

Notice of Intent to Start Construction and Pre-Construction Conference Call

M-Power, LLC

Case No. PU-08-34

Electric Generation/Wind – Griggs/Steele County (Luverne Wind Farm – Phase II)

Siting Application

RECEIVED

Present:

Jerry Lein, ND PSC

MAY 18 2009

Warren Enyart, M-Power, LLC

Dick Rausch, NextEra, Wind Farm Construction Manager

PUBLIC SERVICE COMMISSION

Present from Otter Tail Power Company:

Wayne Preston, Substation Construction Manager

Harvey McMahan, Project Manager

Randy Synstelien

Kathy Burgau

Dan Shirek, ICS

Dean Jensen, Jensen Brothers Excavating

Jerry Lein, ND PSC, proceeds by reading the Order dated October 30, 2008.

Per #1 & 2 of the Order, for clarification Jerry Lein notes Phase I is the South Field and Phase II is the North Field.

Per #5 of the Order, Warren Enyart, M-Power, LLC, will take the responsibility to submit necessary permits. Wayne Preston, OTP will send additional building permits to Kathy Burgau to submit.

Per #8 of the Order, since we have an Application to Transfer Certificate in process, we have representatives from both M-Power, LLC and Otter Tail Power Company on hand.

Per #9 of the Order, weekly construction activity updates should be submitted via email to JLein@nd.gov and ndpsc@nd.gov with case number noted on submittals. NextEra uses a 'Plan of Day' and will add Jerry to the email list. OTP will submit weekly reports for the Substation along with the Transmission report.

Per #18 of the Order, filing of the decommissioning plan will be after the Application to Transfer Certificate is approved but before commissioning of the site. Jerry Lein does mention the new clause that all decommissioning plans on turbines prior to this project need to be included with this filing.

Per #33 of the Order, Warren Enyart, M-Power, LLC will send the most current Engineering Design Drawings that include the move of turbine #21. Structure location moves deviating from the Plan & Profile filed with the ND PSC, should be submitted to

Jerry Lein via email for approval. (If Jerry Lein is out of the office, it should go to Pat Fahn, ND PSC pfahn@nd.gov.) Structure location moves shall be filed in the same manner as discussed for the Transmission Line.

Per #34 of the Order, submit the as-built location of the facilities within three months of the completion of construction and also include GIS coordinates. Vince Granquist of CEG Engineering will call Jerry Lein for directions on GIS requirements.

Following completion of the reading of the Order, Jerry Lein reads the Tree and Shrub Mitigation Specifications attached as a supplement to #19 of the Order.

For this project, trees will be inventoried by actual count rather than by sampling plan (per #6).

Additional Questions/Information:

The alternate laydown area discussed was not needed.

Jerry Lein indicates that any questions that come up can be directed to him.

Construction is set to start on May 26th, 2009.

There being no further questions, the pre-construction conference call concludes.