

September 8, 2010

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on September 8, 2010, 10:00 a.m. Present were Commissioners Cramer, Clark and Kalk.

Minutes

Mr. Cramer: I move the minutes of August 24, 31, 2010 be approved.

Mr. Kalk: 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:

Executive Air Taxi Corporation	2,402.63
Dakota Sound Systems, Inc.	4,105.00
Presort Plus	12.94
Smith Contracting, Inc.	111,079.33
B & C Concrete Pumping, Inc.	134,994.60
ND Newspaper Association	349.54
Newman Outdoor Advertising	500.00
Mathai & Associates Regulatory Consultants	25,460.00
Alan Moch	7.50
Timothy Erdmann	1,124.48
Michael McNamee	545.62
Leo Praus	209.40
JP Robbins	486.48
Bob A. Bachmeier	1,256.94
Stephan A. Schroeder	30.00
Brad Lavold	527.13
Tim Oswald	231.00
Bruce Beechie	15.00
Guy Welch	22.50
Bruce Johnson	63.00
William E. Dodd	15.00
Mark Knell	828.77
Ray Kelsch	1,772.40
Brian P. Kalk	108.00
Anthony T. Clark	138.92
Scott Sheldon	502.85
OAH	2,956.92
OMB – 8/10 supplies	670.15
OMB – 8/10 postage	671.36
JP Morgan Chase & Company	7,388.44

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-10-39  
Williams County Road 9  
2010 Phase 5 Construction  
Project

Mr. Cramer: I move the Commission authorize staff to write change orders to Contract No. AM-592-10 with Material Testing Services, LLC. to increase the amount of the original contract by an additional \$4,500 for services associated with the Williams County Road 9 Phase 5 AML project.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-421  
Otter Tail Power Company  
Ron Nechiporenko, McHenry County  
Public Convenience & Necessity

Mr. Cramer: I move the Commission adopt the Order and issue a Certificate of Public Convenience and Necessity authorizing Otter Tail Power Company to extend electric service to Ron Nechiporenko at a location in McHenry County, North Dakota, Case No. PU-10-421.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-120  
Hess Corporation  
Tioga Gas Plant Addition –  
Williams Cty  
Siting Application

Mr. Cramer: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in the application of Hess Corporation for a certificate of site compatibility, issuing Certificate of Site Compatibility for Energy Conversion Facility Number 18 to Tioga Gas Plant, Inc. for the existing Tioga Gas Plant and the proposed addition to the plant in Williams County, North Dakota, Case No. PU-10-120.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-10-329  
2010 AML Coal Fire Suppression Grant  
Application

Mr. Cramer: I move the Commission award a contract to Dave Titus Excavating, Inc. to extinguish coal outcrop fires at numerous locations in Slope County using funds from the 2010 AML Coal Fire Suppression Grant.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-10-575  
Walhalla Bean Company  
Grain Warehouse - Fairdale, ND  
License Application

Mr. Clark: I move the Commission issue an order in Case No. GE-10-575 granting the request of Walhalla Bean Company to operate a 20,000-bushel grain warehouse at Fairdale, North Dakota, effective immediately.

I further move the Commission grant the request of Walhalla Bean Company to operate the grain warehouse at Fairdale, North Dakota, on an as-needed basis.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-19  
Northern States Power Company  
Sales of Renewable Energy Credits  
Tariff

Mr. Kalk: I move the commission adopt the Order on Sale of Renewable Energy Credits authorizing Northern States Power Company to credit its ratepayers for the sale of renewable energy credits through its Fuel Cost Rider tariff, Case No. PU-10-19.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-387  
Turtle Mountain Comm., Inc. /  
Midcontinent Comm.  
Interconnection Agreement  
Amendment  
Application

Mr. Kalk: I move the Commission adopt the order approving an amendment negotiated to an existing interconnection agreement between Turtle Mountain Communications, Inc. and Midcontinent Communications, Case No. PU-10-387.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-309  
North Dakota Telephone Co. /  
Midcontinent Comm.  
Interconnection Agreement  
Amendment  
Application

Mr. Cramer: I move the Commission bill North Dakota Telephone Company & Midcontinent Communications for specific costs and expenses incurred in Case No. PU-10-309, North Dakota Telephone Company/Midcontinent Communications, Interconnection Agreement Amendment, Application.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:27 A.M.

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Executive Secretary

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KEVIN CRAMER, CHAIRMAN