

February 23, 2007

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on February 23, 2007, 10:00 a.m. Present were Commissioners Clark and Wefald. Commissioner Cramer participated by phone and authorized his Administrative Assistant to sign the orders and contracts on his behalf.

Minutes

Mr. Cramer: I move the minutes of February 7, 2007, 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:

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| Alltel | 286.00 |
| Dell USA L.P. | 5,662.90 |
| ND Newspaper Association | 2,725.51 |
| William W. Binek | 602.76 |
| Charlene A. Magstadt | 807.47 |
| Anthony T. Clark | 716.18 |
| ITD – 1/07 phone | 2,116.29 |
| ITD – 1/07 dp | 3,375.22 |
| DOT | 11,694.40 |
| GE Corporate Payment Services | 7,060.94 |

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-47
PPM Energy, Inc.
Rugby Wind Farm - Pierce County
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to PPM Energy, Inc. in the amount of \$76,977.35, Case No. PU-05-47.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-205
FPL Energy Burleigh County
Wind, LLC
230kV Transmission Line –
Burleigh County
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to FPL Energy Burleigh County Wind, LLC in the amount of \$7,243.32, Case No. PU-05-205.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-05-305
PPM Energy, Inc.
230 kV Transmission Line
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to PPM Energy, Inc. in the amount of \$7,610.76, Case No. PU-05-305.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-06-312
FPL Energy Oliver County Wind, LLC
230kV Transmission Line - Oliver
County
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to FPL Energy Oliver County Wind, LLC in the amount of \$17,347.49, Case No. PU-06-312.

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

Case No. PU-05-274
Enbridge Pipelines (North Dakota) LLC
Crude Oil Pumping Stations-McKenzie-
Williams Cty.
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to Enbridge Pipelines (North Dakota) LLC in the amount of \$10,532.87, Case No. PU-05-274.

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

Case No. PU-06-317
Enbridge Pipelines (North Dakota) LLC
Crude Oil Pump. Stations-McKenzie-
Wms-Mntrail Ctys
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to Enbridge Pipelines (North Dakota) LLC in the amount of \$76,434.34, Case No. PU-06-317.

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

Case No. PU-06-330
Enbridge Pipelines (North Dakota) LLC
Trenton to Beaver Lodge Pipeline -
Williams County
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to Enbridge Pipelines (North Dakota) LLC in the amount of \$91,555.34, Case No. PU-06-330.

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

Case No. PU-06-349
Enbridge Pipelines (North Dakota) LLC
Crude Oil Pump Stations-Moun, McHe,
Rams, GFor Cty
Siting Application

Mr. Cramer: I move the Commission issue a siting application fee interim refund to Enbridge Pipelines (North Dakota) LLC in the amount of \$75,366.55, Case No. PU-06-349.

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

Case No. GS-07-63
2007 Natural Gas Pipeline Safety
Certification and Agreement

Mr. Cramer: I move the Commission sign and submit the 2007 Gas Pipeline Safety Certification and Agreement to the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, signifying its planned participation in the 2007 gas pipeline safety program year.

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

Case No. GE-07-61
Hinrichs Trading, LLC
Roving Grain Buyer - Pullman, WA
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for Hinrichs Trading, LLC, Pullman, Washington.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-07-62
US Bio Hankinson, LLC
Roving Grain Buyer –
Inver Grove Heights, MN
License Application

Mr. Cramer: I move the Commission approve the roving grain buyer license application for US Bio Hankinson, LLC, Inver Grove Heights.

Mr. Clark: 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 adopt the Order Granting Trade Secret Protection, Case No. PU-06-481.

Mr. Clark: 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 adopt the Order Granting Trade Secret Protection, Case No. PU-06-482.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-54
Just Wind - Wind Farm Development
Wind Farm - Logan County
Siting Application

Mrs. Wefald: I move the Commission acknowledge the Letter of Intent, shorten the one year waiting period between filing a letter of intent and a siting application to one day, and assess a filing fee of \$100,000 in Case No. PU-07-54, Just Wind LLC's proposed 192 MW wind farm in Logan County, North Dakota.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-06-271
AML Coal Fire Suppression
2006 Grant
Application

Mrs. Wefald: I move the Commission award a Contract to Hanson's Excavating, Inc. in the amount of \$8,594.00 for construction work at two or more coal outcrop fires in western North Dakota.

Mr. Clark: 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 adopt the Order Granting Intervention to Mark Trechock and the Dakota Resource Council in Otter Tail Corporation's Advance Determination of Prudence Application, Case No. PU-06-481 and Montana-Dakota Utilities Co.'s Advance Determination of Prudence Application, Case No. PU-06-482.

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

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

Case No. PU-07-66
Northern States Power Service
Reliability
Investigation

Mrs. Wefald: I move the Commission open an investigation into the reliability of electric service provided by Northern States Power Co., d/b/a Xcel Energy., Case No. PU-07-66.

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

Case No. AM-07-72
Williams County Road 9
2007 Phase 2 Construction
Project

Mrs. Wefald: I move the Commission authorize procurement of construction services for the Williams County Road 9, Phase 2, and Columbus, Phase 8, sites using competitive sealed bidding procedures.

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

Case No. AM-07-73
Columbus
2007 Phase 8 Construction
Project

Case No. PU-05-575
Public Utilities - Telephone
Rulemaking

Mr. Clark: I move the Commission adopt the Order submitting rules to the Attorney General for an opinion as to legality and whether they conflict with any other state law or rule, Case No. PU-05-575.

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

Risk Management Coordinator

Mrs. Wefald: I move the Commission appoint Alan Moch as the Public Service Commission's Risk Management Coordinator.

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

ATTEST

THE COMMISSION ADJOURNED AT 11:00 A.M.

Executive Director

SUSAN E. WEFALD, PRESIDENT