

September 30, 2015

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 30, 2015, 9:00 a.m. Present were Commissioners Fedorchak, Christmann and Kalk.

Minutes

Ms. Fedorchak: I move the minutes of September 16, 28, 2015 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-184
Dakota Gasification Company
CO2 Pipeline
Siting Application

Ms. Fedorchak: I move the Commission find that the tree and shrub mitigation is satisfactory in Dakota Gasification Company, CO2 Pipeline, Siting Application, Case No. PU-07-184.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

SNL Financial
Contract for Subscription
SNL Unlimited Energy Package

Ms. Fedorchak: I move the Commission approve a one year subscription to the SNL Unlimited Energy Package in the amount of \$7,500 for the period from October 1, 2015 through September 30, 2016.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-790
Basin Electric Power Cooperative
Lonesome Creek Station –
McKenzie County
Siting Application

Ms. Fedorchak: I move the Commission rescind the approved August 12, 2015 motion issuing a final siting application fee refund in the amount of \$14,070.00.

I further move that because no trees or shrubs were removed during construction, the Commission issue a final siting application fee refund in the amount of \$8,625.00 in Basin Electric Power Cooperative, Lonesome Creek Station – McKenzie County, Siting Application, Case No. PU-12-790.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-15-678
2016 Federal/State Gas Pipeline
Safety
Grants and Contracts

Ms. Fedorchak: I move the Commission acknowledge the September 22, 2015 electronic submittal of the 2016 Natural Gas Pipeline Safety Program Base Grant Application in the amount of \$393,259 to the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, Washington, D.C. for the operation and management of the 2016 North Dakota intrastate gas pipeline safety program, Public Service Commission, 2016 Federal/State Gas Pipeline Safety, Grants and Contracts, Case No. GS-15-678.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-624
Otter Tail Power Company
Canadian Pacific Railroad –
Richland County
Public Convenience & Necessity

Ms. Fedorchak: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity in Otter Tail Power Company, Canadian Pacific Railroad – Richland County, Public Convenience & Necessity, Case No. PU-15-624.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-671
Basin Electric Power Coop Inc.
230 kV Transmission Line /
Williams & Mountrail Co
Siting Application

Ms. Fedorchak: I move the Commission find that the tree and shrub mitigation is satisfactory and issue a final siting application fee refund in the amount of \$57.71 in Basin Electric Power Coop Inc., 230 kV Transmission Line / Williams & Mountrail Co., Siting Application, Case No. PU-07-671.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-481
Montana-Dakota Utilities Co.,
a Division of MDU
Cogeneration/Small Power Producer
Rates

Ms. Fedorchak: I move the Commission approve Montana-Dakota Utilities Co.'s updated Cogeneration/Small Power Producer rates, Case No. PU-15-481.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-97
Bridger Pipeline LLC
16-inch Crude Oil Pipeline –
Billings & Stark
Siting Application

Ms. Fedorchak: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in Bridger Pipeline LLC, 16-inch Crude Oil Pipeline – Billings & Stark, Siting Application, Case No. PU-15-97.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. RR-15-676
Basin Electric Power Cooperative
Rail Clearance Variance-DGC UREA
Loading Facility
Application

Ms. Fedorchak: I move the Commission grant the request of Basin Electric Power Cooperative for a variance from the rail clearance standards prescribed by Section 49-10.1-13 of the North Dakota Century Code, subject to the conditions in the Order in Basin Electric Power Cooperative, Rail Clearance Variance – DGC UREA Loading Facility, Application, Case No. RR-15-676.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-15-36
Grand Forks Bean Company, Inc.
Grain Warehouse
Insolvency

Mr. Christmann: I move the Commission file the Report and Recommendation of Trustee with Grand Forks County District Court, together with the corresponding motion and support documents, in Grand Forks Bean Company, Inc., Grain Warehouse, Insolvency, Case No. GE-15-36.

I further move that once the Report and Recommendation is approved by the District Court, the Licensing Director be authorized to pay all valid claims as soon as possible.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-692
Basin Electric Power Cooperative
345/230 kV Transmission Line -
Williams County
Siting Application

Mr. Kalk: I move the Commission adopt the Supplemental Order issuing First Amended First Amended Corridor Certificate No. 134 and First Amended Route Permit No. 145 in Basin Electric Power Cooperative, 345/230 kV Transmission Line – Williams County, Siting Application, Case No. PU-11-692.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-124
Rolette Power Development, LLC
Rolette Wind Energy Project –
Rolette County
Siting Application

WITHDRAWN

Case No. PU-14-813
Basin Electric Power Cooperative
North Killdeer Loop Phase I 345 kV
Transmission
Siting Application

Mr. Kalk: I move the Commission adopt the Supplemental Order issuing First Amended Certificate of Corridor Compatibility No. 167 and First Amended Route Permit No. 179 in Basin Electric Power Cooperative, North Killdeer Loop Phase I 345 kV Transmission, Siting Application, Case No. PU-14-813.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-670
Sacagawea Pipeline Company, LLC
12-inch Crude Oil Pipeline –
Mountrail County
Siting Application

Ms. Fedorchak: I move the Commission retain Zachary Pelham to provide legal services to assist the Commission in processing Sacagawea Pipeline Company, LLC, 12-inch Crude Oil Pipeline, Mountrail County, Siting Application, Case No. PU-15-670.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

New Hire - Programmer Analyst I

Ms. Fedorchak: I move the Commission acknowledge the offer to and acceptance of Matthew Kluzak to fill Position No. 5001, Programmer Analyst I effective October 5, 2015, under the terms specified in the September 17, 2015 written offer of employment.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Resignation - Temporary Office
Assistant

Ms. Fedorchak: I move the Commission accept, with regret, the resignation of Kristen Solberg effective October 9, 2015.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Retirement - Environmental Engineer
III

Ms. Fedorchak: I move the Commission acknowledge the retirement of Mark Knell effective October 23, 2015.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

New Hire - GIS Intern

Ms. Fedorchak: I move the Commission acknowledge the offer to and acceptance of Marc Seamands to fill the GIS intern position under the terms specified in the September 22, 2015 written offer of employment.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 10:17 A.M.

Executive Secretary

Julie Fedorchak, Chairman