

February 24, 2010

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on February 24, 2010, 11:00 a.m. Present were Commissioners Cramer and Kalk. Commissioner Clark participated by telephone and authorized his Administrative Assistant to sign the orders on his behalf.

Minutes

Mr. Kalk: I move the minutes of February 10, 19, 2010 be approved.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Bills

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

ND Grain Dealers Association	130.00
Material Testing Services, LLC	325.00
ND Newspaper Association	1,151.94
Alltel	337.11
Leo Praus – 3/10 advance	660.00
Brian P. Kalk	171.36
Anthony T. Clark	1,054.00
Just Wind, LLC	92,205.34
OMB – 1/10 central duplicating	24.00

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

Mr. Kalk: I move the Commission issue a siting application fee interim refund to Just Wind, LLC in the amount of \$92,205.34, Case No. PU-07-54.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-10-47  
William J. Gardner  
Auctioneer  
License Application

Mr. Kalk: I move the Commission approve the auctioneer license application for William J. Gardner, Cornelius, North Carolina.

Mr. Clark: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-09-32  
Dakota Resource Council, et al.  
vs GTLE Dakota Plant 1  
Complaint

Mr. Cramer: I move the Commission adopt the Order Granting Motion to Dismiss in Dakota Resource Council, et al. vs. GTLE Dakota Plant 1, Complaint, Case No. RC-09-32.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-10-37  
Buechler/Velva  
2010 Construction  
Project

Mr. Cramer: I move the Commission authorize procurement of construction services for the 2010 Buechler\Velva Abandoned Mine Lands project using competitive sealed bidding procedures.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-10-38  
Beulah/Zap  
2010 Phase II Construction  
Project

Mr. Cramer: I move the Commission authorize procurement of construction and testing services for the 2010 Beulah\Zap Phase 11 Abandoned Mine Lands project using competitive sealed bidding procedures.

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 procurement of construction and testing services for the 2010 Williams County Road 9 Phase 5, Abandoned Mine Lands project using competitive sealed bidding procedures.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-09-674  
Otter Tail Power Company  
230 kV Electric Transmission Line –  
Sargent Cty  
Siting Application

Mr. Clark: I move the Commission adopt the Order granting waiver application and issuing Corridor Certificate No. 112 and Route Permit No. 122 to Otter Tail Power Company for its proposed 0.53 mile 230 kV electric transmission line reroute near Fiala Lake in Sargent County, North Dakota, Case No. P-09-674.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-18  
Otter Tail Power Company  
2010 Renewable Resource Cost  
Recovery Adj. Factor  
Tariff

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company's application for its 2010 Renewable Resource Cost Recovery Adjustment Factor, Case No. PU-10-18.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:52 A.M.

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Executive Secretary

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KEVIN CRAMER, CHAIRMAN