

September 16, 2015

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 16, 2015, 1:30 p.m. Present were Commissioners Fedorchak, Christmann and Kalk.

Minutes

Ms. Fedorchak: I move the minutes of September 2, 2015 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-137
ONEOK Bakken Pipeline, L.L.C.
Lonesome Creek NGL
Pipeline Project - McKenzie
Siting Application

Ms. Fedorchak: I move the Commission execute a contract with Houston Engineering, Inc., for construction inspection services in ONEOK Bakken Pipeline, L.L.C., Lonesome Creek NGL Pipeline Project – McKenzie, Siting Application, Case No. PU-15-137.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-142
Vantage Pipeline US LP
8-inch HVP Pipeline –
West Spur Pipeline Project
Siting Application

Ms. Fedorchak: I move the Commission execute a contract with Carlson McCain, Inc., for construction inspection services in Vantage Pipeline US LP, 8-inch HVP Pipeline – West Spur Pipeline Pjct, Siting Application, Case No. PU-15-142.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-154
Montana-Dakota Utilities Co.,
a Division of MDU
2006 Gas Operations
Annual Report

Ms. Fedorchak: I move the Commission close Montana-Dakota Utilities Co.'s 2006 through 2014 Gas Operations Annual Reports, Case Nos. PU-07-154, PU-08-167, PU-09-166, PU-10-136, PU-11-119, PU-12-154, PU-13-170, PU-14-169 and PU-15-144.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-08-167
Montana-Dakota Utilities Co.,
a Division of MDU
2007 Gas Operations
Annual Report

Case No. PU-09-166
Montana-Dakota Utilities Co.,
a Division of MDU
2008 Gas Operations
Annual Report

Case No. PU-10-136
Montana-Dakota Utilities Co.,
a Division of MDU
2009 Gas Operations
Annual Report

Motion Continued

Case No. PU-11-119
Montana-Dakota Utilities Co.,
a Division of MDU
2010 Gas Operations
Annual Report

Case No. PU-12-154
Montana-Dakota Utilities Co.,
a Division of MDU
2011 Gas Operations
Annual Report

Case No. PU-13-170
Montana-Dakota Utilities Co.,
a Division of MDU
2012 Gas Operations
Annual Report

Case No. PU-14-169
Montana-Dakota Utilities Co.,
a Division of MDU
2013 Gas Operations
Annual Report

Case No. PU-15-144
Montana-Dakota Utilities Co.,
a Division of MDU
2014 Gas Operations
Annual Report

Case No. PU-15-174
Northern States Power Company /
Courtenay Wind
Transfer of Site Certificate
Siting Application

Ms. Fedorchak: I move the Commission acknowledge the September 10, 2015 staff approval of turbine and access road location adjustments, Northern States Power Company / Courtenay Wind, Transfer of Site Certificate, Siting Application, Case No. PU-15-174.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-308
Montana-Dakota Utilities Co.
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission close Public Service Commission, Montana-Dakota Utilities Co., Damage Prevention Enforcement, Case No. PU-15-308

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

Case No. PU-15-309
Montana-Dakota Utilities Co.
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission close Public Service Commission, Montana-Dakota Utilities Co., Damage Prevention Enforcement, Case No. PU-15-309

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

Case No. PU-15-310
Montana-Dakota Utilities Co.
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission close Public Service Commission, Montana-Dakota Utilities Co., Damage Prevention Enforcement, Case No. PU-15-310

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

Case No. PU-15-311
Montana-Dakota Utilities Co.
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission close Public Service Commission, Montana-Dakota Utilities Co., Damage Prevention Enforcement, Case No. PU-15-311

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

Case No. PU-14-853
Targa Badlands LLC
Little Missouri Gas Plant Expansion -
McKenzie
Siting Application

Ms. Fedorchak: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in Targa Badlands LLC, Little Missouri Gas Plant Expansion - McKenzie, Siting Application, Case No. PU-14-853.

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

Case No. PU-15-614
Plains Pipeline, L.P.
Highway 1804 Re-Route North Pipeline
Project
Siting Application

Ms. Fedorchak: I move the Commission deem complete the applications for certificate of corridor compatibility and a route permit, and further move the Commission issue a Notice of Filings and Public Hearing in Plains Pipeline, L.P., Highway 1804 Re-Route North Pipeline Project, Siting Application, Case No. PU-15-614.

