

August 28, 2003

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on August 28, 2003, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of August 13, 2003, be approved.

Mrs. Wefald: 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:

Anthony T. Clark	664.62
Polk Directories	284.00
UniqueScreen Media	262.50
ASAP Software	1,470.80
Jensen Travel	609.50
C & A Advertising	2,316.64
Snavelly King Majoros O'Connor & Lee, Inc.	2,349.50
Anderson & Bottrell	111.35
Cellular One	305.75
Heartland, Inc.	412.50
FedEx	15.97
Minnesota Valley Testing Laboratories	511.50
The Dickinson Press	82.80
Regional Oversight Committee	260.00
Quality Construction, Inc.	14,632.50
A.S.C.E. Publications	180.00
Kelly Services, Inc.	922.40
Thiem Drilling, Inc.	25,595.37
Leo Praus	448.00
Facility Management	962.40
ITD	1,980.41
ITD – phone charges	1,624.84
Human Resource Management	305.00
Services-training	
Facility Management – rent	27,541.15
Central Duplicating	153.58
Central Supply	93.46
Elan	3,345.85
Motor Pool	13,363.92

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

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

Mr. Cramer: Having been approved by the Attorney General, I move the Commission adopt the proposed amendments to the following Chapters of the North Dakota Administrative Code, and forward them to the Legislative Council for publication, Case Nos. WM-439-03-31 and GS-439-03-106.

Case No. GS-439-03-106  
Gas Safety  
Rulemaking

Article 69-09 Amendments to Gas Safety  
Article 69-10 Amendments to Weights and Measures  
Mrs. Wefald: I second the motion.  
Roll Call: All voting "Aye."

Case No. PU-2912-03-482  
North Dakota Big Sky Telecom A  
Partnership  
Long Distance/Local Exchange Reseller  
Application

Mr. Cramer: I move the Commission issue Certificates of Registration to North Dakota Big Sky Telecom A Partnership to resell interexchange and local exchange telecommunications services in North Dakota, Case No. PU-2912-03-482.

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

Case No. GE-587-03-472  
Earthwise Processors, LLC  
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for Earthwise Processors, LLC, Moorhead, Minnesota.

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

Case No. GE-587-03-501  
Four Star Farm Services, Inc. - Roving  
Grain Buyer  
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for Four Star Farm Services, Inc., Hazelton, North Dakota.

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

Case No. PU-2805-03-404  
Otter Tail Corporation  
Riley Kath, Hankinson, ND  
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order issuing a Certificate of Public Convenience and Necessity authorizing Otter Tail Corporation to extend electric service to Riley Kath for a residential site near Hankinson, North Dakota, Case No. PU-2805-03-404.

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

Case No. AU-896-03-493  
Nathan M. Andres - Auctioneer  
License Application

Mr. Cramer: I move the Commission approve the auctioneer license application for Nathan M. Andres, Bismarck, North Dakota.

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

Case No. PU-432-99-472  
West River Telecommunications  
Cooperative  
Access  
Tariff

Mr. Clark: I move the Commission issue a Notice of Prehearing Conference and Notice of Intervention Deadline in the above proceedings.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-1540-99-473  
West River Communications, Inc.  
Access  
Tariff

Case No. PU-426-99-481  
Polar Communications Mutual Aid  
Corporation  
Access  
Tariff

Case No. PU-418-99-490  
BEK Communications Cooperative  
Access  
Tariff

Case No. PU-1680-99-491  
BEK Communications I Inc.  
Access  
Tariff

Case No. PU-427-99-492  
Reservation Telephone Cooperative  
Access  
Tariff

Case No. PU-431-00-493  
United Telephone Mutual Aid  
Corporation  
Access  
Tariff

Case No. PU-1686-99-494  
Turtle Mountain Communications, Inc.  
Access  
Tariff

Case No. PU-1682-99-495  
Dakota Central Telecommunications  
Cooperative  
Access  
Tariff

