

October 6, 2021

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on October 6, 2021, 10:00 a.m. Present were Commissioners Fedorchak, Christmann and Kroshus.

Minutes

Ms. Fedorchak: I move the minutes of September 22, 2021, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-11-662
Allete Clean Energy, Inc.
100 MW Clean Energy #1 Wind Pjc -
Mercer & Morton
Siting Application

Ms. Fedorchak: I move the Commission approve the Tree and Shrub Mitigation Plan filed with the Commission on September 22, 2021 in Allete Clean Energy, Inc., 100 MW Clean Energy #1 Wind Pjc – Mercer & Morton, Siting Application, Case No. PU-11-662.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-675
Basin Transload, LLC
10-Inch Crude Oil Pipeline - Mercer
County
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$2,479.10 in Basin Transload, LLC, 10-Inch Crude Oil Pipeline – Mercer County, Siting Application, Case No. PU-12-675.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-775
Basin Transload, LLC
10-Inch Crude Oil Pipeline - Burke
County
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$7,240.09 in Basin Transload, LLC, 10-Inch Crude Oil Pipeline – Burke County, Siting Application, Case No. PU-12-775.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-64
Courtenay Wind Farm, LLC
200.5 MW Wind Energy Conversion
Facility-Stutsman
Siting Application

Ms. Fedorchak: I move the Commission find that the tree and shrub mitigation is successfully completed and issue a siting application fee final refund in the amount of \$12,750.17 in Courtenay Wind Farm, LLC, 200.5 MW Wind Energy Conversion Facility – Stutsman, Siting Application, Case No. PU-13-64.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-14-625
Targa Badlands LLC
8-Inch Crude Pipeline Project -
Mountrail County
Siting Application

Ms. Fedorchak: I move the Commission find that the tree and shrub mitigation may cease and issue a siting application fee final refund in the amount of \$15,000 in Targa Badlands LLC, 8-Inch Crude Pipeline Project – Mountrail County, Siting Application, Case No. PU-14-625.

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: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$13,500 in Sacagawea Pipeline Company, LLC, 12-Inch Crude Oil Pipeline – Mountrail County, Siting Application, Case No. PU-15-670.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-690
Brady Wind, LLC
Brady Wind Energy Center - Stark
County
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$15,331.76 in Brady Wind, LLC, Brady Wind Energy Center – Stark County, Siting Application, Case No. PU-15-690.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-15-720
Tesoro High Plains Pipeline Company
LLC
12-inch Crude Oil Pipeline - McKenzie
County
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$11,117.20 in Tesoro High Plains Pipeline Company LLC, 12-Inch Crude Oil Pipeline – McKenzie County, Siting Application, Case No. PU-15-720.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-122
Oliver Wind III, LLC
230 kV Transmission Line - Oliver &
Morton
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$13,234.47 in Oliver Wind III, LLC, 230 kV Transmission Line – Oliver & Morton, Siting Application, Case No. PU-16-122.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-420
Caliber Bear Den Interconnect LLC
12.75-inch Crude Oil Pipeline -
McKenzie County
Siting Application

Ms. Fedorchak: Since no trees or shrubs were removed during construction, I move the Commission issue a siting application fee final refund in the amount of \$9,907.79 in Caliber Bear Den Interconnect LLC, 12.75-Inch Crude Oil Pipeline – McKenzie County, Siting Application, Case No. PU-16-420.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-398
Public Service Commission
Common Pipeline Carriers
Rulemaking

Ms. Fedorchak: Having been approved by the Attorney General, I move the Commission adopt the proposed new Chapter 69-09-11, adopt proposed amendments to Article 69-06, and forward those proposed changes of the North Dakota Administrative Code to the Legislative Council for publication, in Public Service Commission, Common Pipeline Carriers, Rulemaking, PSC Case No. PU-20-398, and Public Service Commission, Energy Conversion Facility Siting Criteria, Rulemaking, PSC Case No. PU-20-422.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-83
Otter Tail Power Company
Advance Prudence- Advanced
Metering Infrastructure
Application

