

January 8, 2020

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on January 8, 2020, 10:01 a.m. Present were Commissioners Kroshus, Fedorchak and Christmann.

Minutes

Mr. Kroshus: I move the minutes of December 18, 19 and 31, 2019, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-298
Otter Tail Power Company
69 kV Transmission Segment & Three
Substations
Public Convenience & Necessity

Mr. Kroshus: I move the Commission issue an application fee refund in the amount of \$9,670.55 in Otter Tail Power Company, 69 kV Transmission Segment & Three Substations, Public Convenience & Necessity, Case No. PU-19-298.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-311
Otter Tail Power Company
Transmission Facility Cost Recovery
(2020)
Rates

Mr. Kroshus: I move the Commission issue an application fee refund in the amount of \$9,644.98 in Otter Tail Power Company, Transmission Facility Cost Recovery (2020), Rates, Case No. PU-19-311.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-332
Montana-Dakota Utilities Co.
Electric Service Agreement - ND OMB
Approval

Mr. Kroshus: I move the Commission bill Montana-Dakota Utilities Co. \$291.62 for costs incurred to date in Montana-Dakota Utilities Co., Electrical Service Agreement – ND OMB, Approval, Case No. PU-19-332.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-333
Emmons-Logan Wind / E-Logan
Interconnection, LLC
Transfer of Corridor Certificate and
Route Permit
Siting Application

Mr. Kroshus: I move the Commission issue a siting application fee final refund in the amount of \$9,951.90 in Emmons-Logan Wind / E-Logan Interconnection, LLC, Transfer of Corridor Certificate and Route Permit, Siting Application, Case No. PU-19-333.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-336
Ashtabula Wind, LLC / Ashtabula Wind
I, LLC
Transfer of Site Certificate
Siting Application

Mr. Kroshus: I move the Commission issue a siting application fee final refund in the amount of \$9,917.71 in Ashtabula Wind, LLC / Ashtabula Wind I, LLC, Transfer of Site Certificate, Siting Application, Case No. PU-19-336.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-343
Allete Clean Energy / Glen Ullin Energy Center
Transfer of Site Certificate
Siting Application

Mr. Kroshus: I move the Commission issue a siting application fee final refund in the amount of \$9,908.17 in Allete Clean Energy / Glen Ullin Energy Center, Transfer of Site Certificate, Siting Application, Case No. PU-19-343.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-345
Ashtabula Wind, LLC / Ashtabula Wind I, LLC
Transfer of Corridor Certificate and Route Permit
Siting Application

Mr. Kroshus: I move the Commission issue a siting application fee final refund in the amount of \$9,956.08 in Ashtabula Wind, LLC / Ashtabula Wind I, LLC, Transfer of Corridor Certificate and Route Permit, Siting Application, Case No. PU-19-345.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-326
Public Service Commission
Blue Stone Construction, Inc.
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order on Consent Agreement in Public Service Commission, Blue Stone Construction, Inc., Damage Prevention Enforcement, Case No. PU-19-326.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-28
Ruso Wind Partners, LLC
Ruso Wind Project - Ward and McLean Counties
Siting Application

WITHDRAWN

Case No. PU-10-104
Ashtabula Wind II, LLC
120.0 MW Wind Energy Center - Valley City, ND
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the parent guarantee filed on October 17, 2019, for the Ashtabula Wind II, LLC facility, in Ashtabula Wind II, LLC, 120.0 MW Wind Energy Center – Valley City, ND, Decommissioning Plan & Cost, Case No. PU-10-104.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-844
Rugby Wind LLC
Wind Energy Center - Pierce County
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the Surety Bond as financial assurance filed December 16, 2019 in Rugby Wind, LLC, Wind Energy Center – Pierce County, Decommissioning Plan & Cost, Case No. PU-13-844.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-19-282
Dakota Westmoreland Corporation
Notice of Violation No. 1901
Violation

Mr. Christmann: I move the Commission adopt an order in Case No. RC-19-282, Notice of Violation No. 1901 issued to Dakota Westmoreland Corporation at the Beulah Mine, to affirm the violation, assess a civil penalty, and close the case upon payment of the penalty.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-368
ONEOK Bakken Pipeline, L.L.C.
16-Inch NGL Pipeline - Williams
County
Siting Application

Mr. Kroshus: I move the Commission retain Zachary Pelham to provide legal services to assist the Commission in processing ONEOK Bakken Pipeline, L.L.C., 16-Inch NGL Pipeline, Williams County, Siting Application, Case No. PU-19-368.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-376
Northern Divide Wind, LLC
200 MW Northern Divide Wind Energy
Center - Burke
Siting Application

Mr. Kroshus: I move the Commission retain Mitch Armstrong and Brian Schmidt to provide legal services to assist the Commission in processing Northern Divide Wind, LLC, 200 MW Northern Divide Wind Energy Center – Burke, Siting Application, Case No. PU-19-376 and Northern Divide Wind, LLC, 245 kV Transmission Line – Burke and Mountrail, Siting Application, Case No. PU-19-377.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-377
Northern Divide Wind, LLC
345 kV Transmission Line - Burke and
Mountrail
Siting Application

ATTEST

THE COMMISSION ADJOURNED AT 11:05 A.M.



Executive Secretary



BRIAN KROSHUS, CHAIRMAN