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

Case No. PU-14-842
Dakota Access, LLC
Dakota Access Pipeline Project
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing in Dakota Access, LLC, Dakota Access Pipeline Project, Siting Application, Case No. PU-14-842.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

State Reclamation Award
2015 Award

Mr. Christmann: I move the Commission present the 2015 North Dakota Award for Excellence in Surface Coal Mining and Reclamation to Dakota Westmoreland Corporation.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-14-61
Dakota Westmoreland Corporation
Revision 29 to Permit No. KRSB-8802
Approval

Mr. Christmann: I move the Commission approve Revision No. 29 to Surface Coal Mining Permit No. KRSB-8802, held by Dakota Westmoreland Corporation, to delay the final reclamation schedule for the Orange and Charlie Pit areas by one year and to update the Land Use, Water Management, and Backfilling and Grading sections of the permit for the Orange and Charlie Pit reclamation delay areas.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-15-230
Coteau Properties Company
Revision No. 29 for Permit NACT-0401
Approval

Mr. Christmann: I move the Commission approve Revision No. 29 to Surface Coal Mining Permit No. NACT-0401, held by The Coteau Properties Company for the Freedom Mine, to identify the next five year coal removal areas and to update mining and reclamation plans in the permit.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-15-231
Coteau Properties Company
Renewal No. 2 for Permit NACT-0401
Approval

Mr. Christmann: I move the Commission approve Renewal No. 2 to Surface Coal Mining Permit No. NACT-0401, held by The Coteau Properties Company for the Freedom Mine, to extend the permit term on the existing permit area for another five years, until September 26, 2020.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-662
Harlow Coop Elevator & Seed
Company
Grain Warehouse
Discontinue Business

Mr. Christmann: I move the Commission adopt an order in Case No. GE-15-662 cancelling warehouse license numbers 541, 543, and 706, respectively issued to Harlow Coop Elevator & Seed Company at Harlow, Minnewaukan, and Maddock, North Dakota and ordering that business at Harlow, Minnewaukan, and Maddock is discontinued.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-658
Stein Seed Company, LLC
Grain Warehouse - McVile, ND
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-15-658 granting the request of Stein Seed Company, LLC to operate a 100,000-bushel grain warehouse at McVile, North Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-659
Fessenden Cooperative Association
Grain Warehouse-Harlow & Maddock
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-15-659 granting the request of Fessenden Cooperative Association to operate a 654,000-bushel grain warehouse at Harlow, North Dakota and a 614,000-bushel grain warehouse at Maddock, North Dakota.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-15-660
Falkirk Mining Company
Self-Bond Increase
Approval

Mr. Christmann: I move the Commission approve the bond rider that increases the amount of Self-Bond No. SB-9503-1 to \$79,830,000 for the consolidated bond area that covers Permits NAFK-8405, NAFK-8705, and NAFK-9503 held by The Falkirk Mining Company.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-667
North Central Farmers Elevator
License No. 1201 - Hague, ND
Discontinue Business

Mr. Christmann: I move the Commission adopt an order in Case No. GE-15-667 cancelling warehouse license number 1201 issued to North Central Farmers Elevator of Ipswich, South Dakota at Hague, North Dakota and ordering that business at Hague is discontinued.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-668
North Central Farmers Elevator
Facility-Based Grain Buyer –
Hague, ND
License Application

Mr. Christmann: I move the Commission adopt an order in Case No. GE-15-668 granting the request of North Central Farmers Elevator of Ipswich, South Dakota, to operate as a facility-based grain buyer at Hague, North Dakota.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-95
Northern States Power Company
Advance Prudence - 100 MW Aurora
Solar, LLC
Application

Mr. Kalk: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in Northern States Power Company, Advance Prudence – 100 MW Aurora Solar, LLC, Application, Case No. PU-15-95.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-661
Otter Tail Power Company
2015 Transmission Facility Cost
Recovery
Rates

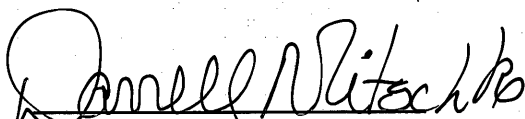
Mr. Kalk: I move the Commission assess a filing fee of \$10,000, suspend the tariff filing and issue a Notice of Opportunity for Hearing in Otter Tail Power Company, 2015 Transmission Facility Cost Recovery, Rates, Case No. PU-15-661.

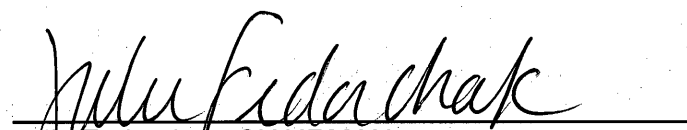
Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 03:45 P.M.


Executive Secretary


Julie Fedorchak, CHAIRMAN