Utilities Co.,
a Division of MDU
Corey Fanta, Kidder County,
North Dakota
Public Convenience & Necessity

Case No. PU-08-347
Montana-Dakota Utilities Co.,
a Division of MDU
Mike Mittleider, Kidder County,
North Dakota
Public Convenience & Necessity

Case No. GE-08-638
Hi-Pro Sunflower LLC
Roving Grain Buyer - Harvey, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-08-638 granting the request of Hi-Pro Sunflower LLC of Harvey, North Dakota, to discontinue business as a North Dakota roving grain buyer, effective August 1, 2008.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-605
PK Sunflower LLC dba
Hi Pro Sunflower
Roving Grain Buyer - Harvey, ND
License Application

Mr. Clark: I move the Commission approve the roving grain license application in Case No. GE-08-605 for PK Sunflower LLC dba Hi Pro Sunflower of Harvey, North Dakota, effective August 1, 2008.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-614
Dakota Dry Bean, Inc.
Roving Grain Buyer - Grand Forks, ND
License Application

Mr. Clark: I move the Commission approve the roving grain license application in Case No. GE-08-614 for Dakota Dry Bean, Inc. of Grand Forks, North Dakota, effective August 1, 2008.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-513
Sustainable Systems, LLC
Roving Grain Buyer - Culbertson, MT
License Application

Mr. Clark: I move the Commission approve the roving grain license application in Case No. GE-08-513 for Sustainable Systems, LLC of Culbertson, Montana.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-241
FPL Energy Oliver Wind, LLC and
FPL Energy Oliver
Transfer Corridor Cert 92 &
Rte Permit 102
Application

Mrs. Wefald: I move the Commission issue a Notice of Opportunity for Hearing in the joint application for transfer of Corridor Certificate No. 92 and Route Permit No. 102 from FPL Energy Oliver County Wind, LLC to FPL Energy Oliver County Wind I, LLC, Case No. PU-08-241.

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

Case No. PU-08-358
Montana-Dakota Utilities Co.,
a Division of MDU
Recovered Energy Generator Facility
Public Convenience & Necessity

WITHDRAWN

Case No. PU-08-594
Montana-Dakota Utilities Co.,
a Division of MDU
August 2008
Fuel Cost Adjustment

Discussion Only

Case No. PU-08-609
Otter Tail Corporation
August 2008
Fuel Cost Adjustment

Case No. PU-08-642
Northern States Power Company
August 2008
Fuel Cost Adjustment

Case No. AM-08-11
AML Maintenance
2008 Construction
Project

Mrs. Wefald: I move the Commission award a contract to Hanson's Excavating, Inc. for the 2008 Maintenance Sinkholes 3 AML project that involves sinkhole filling at several abandoned underground mines in Williams County.

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

Case No. PU-08-645
Great Plains Natural Gas Co.
August 2008
Cost of Gas

Discussion Only

Case No. PU-08-648
Northern States Power Company
August 2008
Cost of Gas

Case No. PU-08-673
Montana-Dakota Utilities Co.,
a Division of MDU
September 2008
Cost of Gas / Natural Gas

Case No. RC-08-420
Falkirk Mining Company
Self and Collateral Bonds
Approval

Mr. Cramer: I move the Commission approve Self-Bond No. SB-9503-1 and Collateral Bond No. CB-9503-1 filed by the Falkirk Mining Company to replace surety bonds for the consolidated bond area covering three mining permits at the Falkirk Mine.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-434
Qwest Corporation
Bismarck Rate Center
Numbering Resources

Mr. Clark: I move the Commission adopt the Order granting Qwest Corporation's request for a block of 1000 numbers in the Bismarck rate center, Case No. PU-08-434.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-613
Dakota Dry Bean, Inc.
Grain Warehouse - Lansford, ND
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-08-613 granting the request of Dakota Dry Bean, Inc. to operate a 35,000-bushel grain warehouse at Lansford, North Dakota, effective August 1, 2008.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-637
Quarter Circle Y, Co. dba Hepper Feed
License No. 1119 - Selfridge, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-08-637 acknowledging the automatic discontinuance of business as a public grain warehouse for Quarter Circle Y, Co. dba Hepper Feed at Selfridge, North Dakota, effective August 1, 2008, for failure to file a license application renewal in a timely manner.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-08-639
Landa Cooperative Elevator Company
License No. 127 - Landa, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-08-639 granting the request of Landa Cooperative Elevator Company, Souris, North Dakota to discontinue business at Landa, North Dakota effective August 1, 2008.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Acting Executive Secretary Designation

Mrs. Wefald: I move that Jim Deutsch be authorized to act as Executive Secretary during the August 25-29, 2008 absence of the Interim Executive Secretary and Illona A. Jeffcoat-Sacco.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Utility Valuation Billing

Mrs. Wefald: I move the Commission bill Otter Tail Corporation for costs incurred to date in Case No. PU-06-481, Otter Tail Corporation, Advance Determination of Prudence, Application.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Utility Valuation Billing

Mrs. Wefald: I move the Commission bill Montana-Dakota Utilities Co. for costs incurred to date in Case No. PU-06-482, Montana-Dakota Utilities Co., Advance Determination of Prudence, Application.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Utility Valuation Billing

Mrs. Wefald: I move the Commission bill Northern States Power Company for costs incurred to date in Case No. PU-07-776, Northern States Power Company, Electric Rate Increase, Application.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Tuition Reimbursement

Mrs. Wefald: I move the Commission accept Tom Rafferty's request for tuition reimbursement provided that he meets the guidelines in Policy No. 3-05-95 (1) of the Commission's Policy Manual.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:15 A.M.

Interim Executive Secretary

SUSAN E. WEFALD, PRESIDENT