

December 29, 2006

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on December 29, 2006, 10:00 a.m. Present were Commissioners Clark, Wefald, and Cramer.

Minutes

Mr. Cramer: I move the minutes of December 6, 2006, 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:

Alltel	285.47
Leo Praus	695.34
Phyllis G. Richter	145.00
Bill Eide	229.02
Illona Jeffcoat-Sacco	1,148.47
Rick Fillbrandt	45.00
Susan Wefald	84.10
Mike Diller	67.00
Susan Richter	490.65
Michael Berg	45.00
Guy Welch	15.00
Springbok	202.50
Thiem Drilling, Inc.	102,230.60
Office of Administrative Hearings	171.47
ITD – 11/06 ph chgs	1,267.73
ITD – 11/06 microfilm	391.10
OMB – 11/06 supplies	251.73
ITD – 11/06 dp chgs	2,480.95
DOT	14,375.33
GE Corporate Payment Services	5,331.03

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AD-06-488
Sixtieth Legislative Session (2007)
Misc. Case

Mr. Cramer: I move the Commission acknowledge the December 7, 2006 submittal of the following to the Legislative Council as a prefiled bill draft for the Sixtieth Legislative Assembly of North Dakota:

Testing and Safety: Amend section 64-02-02 and subsection 1 of section 64-02-07 relating to the instillation of weighing or measuring devices and the maintenance of state weights and measures standards.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-06-508
George E. Masters
Auction Clerk
License Application

Mr. Cramer: I move the Commission approve the auction clerk license application for George E. Masters, Minot, North Dakota, to be effective January 1, 2007.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-496
Montana-Dakota Utilities Co., a
Division of MDU
Alltel Network, Hettinger, ND
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Montana-Dakota Utilities Co. to extend electric service to AllTel Network for a cell tower site near Hettinger, North Dakota, Case No. PU-06-496.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-500
Otter Tail Corporation
Steve Gasal, Jamestown, ND
Public Convenience & Necessity

Mr. Cramer: 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 Steve Gasal for a commercial building site near Jamestown, North Dakota, Case No. PU-06-500.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-525
Northern States Power Company
Natural Gas Rate Increase
Application

Mr. Cramer: I move the Commission appoint Patrick Fahn, Annette Bendish and Mike Diller as advocacy staff, and Illona Jeffcoat-Sacco, Bill Binek and Jerry Lein as advisory staff in Northern States Power Company Natural Gas Rate Increase Application, Case No. PU-06-525.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-525
Northern States Power Company
Natural Gas Rate Increase
Application

Mr. Cramer: I move the Commission suspend Northern States Power Company's rates filed with its Natural Gas Rate Increase application in Case No. PU-06-525.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-373
Communications Network Billing, Inc.
Ex Parte Cease & Desist

Mr. Clark: I move the Commission adopt the Order Revoking the Cease and Desist Order in these proceedings.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-378
vs. Communications Network Billing,
Inc.
Complaint

Case No. PU-06-475
Northern States Power Company
DOE Uranium Enrichment Refund
Approval

Mrs. Wefald: I move the Commission approve the application of Northern States Power Company to refund the proceeds received as the result of a settlement related to overpayments for uranium enrichment services performed by the Department of Energy, Case No. PU-06-475.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-481
Otter Tail Corporation
Advance Determination of Prudence
Application

Mrs. Wefald: I move the Commission issue a Notice of Filing and Notice of Intervention Deadline in Otter Tail Corporation's Advance Determination of Prudence Application, Case No. PU-06-481.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-482
Montana-Dakota Utilities Co., a
Division of MDU
Advance Determination of Prudence
Application

Mrs. Wefald: I move the Commission issue a Notice of Filing and Notice of Intervention Deadline in Montana-Dakota Utilities Co. Advance Determination of Prudence Application, Case No. PU-06-482.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-421
TransCanada Keystone Pipeline, LLC
30-Inch Crude Oil Pipeline
Pembina to Sargent Counties
Siting Application

Mr. Cramer: I move the Commission shorten the one year waiting period between filing a letter of intent and a siting application to four months in Case No. PU-06-421, TransCanada Keystone Pipeline, LLC's proposed 30-inch crude petroleum pipeline in Pembina to Sargent Counties, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-514
Montana-Dakota Utilities Co., a
Division of MDU
January 2007
Cost of Gas Adjustment/Propane

Mr. Cramer: I move the Commission approve Montana-Dakota Utilities Co.'s propane Cost of Gas adjustment for January 2007, Case No. PU-06-514.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-525
Northern States Power Company
Natural Gas Rate Increase
Application

Mr. Cramer: I move the Commission issue a Notice of Filing and Notice of Intervention Deadline in Northern States Power Company Natural Gas Rate Increase Application, Case No. PU-06-525.

Mrs. Wefald: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-06-452
Falkirk Mining Company
Revision 29, Permit NAFK-8705
Approval

Mr. Cramer: I move the Commission approve Revision No. 29 to Surface Coal Mining Permit No. NAFK-8705, held by the Falkirk Mining Company, to add 51.1 acres that were originally included in Permit 40 and to update the appropriate sections and maps in the permit for the additional acreage.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-06-453
Falkirk Mining Company
Revision 16, Permit 40
Approval

Mr. Cramer: I move the Commission approve Revision No. 16 to Surface Coal Mining Permit No. 40, held by the Falkirk Mining Company, to delete the remaining 51.1 acres in Permit 40 that were added to Permit No. NAFK-8705.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Salary Adjustments

Mr. Clark: I move the Commission authorize the position changes and salary adjustments as identified in the Executive Secretary's 19 December 2006 supporting memorandum for each of the following positions effective December 18, 2006:

4995	5003	5022
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Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-481
Otter Tail Corporation
Advance Determination of Prudence
Application

Mr. Cramer: I move the Commission appoint Bill Binek, Annette Bendish, Mike Diller and Jerry Lein as advocacy staff, and Illona Jeffcoat-Sacco and Patrick Fahn as advisory staff in Otter Tail Corporation's Advance Determination of Prudence Application, Case No. PU-06-481.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-482
Montana-Dakota Utilities Co., a
Division of MDU
Advance Determination of Prudence
Application

Mr. Cramer: I move the Commission appoint Bill Binek, Annette Bendish, Mike Diller and Jerry Lein as advocacy staff, and Illona Jeffcoat-Sacco and Patrick Fahn as advisory staff in Montana-Dakota Utilities Co. Advance Determination of Prudence Application, Case No. PU-06-482.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

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ATTEST

THE COMMISSION ADJOURNED AT 11:35 A.M.

Executive Secretary

TONY T. CLARK, PRESIDENT