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$174,657.83 in Otter Tail Power Company, Advance Prudence-Advanced Metering Infrastructure, Application, Case No. PU-21-83.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-335
Montana-Dakota Utilities Co.
Transmission Facility Cost Recovery
Rates

Ms. Fedorchak: I move the Commission issue an application fee refund in the amount of \$9,678.64 in Montana-Dakota Utilities Co., Transmission Facility Cost Recovery, Rates, Case No. PU-21-335.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-340
Dakota Natural Gas, LLC
2020 Gas
Annual Report

Ms. Fedorchak: I move the Commission adopt the Order Granting Protection of Information in Dakota Natural Gas, LLC, 2020 Gas, Annual Report, Case No. PU-21-340.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-16-753
Savage Bakken Connector, Inc.
10-Inch Crude Pipeline Project -
Williams County
Siting Application

Ms. Fedorchak: I move the Commission adopt the Order on Tree and Shrub Mitigation Specifications in Savage Bakken Connector, Inc., 10-Inch Crude Pipeline Project, Siting Application, Case No. PU-16-753.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-353
Hiland Crude, LLC
2.9-Mile Crude Oil Pipeline - Williams
County
Siting Application

Ms. Fedorchak: I move the Commission deem complete the combined application for a certificate of corridor compatibility and route permit, and issue a Notice of Filing and Public Hearing in Hiland Crude, LLC, 2.9-Mile Crude Oil Pipeline - Williams County, Siting Application, Case No. PU-21-353.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-375
Basin Electric Power Cooperative
Wind Energy Facility Lighting Waiver -
69-06-11
Application

Ms. Fedorchak: I move the Commission rescind its September 22, 2021, Motion issuing a Notice of Hearing and approve this Motion to issue a Notice of Hearing in Basin Electric Power Cooperative, Wind Energy Facility Lighting Waiver – 69-06-11, Application, Case No. PU-21-375.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-368
Oliver Wind I, LLC
50.6 MW Oliver Wind I Energy Center -
Center, ND
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the parent guarantee filed on August 17, 2021, in Oliver Wind I, LLC, 50.6 MW Oliver Wind I Energy Center - Center, ND, Decommissioning Plan & Cost, Case No. PU-21-368, which replaces the parent guarantee approved on July 23, 2020, in FPL Energy Oliver Wind I, LLC, 50.6 MW Oliver Wind Energy Center - Center, ND, Decommissioning Plan & Cost, Case No. PU-10-101.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-340
Public Service Commission
Dean's Excavating
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order and Notice of Default in Public Service Commission, Dean's Excavating, Damage Prevention Enforcement, Case No. PU-20-340.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-376
Otter Tail Power Company
Transmission Facility Cost Recovery
(2022)
Rates

Mr. Kroshus: I move the Commission suspend the rates, reduce the application fee to \$10,000 and issue a Notice of Opportunity for Hearing in Otter Tail Power Company, Transmission Facility Cost Recovery (2022), Rates, Case No. PU-21-376.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-389
Northern States Power Company
Renewable Resource Cost Recovery
(2022)
Rates

Mr. Kroshus: I move the Commission suspend the rates, reduce the application fee to \$10,000 and issue a Notice of Opportunity for Hearing in Northern States Power Company, Renewable Resource Cost Recovery (2022), Rates, Case No. PU-21-389.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-338
Public Service Commission
JP Hager Enterprises, LLC
Damage Prevention Enforcement

Ms. Fedorchak: I move the Commission appoint Brian Johnson and Victor Schock as advocacy staff in Public Service Commission, JP Hager Enterprises, LLC, Damage Prevention Enforcement, Case No. PU-21-338.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-21-377
Public Service Commission
BEK Consulting LLC
Damage Prevention Enforcement

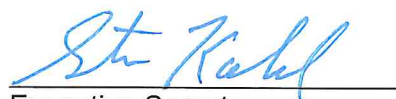
Ms. Fedorchak: I move the Commission appoint Brian Johnson and Adam Renfandt as advocacy staff effective September 24, 2021, in Public Service Commission, BEK Consulting LLC, Damage Prevention Enforcement, Case No. PU-21-377.

Mr. Kroshus: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:40 A.M.


Executive Secretary


JULIE FEDORCHAK, CHAIR