

June 25, 2014

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on June 25, 2014, 10:00 a.m. Present were Commissioners Kalk, Christmann, and Fedorchak.

Minutes

Mr. Kalk: I move the minutes of June 11, 2014 be approved.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-14-410  
Jeremy Boehm  
Auctioneer  
License Application

Mr. Kalk: I move the Commission approve the auctioneer license application for Jeremy Boehm, Mandan, North Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-122  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Continental Resources –  
Williams County  
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in the application of Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. to extend electric service to Continental Resources at a location in Williams County, North Dakota, Case No. PU-14-122.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-238  
Montana-Dakota Utilities Co.,  
a Division of MDU  
West River Veterinary Clinic-  
Adams County  
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in the application of Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. to extend electric service to West River Veterinary Clinic at a location in Adams County, North Dakota, Case No. PU-14-238.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-244  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Oasis Petroleum - Mountrail County  
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in the application of Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc. to extend electric service to Oasis Petroleum at a location in Mountrail County, North Dakota, Case No. PU-14-244.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-871  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Menard Inc. - Burleigh County, ND  
Public Convenience & Necessity

Mr. Kalk: I move the Commission grant applicant's request for oral argument in the application of Montana-Dakota Utilities Co. to extend electric service to Menard Inc. at a location in Burleigh County, North Dakota, Case No. PU-13-871.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-195  
Northern States Power Company  
Red River Valley NG Units 1 & 2 -  
Hankinson, ND  
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in the application of Northern States Power Company for a certificate of public convenience and necessity for Red River Valley Units 1 & 2 near Hankinson, North Dakota, Case No. PU 13-195.

Mr. Christmann: 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 issue a Notice of Opportunity for Hearing in the application of Northern States Power Company for a certificate of public convenience and necessity for the Border Winds Project in Rolette County, Case No. PU 13-743.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-105  
Sunflower Wind Project, LLC  
Wind Energy Conversion Facility -  
Stark & Morton Counties  
Siting Application

Mr. Kalk: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order issuing Site Certificate No. 39 to Sunflower Wind Project, LLC authorizing construction of its proposed 110 MW Sunflower Wind Energy Project in Stark and Morton Counties of North Dakota, Case No. PU-14-105.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-14-44  
Exploratory Drilling  
Project

Mr. Christmann: I move the Commission execute Contract No. AM-699-14 with Antler Enterprises, Inc. in the amount of \$186,500 for rotary drilling and other work associated with the 2014 Exploratory Drilling Project at abandoned underground coal mines.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-14-114  
Falkirk Mining Company  
Revision 35 to Permit No. NAFK-8705  
Approval

Mr. Christmann: I move the Commission approve Revision No. 35 to Surface Coal Mining Permit No. NAFK-8705, held by the Falkirk Mining Company, to update legal and ownership information and operations, reclamation and monitoring plans for the next five-year permit term.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-14-115  
Falkirk Mining Company  
Renewal No. 5 to  
Permit No. NAFK-8705  
Approval

Mr. Christmann: I move the Commission approve Renewal No. 5 to Surface Coal Mining Permit No. NAFK-8705, held by the Falkirk Mining Company, to extend the permit term for another five years, until July 6, 2019.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-14-116  
BNI Coal, Ltd.  
Renewal No. 6 to  
Permit No. BNCR-8202  
Approval

Mr. Christmann: I move the Commission approve Renewal No. 6 to Surface Coal Mining Permit No. BNCR-8202, held by BNI Coal, Ltd. for the Center Mine, to extend the permit term on the existing permit area for another five years, until July 31, 2019.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-14-248  
Prairie Premium Oil, LLC  
Grain Warehouse - Northwood, ND  
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-14-248 granting the request of Prairie Premium Oil, LLC to operate a 50,000 bushel grain warehouse at Northwood, North Dakota.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-848  
Enbridge Pipelines (North Dakota) LLC  
24-Inch Crude Oil Pipeline –  
Sandpiper Project  
Siting Application

Ms. Fedorchak: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order issuing Certificate of Corridor Compatibility No. 153 and Route Permit No. 165 to North Dakota Pipeline Company, LLC, for the construction of a crude oil pipeline and associated facilities located in Williams, Mountrail, Ward, McHenry, Pierce, Towner, Ramsey, Nelson, and Grand Forks Counties, North Dakota, Case. No. PU-13-848.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-13-802  
Selland Construction, Inc.  
Damage Prevention Enforcement

Mr. Kalk: I move that upon appointment as a Special Assistant Attorney General the Commission retain Mitchell D. Armstrong to assist the Commission in processing Public Service Commission, Selland Construction, Inc., Damage Prevention Enforcement, Case No. PU-13-802.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 12:17 P.M.

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Executive Secretary

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BRIAN P. KALK, CHAIRMAN