

April 23, 2003

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on April 23, 2003, 10:00 a.m. Present were Commissioners Wefald, Reinbold, and Clark.

Minutes

Mrs. Wefald: I move the minutes of April 9, 2003, be approved.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Bills

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

James Deutsch	180.37
Wayne Grangaard	316.18
FedEx	16.78
ND Newspaper Association	6,656.83
Ben Johnson Associates, Inc.	18,421.50
Wright Line LLC	2,748.80
Cole Papers, Inc.	1,187.00
Snavely King Majoros O'Connor & Lee, Inc.	2,368.82
Hewlett-Packard Company	10,025.00
Reed Business Information	709.76
North Dakota Clipping Service	131.00
Acme Electric	1,440.00
Northland Travel	381.00
West Group	33.50
Brown & Saenger	2,304.95
Sybase	6,794.36
Central Service-Supplies	115.19
ITD	1,373.20
ITD	102.64
ITD	2,163.96
Elan	4,944.45
DOT	7,618.96
Central Services-Printing	263.63

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. WM-439-03-31
Weights and Measures
Rulemaking

Mrs. Wefald: I move the Commission propose the following amendments to the North Dakota Administrative Code, schedule a hearing at 1:30 p.m., CDT, June 5, 2003, issue a Notice of Proposed Rules and Public Hearing, and issue an abbreviated Notice of Hearing for publication in each official county newspaper throughout the state as required by law.

Case No. GS-439-03-106
Gas Safety
Rulemaking
Notice of Public Hearing

Article 69-09 Amendments to Gas Safety

Article 69-10 Amendments to Weights and Measures

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-1264-03-157
North Dakota Telephone Company
Payment/Voice Mail/DID/Centrex
Services
Tariff

Mrs. Wefald: I move the Commission approve North Dakota Telephone Company's Payment/Voice Mail/DID/Centrex Services tariffs, Case No. PU-1264-03-157.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2860-03-178
Fox Communications Corporation
Long Distance Reseller
Application

Mrs. Wefald: I move the Commission issue a Certificate of Registration to Fox Communications Corporation to resell interexchange telecommunications services in North Dakota, Case No. PU-2860-03-178.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2861-03-179
C III Communications Operations, LLC
Long Distance Reseller
Application

Mrs. Wefald: I move the Commission issue a Certificate of Registration to C III Communications Operations, LLC to resell interexchange telecommunications services in North Dakota, Case No. PU-2861-03-179.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2805-03-137
Otter Tail Corporation
Newman Signs, Jamestown, ND
Public Convenience & Necessity

Mrs. Wefald: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Newman Signs for a sign lighting site near Jamestown, North Dakota, Case No. PU-2805-03-137.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-122
James Smaaland - Auctioneer
Suspension/Revocation

Mrs. Wefald: I move the Commission issue an order in Case No. AU-896-03-122 revoking auctioneer license number 108 of James Smaaland, Thompson, North Dakota, for failure to maintain adequate bond coverage.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-896-03-175
Dennis Kastet - Auctioneer
Suspension/Revocation
Reinstate

Mrs. Wefald: I move the Commission issue an order in Case No. AU-896-03-175 reinstating auctioneer license number 432 of Dennis Kastet, Ypsilanti, North Dakota. Bond requirements have now been met.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-2342-01-296
Qwest Corporation
Interconnection/Wholesale Price
Investigation

Mr. Clark: I move the Commission adopt the Order Granting Trade Secret Protection for certain information filed in this proceeding and for certain responses to Public Service Commission Staff's discovery requests in Qwest Corporation's Interconnection/Wholesale Price Investigation, Case No. PU-2342-01-296.

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

Case No. PU-439-03-189
Telecommunications Relay Service
Misc. Case

Mr. Clark: I move the commission publish notice of the 2003-2004 Telecommunications Relay Service Surcharge in the daily newspapers of general circulation in the state of North Dakota.

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

Case No. PU-399-02-183
Montana-Dakota Utilities Co., a
Division of MDU Resources Group, Inc
Natural Gas Rate Increase
Application
Notice of Rescheduled Hearing

Mr. Reinbold: I move the Commission issue a Notice of Rescheduled Hearing in Montana-Dakota Utilities Co.'s Natural Gas Rate Increase application in Case No. PU-399-02-183.

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

Case No. PU-402-03-182
Great Plains Natural Gas Co.
April 2003
Purchased Gas Adjustment

Mr. Reinbold: I move the Commission approve Great Plains Natural Gas Co.'s purchased gas adjustment for April 2003, Case No. PU-402-03-182

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

Case No. PU-399-03-184
Montana-Dakota Utilities Co., a
Division of MDU Resources Group, Inc
May 2003
Purchased Gas Adjust. Propane

Mr. Reinbold: I move the Commission approve Montana-Dakota Utilities Co.'s propane purchased gas adjustment for May 2003, Case No. PU-399-03-184.

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

Case No. PU-399-03-185
Montana-Dakota Utilities Co., a
Division of MDU Resources Group, Inc
May 2003
Purchased Gas Adj. Natural Gas

Mr. Reinbold: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Purchased Gas Adjustment for May 2003, Case No. PU-399-03-185.

Mrs. Wefald: I second the motion.
Roll Call: All voting "Aye."

Case No. AM-2840-03-113
Lehigh Road Phase VIII
2003-2006 AML Construction
Project
Award Contract

Mr. Reinbold: I move the Commission award a contract to GEOSERV, Inc., 3100 East Broadway Ave., Bismarck, North Dakota 58502 in the amount of \$9,300 for material testing services at the Lehigh Road Phase VIII abandoned mine land site in Stark County.

Mrs. Wefald: I second the motion.
Roll Call: All voting "Aye."

Case No. AM-2841-03-114
Beulah/Zap Phase VII
2003-2006 AML Construction
Project
Award Contract

Mr. Reinbold: I move the Commission award a contract to GEOSERV, Inc. 3100 East Broadway Ave., Bismarck, North Dakota 58502 in the amount of \$14,490 for material testing services at the Beulah/Zap Phase VII abandoned mine land site in Mercer County.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2842-03-115
Buechler/Garrison Phase II
2003-2006 AML Construction
Project
Award Contract

Mr. Reinbold: I move the Commission award a contract to Material Testing Services, LLC, PO Box 634, Minot, ND 58702 in the amount of \$7,150 for material testing services at the Buechler/Garrison abandoned mine land sites in Ward and McLean Counties.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2842-03-115
Buechler/Garrison Phase II
2003-2006 AML Construction
Project

Mr. Reinbold: 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 \$18,500 for pre- and post-reclamation appraisal services for portions of the Buechler/Garrison Phase II site in McLean County and Columbus Phase 5 site in Burke County.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-2843-03-116
Columbus Phase V
2003-2006 AML Construction
Project
Award Contract

Case No. RC-439-02-637
Reclamation
Rulemaking

Mrs. Wefald: I move the Commission submit the mining and reclamation rules changes proposed in Case No. RC-439-02-637 to the Office of Surface Mining as State Program Amendment XXXIV.

Mr. Reinbold: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-2524-03-187
Public Service Commission -
Reclamation Division
2004 Administration & Enforcement
Grant
Application

Mrs. Wefald: I move the Commission submit the 2004 Administration and Enforcement Grant Application to the Office of Surface Mining for funding the coal mining regulatory program from July 1, 2003, to June 30, 2004.

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

