

September 11, 2013

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 11, 2013, 10:00 a.m. Present were Commissioners Kalk, Christmann, and Fedorchak.

Minutes

Mr. Kalk: I move the minutes of August 21, 22, September 3, 2013 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-153  
Otter Tail Power Company  
Transmission Facility Cost Recovery  
Rates

WITHDRAWN

Case No. PU-11-682  
Otter Tail Power Company  
Transmission Facility Cost Recovery  
Tariff

Case No. PU-07-759  
Northern States Power Company  
Fargo - St. Cloud MN 345 KV CapX  
Transmission Line  
Siting Application

Mr. Kalk: I move the Commission acknowledge the September 9, 2013 staff approval of transmission line structure location changes for Northern States Power Company's Fargo to St. Cloud MN 345 kV electric transmission line in Cass County, North Dakota, Case No. PU-07-759.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Blaster Re-Certification  
Approval

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

Applicant	Affiliation	New Certificate No.
Kerwin Lund	Freedom	92-11-197-R(7)
Michael Berg	Freedom	06-11-287-R(1)
Jerry E. Praus	Freedom	09-04-311-R(2)
Daniel P. Misslin	Freedom	95-09-229-R(6)
Eric Kuntz	Freedom	10-09-330-R(1)
Stephen D. Duewel	Freedom	85-08-028-R(10)
Rodney D. Long	Freedom	89-11-166-R(8)

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-13-769  
Scott J Fetch  
Auctioneer  
License Application

Mr. Kalk: I move the Commission approve the auctioneer license application for Scott J Fetch, Sykeston, North Dakota.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-13-776  
Dylan A Bitz  
Auctioneer  
License Application

Mr. Kalk: I move the Commission approve the auctioneer license application for Dylan A Bitz, Napoleon, North Dakota.

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

Case No. PU-10-127  
Northern States Power Company  
Advance Determination of Prudence -  
Prairie Island  
Application

Mr. Kalk: I move the Commission issue an application fee refund to Northern States Power Company, in the amount of \$124,886.04, Case No. PU-10-127.

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

Case No. PU-10-657  
Northern States Power Company  
2011 Electric Rate Increase  
Application

Mr. Kalk: I move the Commission issue an application fee refund to Northern States Power Company, in the amount of \$23,397.93, Case No. PU-10-657.

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

Case No. PU-11-55  
Northern States Power Company  
2012 Electric Rate Increase  
Application

Mr. Kalk: I move the Commission issue an application fee refund to Northern States Power Company, in the amount of \$24,861.91, Case No. PU-11-55.

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

Case No. PU-13-755  
Otter Tail Power Company  
2014 Transmission Facility Cost  
Recovery  
Rates

Mr. Kalk: I move the Commission suspend the rates filed in Otter Tail Power Company's application for 2014 Transmission Facility Cost Recovery, Case No. PU-13-755. I move the Commission assess a \$10,000 filing fee for the application in Otter Tail Power Company's 2014 Transmission Facility Cost Recovery, Case No. PU-13-755.

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

Case No. PU-13-757  
Qwest Corporation  
Fargo Rate Center  
Numbering Resources

Mr. Kalk: I move the Commission adopt the Order granting Qwest Corporation's request for a block of 1,000 numbers in the Fargo rate center, Case No. PU-13-757.

Ms. Fedorchak: I second the motion.  
Roll Call: All voting "Aye."

Case No. RC-13-334  
BNI Coal, Ltd.  
Notice of Violation No. 1301  
Violation

Mr. Christmann: I move the Commission adopt an order to affirm Notice of Violation No. 1301 issued to BNI Coal, Ltd. at the Center Mine, acknowledge cancellation of the informal conference that was scheduled in the matter, and close the case.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-13-763  
Marvin and Michael Dick dba  
Dicks' Seed Farm  
License No. 1271 - Munich, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt an order in Case No. GE-13-763 cancelling warehouse license number 1271 issued to Marvin and Michael Dick dba Dicks' Seed Farm at Munich, North Dakota and ordering that business at Munich is discontinued effective immediately.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-13-754  
Dicks' Seed, LLC  
Grain Warehouse - Munich, ND  
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-13-754 granting the request of Dicks' Seed, LLC to operate a 100,000-bushel grain warehouse at Munich, North Dakota, effective immediately.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-13-777  
Riverland Ag Corp.  
Facility-Based Grain Buyer -  
Wahpeton, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt an order in Case No. GE-13-777 cancelling facility-based grain buyer license number 2143 issued to Riverland Ag Corp. at Wahpeton, North Dakota and ordering that business at Wahpeton is discontinued effective September 15, 2013.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-13-778  
Minn-Kota Ag Products, Inc.  
Facility-Based Grain Buyer -  
Wahpeton, ND  
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-13-778 granting the request of Minn-Kota Ag Products, Inc. to operate as a facility-based grain buyer at Wahpeton, North Dakota, effective September 15, 2013.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-737  
ONEOK Rockies Midstream  
LLC/ONEOK Bakken Pipeline  
Transfer - Certificate #131 and  
Permit #140  
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing and assess a \$5,000 filing fee in the joint application of ONEOK Rockies Midstream, LLC and ONEOK Bakken Pipeline, LLC submitted a joint application for the transfer of Certificate of Corridor Compatibility No. 131 and Route Permit No. 140 to ONEOK Bakken Pipeline, LLC, Case No. PU-13-737.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-738  
ONEOK Rockies Midstream  
LLC/ONEOK Bakken Pipeline  
Transfer - Certificate #122 and  
Permit #131  
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing and assess a \$5,000 filing fee in the joint application of ONEOK Rockies Midstream, LLC and ONEOK Bakken Pipeline, LLC submitted a joint application for the transfer of First Reissued First Amended Certificate of Corridor Compatibility No. 122 and First Reissued First Amended Route Permit No. 131 to ONEOK Bakken Pipeline, LLC, Case No. PU-13-738.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-743  
Northern States Power Company  
150 MW Border Winds Project –  
Rolette County, ND  
Public Convenience & Necessity

Mr. Kalk: I move the Commission appoint Mike Diller, Sara Cardwell and Ryan Norrell as advocacy staff in Northern States Power Company's application for a certificate of Public Convenience and Necessity for the Border Winds Project, Case No. PU 13 743.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:50 A.M.

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Executive Secretary

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BRIAN P. KALK, CHAIRMAN