

February 12, 2014

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on February 12, 2014, 10:00 a.m. Present were Commissioners Kalk, Christmann, and Fedorchak.

Minutes

Mr. Kalk: I move the minutes of January 29, 2014 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-874  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Ryan Aufforth - Burke County  
Public Convenience & Necessity

Mr. Kalk: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co., A division of MDU Resources Group, Inc. to extend electric service to Ryan Aufforth at a location in Burke County, North Dakota, Case No. PU-13-874.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-39  
Montana-Dakota Utilities Co.,  
a Division of MDU  
NDDC, LLC- Dunn County  
Public Convenience & Necessity

Mr. Kalk: I move the Commission approve the request of Montana-Dakota Utilities Co. to withdraw its application for a Certificate of Public Convenience and Necessity to extend electric service to NDDC, LLC at a location in Dunn County, North Dakota, Case No. PU-14-39.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-13-353  
Public Service Commission  
Timber Ridge Plumbing & Heating, Inc.  
Damage Prevention Enforcement

Mr. Kalk: I move the Commission adopt the Consent Order in the Public Service Commission's damage prevention enforcement action concerning Timber Ridge Plumbing & Heating, Inc., Case No. GS-13-353.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-13-611  
Rodenbough Trucking & Excavating,  
Inc.  
Damage Prevention Enforcement

Mr. Kalk: I move the Commission adopt the Consent Order in the Public Service Commission's damage prevention enforcement action concerning Timber Ridge Plumbing & Heating, Inc., Case No. GS-13-353.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-840  
Montana-Dakota Utilities /  
Otter Tail Power Co.  
345kV Transmission Line –  
Dickey County  
Siting Application

Mr. Kalk: I move the Commission deem the applications complete and issue a Notice of Filings and Notice of Hearing in the joint applications of Montana-Dakota Utilities Co. and Otter Tail Power Company for a waiver of procedures and time schedules, a corridor certificate and route permit authorizing construction of a 345 kV Transmission Line and associated facilities in Dickey County, North Dakota extending from a new Ellendale substation to the South Dakota Border, Case No. PU-13-840.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-862  
American Civil Constructors, Inc.  
Damage Prevention Enforcement

Mr. Kalk: I move the Commission adopt the Consent Order in the Public Service Commission's damage prevention enforcement action concerning American Civil Constructors, Inc., Case No. PU-13-862.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-13-693  
Kingdom Customs, LLC  
Damage Prevention Enforcement

Mr. Kalk: I move the Commission adopt the Consent Order in the Public Service Commission's damage prevention enforcement action concerning Kingdom Customs, LLC, Case No. GS-13-693.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-14-49  
Viterra USA LLC  
License No. 1265 - Carrington, ND  
Discontinue Business

Mr. Christmann: I move the Commission adopt an order in Case No. GE-14-49 cancelling warehouse license number 1265 issued to Viterra USA LLC at Carrington, North Dakota and ordering that business at Carrington under license number 1265 is discontinued effective immediately.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

New Hire - Consumer Affairs Public  
Outreach Specialist

Mr. Kalk: I move the Commission acknowledge the offer to and acceptance of Stacy L. Eberl to fill Position No. 4993, Consumer Affairs and Public Outreach Specialist, effective February 18, 2014, under the terms specified in the January 27, 2014 written offer of employment.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Post Probationary Period Salary  
Adjustment

Mr. Kalk: I move the approval of a salary increase effective February 26, 2014 for Position No. 408-5025, upon the satisfactory completion of the six-month probationary period, in an amount consistent with the terms set forth in the Commission's July 30, 2013 offer of employment.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Public Utility Analyst Resignation

Mr. Kalk: I move the Commission accept, with regret, the resignation of Sara Cardwell effective February 28, 2014.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-98  
Nexus Communications, Inc.  
Designated Eligible Carrier  
Application

Mr. Kalk: I move the Commission bill Nexus Communications, Inc. for costs incurred to date in Case No. PU-13-98.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:47 A.M.

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Executive Secretary

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BRIAN P. KALK, CHAIRMAN