

March 24, 2010

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on March 24, 2010, 10:00 a.m. Present were Commissioners Cramer, Clark and Kalk.

Minutes

Mr. Kalk: I move the minutes of March 10, 15, 18, 2010 be approved.

Mr. Cramer: 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 Newspaper Association	482.78
Dell USA L.P.	3,879.14
Alltel	387.86
Leo D. Praus – 4/10 advance	534.00
Brian P. Kalk	105.56
Anthony T. Clark	543.99
Patrick Fahn	775.05
Mike Diller	1,965.93
Illona A. Jeffcoat-Sacco	400.18
UND – Bureau of Government Affairs	35.00
AGRO	200.00
OMB – Photoshop training	316.00
OMB – Indesign training	316.00
ITD – 2/10 dp	4,711.10
OMB – 2/10 central duplicating	22.51
OMB – Excel training	105.00
OMB – ADA/FMLA training	10.00
NDPERS	20.00

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. AU-10-70  
Terry D. Brown  
Auctioneer  
License Application

Mr. Kalk: I move the Commission approve the auctioneer license application for Terry D. Brown, Grand Forks, North Dakota.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-09-676  
Otter Tail Power Company  
Advance Determination of Prudence—  
CapX2020 Group 1  
Application

Mr. Clark: I move the Commission issue a Notice of Hearing in Otter Tail Power Company's application for advance determination of prudence for its participation in certain CapX2020 Group 1 projects, Case No. PU-09-676; and in Northern States Power Company's application for advance determination of prudence for its participation in certain CapX2020 Group 1 projects, Case No. PU-09-678.

Case No. PU-09-678  
Northern States Power Company  
Advance Determination of Prudence—  
CapX2020 Group 1  
Application

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. RR-10-26  
BNSF Railway Company  
Review of Private RR Crossings  
Application

Mr. Clark: I move the Commission adopt the Notice of Intent to Consider Information Not Presented at a Hearing in BNSF Railway Company's application for review of the Fraine Barracks railroad crossing in Bismarck, North Dakota, Case No. RR-10-26.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-58  
Just Wind, LLC / Logan County  
Wind Farm, LLC  
Transfer of Site Certificate  
Siting Application

Mr. Clark: I move the Commission issue a Notice of Opportunity for Hearing in the joint application of Just Wind, LLC and Logan County Wind, LLC to transfer Certificate of Site Compatibility for Energy Conversion Facility No. 11 from Just Wind LLC to Logan County Wind Farm, LLC, Case No. PU-10-58.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-30  
Otter Tail Power Company  
Discontinue Prudence Big Stone II  
Application

Mr. Clark: I move the Commission adopt the Order Granting Intervention to Goodrich Corporation, Cargill Corporation, Cavendish Farms, Inc., Archer Daniels Midland Company, ComDel Innovation, Tharaldson Ethanol LLC, Bobcat Company and PrimeWood, Inc. in Otter Tail Power Company's Discontinue Prudence – Big Stone II Application, Case No. PU-10-30.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-09-731  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Discontinue Prudence Big Stone II  
Application

Mr. Clark: I move the Commission adopt the Order Granting Intervention to Dakota Resource Council and Mark Trechock in Montana-Dakota Utilities Co. Discontinue Prudence Big Stone II Application, Case No. PU-09-731; Montana-Dakota Utilities Co. Deferred Accounting – Big Stone II Application, Case No. PU-09-733; Otter Tail Power Company Deferred Accounting – Big Stone II Application, Case No. PU-09-739; and Otter Tail Power Company Discontinue Prudence Big Stone II Application, Case No. PU-10-30.

Case No. PU-09-733  
Montana-Dakota Utilities Co.,  
a Division of MDU  
Deferred Accounting - Big Stone II  
Application

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-09-739  
Otter Tail Power Company  
Deferred Accounting – Big Stone II  
Application

Case No. PU-10-30  
Otter Tail Power Company  
Discontinue Prudence Big Stone II  
Application

Case No. PU-09-739  
Otter Tail Power Company  
Deferred Accounting – Big Stone II  
Application

Mr. Kalk: I move the Commission adopt the Order Granting Intervention to Goodrich Corporation, Cargill Corporation, Cavendish Farms, Inc., Archer Daniels Midland Company, ComDel Innovation, Tharaldson Ethanol LLC, Bobcat Company and PrimeWood, Inc. in Otter Tail Power Company's Deferred Accounting – Big Stone II Application, Case No. PU-09-739.

Mr. Cramer: 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 adopt the Order Granting Intervention to Goodrich Corporation, Cargill Corporation, Cavendish Farms, Inc., Archer Daniels Midland Company, ComDel Innovation, Tharaldson Ethanol LLC, Bobcat Company and PrimeWood, Inc. in Otter Tail Power Company's 2010 Renewable Resource Cost Recovery Adj. Factor, Tariff, Case No. PU-10-18.

Mr. Cramer: I second the motion.

Roll Call: All voting "Aye."

Resignation of Administrative Staff  
Officer

Mr. Cramer: I move the Commission accept, with regret, the resignation of Gloria Geiger effective April 5, 2010.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

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AML Seasonal Construction Inspector -  
Part Time Employment

Mr. Cramer: I move the Commission hire Raymond Kelsch for seasonal part-time employment as a Construction Inspector for the AML Division with a period of employment from April 1, 2010 to November 15, 2010 at a salary of \$16.00 per hour plus time and a half for hours in excess of the standard 40 hour work week.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:10 A.M.

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Executive Secretary

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KEVIN CRAMER, CHAIRMAN