

April 27, 2004

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on April 27, 2004, 10:00 a.m. Present were Commissioners Clark and Cramer.

Minutes

Mr. Cramer: I move the minutes of April 14 and 21, 2004, be approved.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Bills

Mr. Cramer: I move the following bills, as reviewed by the Commission, be approved and paid:

Cellular One	203.37
Training Partners, LLC	375.00
ND Newspaper Association	576.06
NDSU – Restricted Fund Accounting	4,712.46
Brown & Saenger	2,254.55
Legion Hall	35.00
Patrick Fahn	505.78
BNC Insurance, Inc.	50.00
Anthony T. Clark	330.92
North Central Research Extension Center	25.00
Leo D. Praus	451.20
Kevin Cramer	547.58
ITD – 3/04 microfilm	24.00
Human Resource Management Services	5.00
Central Services – 3/04 printing	999.87
Facilities Management – 3/04 postage	960.73
Central Services – 3/04 supplies	601.80
Attorney General – Wimbledon	7,386.65
Human Resource Management Services	5.00

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-159
NUI Telecom, Inc.
Name Change
Application

Mr. Cramer: I move the Commission reissue Certificate of Registration No. 845 to BCN Telecom, Inc., Case No. PU-04-159.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-04-193
Joseph Hickel - Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Joseph Hickel, Crary, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-04-194
Clarence D. Arnold, Jr. - Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Clarence D. Arnold, Jr., Richardton, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-04-195
Joe Lissolo - Auctioneer
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Joe Lissolo, Bowman, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-04-192
Merle J. Clark - AU & AC License
Suspension/Revocation
Notice of Opportunity for Hearing

Mr. Cramer: I move the Commission issue an order in Case No. AU-04-192 suspending auctioneer license number 449 and auction clerk license number 336 of Merle J. Clark, Marmarth, North Dakota, for lack of adequate bond coverage and issue a Notice of Opportunity for Hearing on the matter.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-147
Montana-Dakota Utilities Co., a
Division of MDU
Seasonal Reconnection - Gas
Tariff

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Seasonal Reconnection Gas tariff, Case No. PU-04-147.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-160
Qwest Communications Corporation
Local Exchange
Public Convenience & Necessity
Notice of Opportunity for Hearing

Mr. Clark: I move the Commission issue a Notice of Opportunity for Hearing in the captioned application for a certificate of public convenience and necessity to provide facilities based competitive local exchange telecommunication services in North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-04-191
CHS, Inc.
Facility-Based Grain Buyer - Neche, ND
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-04-191 granting the request of CHS, Inc., St. Paul, Minnesota, to discontinue business as a facility-based grain buyer at Neche, North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-97
Montana-Dakota Utilities Co., a
Division of MDU
Natural Gas Rate Increase
Application
Interim Rates

Mr. Cramer: I move the Commission adopt the Order on interim rates in Montana-Dakota Utilities Co.'s Natural Gas Rate Increase Application, Case No. PU-04-97.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-161
Montana-Dakota Utilities Co., a
Division of MDU
May 2004
Cost of Gas Adjustment/Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane Cost of Gas adjustment for May 2004, Case No. PU-04-161.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-162
Montana-Dakota Utilities Co., a
Division of MDU
May 2004
Cost of Gas Adj./Natural Gas

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Cost of Gas Adjustment for May 2004, Case No. PU-04-162.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-04-166
Great Plains Natural Gas Co.
April 2004
Cost of Gas Adjustment

Mr. Cramer: I move the Commission approve Great Plains Natural Gas Co.'s Cost of Gas adjustment for April 2004, Case No. PU-04-166

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2937-03-548
Beulah/Zap Phase VIII
2004-2007 AML Construction
Project
Award Contract

Mr. Cramer: I move the Commission award a contract in the amount of \$231,900 to Thiem Drilling, Inc., 1502 W. Broadway, Williston, ND 58801 for construction services at the Beulah/Zap Phase VIII abandoned mine land site in Mercer County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2938-03-549
Garrison Phase III
2004-2007 AML Construction
Project
Award Contract

Mr. Cramer: I move the Commission award a contract to Thiem Drilling, Inc., 1502 West Broadway, Williston, North Dakota 58801 in the amount of \$206,800 for construction services at the Garrison Phase III abandoned mine land sites in McLean County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2939-03-550
Columbus Phase VI
2004-2007 AML Construction
Project
Award Contract

Mr. Cramer: I move the Commission award a contract to Orrin A. Holen Construction, Inc., PO Box 319, McClusky, North Dakota 58463 in the amount of \$162,560 for construction services at the Columbus Phase VI abandoned mine land site in Burke County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2940-03-551
Belfield Phase I
2004-2007 AML Construction
Project
Award Contract

Mr. Cramer: I move the Commission award a contract to Hlebechuk Construction, Inc., PO Box 738, Belfield, North Dakota 58622-0738 in the amount of \$102,940.50 for construction services at the Belfield Phase I abandoned mine land site in Billings and Stark Counties.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2941-03-552
Snake Road Phase I
2004-2007 AML Construction
Project
Award Contract

Mr. Cramer: I move the Commission award a contract to Thiem Drilling, Inc., 1502 West Broadway, Williston, North Dakota 58801 in the amount of \$236,625 for construction services at the Snake Road Phase I abandoned mine land site in Ward County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-154
Snake Road Phase I
Material Testing Services
Contract
Award Contract

Mr. Cramer: I move the Commission award a contract to GEOSERV, Inc., 3100 E. Broadway Avenue, Bismarck, North Dakota 58501 in the amount of \$6,599 for material testing services at the Snake Road Phase I abandoned mine land site in Ward County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-155
Beulah/Zap Phase VIII
Material Testing Services
Contract
Award Contract

Mr. Cramer: I move the Commission award a contract to GEOSERV, Inc., 3100 E. Broadway Avenue, Bismarck, North Dakota 58501 in the amount of \$12,299 for material testing services at the Beulah/Zap Phase VIII abandoned mine land site in Mercer County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-156
Garrison Phase III
Material Testing Services
Contract
Award Contract

Mr. Cramer: I move the Commission award a contract to Material Testing Services, LLC, PO Box 634, Minot, ND 58702 in the amount of \$9,430 for material testing services at the Garrison Phase III abandoned mine land sites in McLean County.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-04-180
Belfield Phase I
Appraisal Services
Project
Award Contract

Mr. Cramer: I move the Commission award a contract to Shawn Weishaar d/b/a Weishaar Appraisal Services, 1008 31st Street NE, Lemmon, South Dakota 57638 in the amount of \$6,000 for pre- and post-reclamation appraisal services for the Belfield Phase I abandoned mine land site in Billings and Stark Counties.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 10:55 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT