

May 5, 2011

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on May 5, 2011, 10:00 a.m. Present were Commissioners Clark, Kalk and Cramer.

Minutes

Mr. Cramer: I move the minutes of April 20, 2011 be approved.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-11-130  
Kathy Wanzek  
Auctioneer  
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Kathy Wanzek, Fargo, North Dakota.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-11-132  
Vivian M Wanzek  
Auctioneer  
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Vivian M. Wanzek, Wahpeton, North Dakota.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-11-133  
Vivian M Wanzek, Kathy A Wanzek  
dba Wanzek Auction  
Auction Clerk  
License Application

Mr. Cramer: I move the Commission approve the auction clerk license application for Vivian M. Wanzek, Kathy A. Wanzek dba Wanzek Auction Service, Wahpeton, North Dakota.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-131  
Numbering Issues - 2011  
Investigation

Mr. Cramer: I move the Commission acknowledge its response to the North American Numbering Plan Administration System that New Cingular Wireless PCS, LLC has activated number blocks assigned in the 620-Grand Forks, 989-Bismarck, 936-Fargo, and 923-Spencer calling prefixes in North Dakota, Case No PU-11-131.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Blaster Certification\Re-Certification Approval

Mr. Cramer: I move the Commission approve blaster certification and re-certification for the following applicants:

Applicant	Affiliation	Certificate No.
Downing, Jason	FREEDOM	11-01-244
Grossman, Paul	FREEDOM	87-03-121-R(8)
Johansen, Tim	FREEDOM	99-10-235-R(1)
Lawson, Delton	FREEDOM	85-08-037-R(7)
Lipelt, Brent	FREEDOM	08-05-301-R(1)
Rudland, Darin	FREEDOM	08-05-303-R(1)

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-797  
Sequoia Energy US Inc.  
150MW Border Winds Energy Project -  
Rolette County  
Siting Application

Mr. Clark: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order issuing Certificate of Site Compatibility No. 21 to Sequoia Energy US Inc. authorizing construction of its proposed 150 MW Border Winds Energy Project in Rolette County, North Dakota, Case No. PU-08-797.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-10-602  
City of Granville  
Gas Pipeline Safety  
Violation

Mr. Kalk: I move the Commission adopt the Order on Probable Violations concerning gas pipeline safety for the City of Granville's liquefied petroleum gas (LPG) distribution facility in Granville, North Dakota, Case No. GS-10-602.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-612  
Enbridge Pipelines (North Dakota) LLC  
Bakken Pipeline Project US –  
Ward & Burke Counties  
Siting Application

Mr. Cramer: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility No. 118 and Route Permit No. 128 to Enbridge Pipelines (North Dakota) LLC for the construction of a crude oil pipeline and associated facilities located in Burke and Ward Counties of North Dakota, Case No. PU-10-612.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-11-134  
2012 Administration and  
Enforcement Grant  
Approval

Mr. Cramer: I move the Commission submit the 2012 Administration and Enforcement Grant Application to the Office of Surface Mining to request federal funds for the coal regulatory program for the next grant period that runs from July 1, 2011 to June 30, 2012.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

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Case No. AM-10-37  
Buechler/Velva  
2010 Construction  
Project

Mr. Cramer: I move the Commission execute a Tender Agreement with First National Insurance Company of America and Kern and Tabery, Inc. for completing the 2010 Buechler/Velva AML Construction Project, Case No. AM-10-37.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

New Hire  
Temporary Weights and Measures  
Inspector

Mr. Cramer: I move the Commission acknowledge the offer to and acceptance of Joshua Miller for temporary employment as a Weights and Measures Inspector effective May 23, 2011, under the terms specified in the May 4, 2011 written offer of employment.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:35 A.M.

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Executive Secretary

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TONY CLARK, CHAIRMAN