Case No. PU-2013-99-496  
Consolidated Telcom, Inc.  
Access  
Tariff

Cases Continued

Case No. PU-1264-99-497  
North Dakota Telephone Company  
Access  
Tariff

Case No. PU-1685-99-498  
Inter-Community Telephone Company  
II, L.L.C.  
Access  
Tariff

Case No. PU-449-99-499  
Inter-Community Telephone Company  
Access  
Tariff

Case No. PU-1576-99-500  
Dickey Rural Communications, Inc.  
Access  
Tariff

Case No. PU-421-99-501  
Dickey Rural Telephone Cooperative  
Access  
Tariff

Case No. PU-1683-99-502  
Dakota Central Telecom I, Inc.  
Access  
Tariff

Case No. PU-425-99-503  
Northwest Communications  
Cooperative  
Access  
Tariff

Case No. PU-419-99-504  
Consolidated Telephone Co-operative  
Access  
Tariff  
Notices

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

Mr. Clark: I move the Commission execute a contract with Ben Johnson Associates, Inc. for consulting services in Qwest Corporation's Interconnection/Wholesale Price Investigation, Case No. PU-2342-01-296.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-1825-03-467  
Northern Organic, Inc.  
Langdon, ND  
Insolvency  
Appoint Trustee

Mr. Clark: I move that the Commission acknowledge the application to the Northeast Judicial District Court to become trustee of Northern Organic, Inc. at its Langdon, North Dakota, facility under N.D.C.C. Chapter 60-04, Public Service Commission Case No. GE-1825-03-467.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-587-03-494  
Bushel 42 Pasta Company - Roving  
Grain Buyer  
Discontinue Business

Mr. Clark: I move the Commission issue an order in Case No. GE-587-03-494 granting the request of Heartland Durum Growers Cooperative dba Bushel 42 Pasta Company, Crosby, North Dakota, to discontinue business as a North Dakota roving grain buyer.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-399-03-296  
Montana-Dakota Utilities Co., a  
Division of MDU Resources Group, Inc  
Electric Rate Increase  
Application  
Notices

Mrs. Wefald: I move the Commission issue a Notice of Settlement and Notice of Intervention Deadline in Montana-Dakota Utilities Co.'s Electric Rate Increase application, Case No. PU-399-03-296.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-702-03-261  
Coteau Properties Company  
Bond Release No. 1  
Permit NACT-9101  
Approval

Mrs. Wefald: I move the Commission approve Bond Release No. 1 for Surface Coal Mining Permit No. NACT-9101, held by the Coteau Properties Company for the Freedom Mine, to release all reclamation liabilities on 508.3429 acres of land located in portions of Sections 16 and 17, T145N, R86W, Mercer County. The release will become effective September 29, 2003, unless a formal hearing is requested.

Mr. Cramer: 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  
Tariff Changes

Mr. Cramer: I move the Commission approve tariff changes effective for bills rendered on or after September 1, 2003, filed in compliance with the Commission's July 31, 2003, Order Approving Settlement Agreement in Montana-Dakota Utilities Co.'s Natural Gas Rate Increase application, Case No. PU-399-02-183.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-399-03-476  
Montana-Dakota Utilities Co., a  
Division of MDU Resources Group, Inc  
September 2003  
Purchased Gas Adjust. Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane purchased gas adjustment for September 2003, Case No. PU-399-03-476.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-399-03-478  
Montana-Dakota Utilities Co., a  
Division of MDU Resources Group, Inc  
September 2003  
Purchased Gas Adj. Natural Gas

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s Natural Gas Purchased Gas Adjustment for September 2003, Case No. PU-399-03-478.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-402-03-483  
Great Plains Natural Gas Co.  
August 2003  
Purchased Gas Adjustment

Mr. Cramer: I move the Commission approve Great Plains Natural Gas Co.'s purchased gas adjustment for August 2003, Case No. PU-402-03-483.

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. Cramer: I move the Commission authorize a change order in the amount of \$84,900 to Contract No. AM-456-03.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:55 A.M.

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Executive Secretary

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TONY T. CLARK, PRESIDENT