

Hamre, John G.

From: Fahn, Patrick J.
Sent: Friday, March 22, 2013 8:58 AM
To: Hamre, John G.
Subject: FW: PSC Case No. PU-12-656 (Garden Creek II)
Attachments: ND PSC Preconstruction Meeting Contact List (Sent 03-21-13).pdf; Construction Project Complaints.pdf; PSC Meeting minutes for Preconstruction Meeting (03-21-13).pdf; Patrick Fahn.vcf

Please docket in 10-656

Patrick Fahn

Director
Compliance and Competitive Markets

North Dakota Public Service Commission
600 E Boulevard Ave, Dept. 408
Bismarck ND 58505-0480
(701) 328-4077 Work
(701) 328-2410 Fax
pfahn@nd.gov

From: Clark, Rusty L. [<mailto:Rusty.Clark@oneok.com>]
Sent: Thursday, March 21, 2013 5:14 PM
To: -Info-Public Service Commission; Fahn, Patrick J.
Cc: James.Landenberger@BARTWEST.COM; 2110A02G@LPPUSA.COM; 2110A03K@LPPUSA.COM; Vande Bossche, Dick J.; Martin, Malcom; Soerries, Joseph F.
Subject: PSC Case No. PU-12-656 (Garden Creek II)

Mr. Fahn,

I have attached the PSC preconstruction meeting minutes, updated attendance list and the document for complaints. Our anticipated date for beginning construction is April 1. I will notify the Commission if it changes.

Russ Clark, P.E. (Colorado)
100 W. 5th St.
Drop 16-3
Tulsa, OK 74102
Office: (918) 561-8053
Cell: (303) 345-4310

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Preconstruction meeting minutes

ND PSC Preconstruction Meeting Contact List

Name	Title	Employer	Phone	E-mail
Patrick Fahn	Director	ND PSC	701-328-4077	pfahn@nd.gov
Kristie Bruner		Bartlett & West		
Russ Clark	Project manager	ONEOK	918-561-8053	Russ.clark@oneok.com
Malcom Martin	Project engineer	ONEOK	918-595-1586	Malcom.martin@oneok.com
Dave Kucinkas	Project Director	Linde	918-488-1200	Dave.kucinkas@lppusa.com
Bob Lopez	Project Manager	Linde	918-488-1200	bob.lopez@lppusa.com
Mateen Shaikh	Project Manager	Linde	918-488-1200	mateen.shaikh@lppusa.com
Neil Warren	Project Engineer	Linde	918-488-1200	Neil.warren@lppusa.com
Terry Thornton	Construction Mgr	Linde	918-488-1200	Terry.thornton@lppusa.com
David Ballard	Site Manager	Linde	713-304-6966	David.ballard@lppusa.com
Jerry Pete	Site Foreman	Linde	337-368-5438	Jerry.pete@lppusa.com



Complaint Direction for Construction Projects

Case #: PU-12-656
Project: Garden Creek II
Date: March 21, 2013

During construction of the Garden Creek II facility, complaints are to be directed to Dick VandeBossche, Area Director for Montana and North Dakota. His contact information is given below.

**Dick VandeBossche
2700 S. Lincoln Ave.
Sidney, MT 59270**

**(406) 433-3664
Dick.VandeBossche@oneok.com**

PSC Meeting minutes for Pre-construction meeting for PSC Case No. PU-10-656

In attendance:

Patrick Fahn
Kristie Bruner
Russ Clark
Malcom Martin
Dave Kucinkas
Bob Lopez
Mateen Shaikh
Neil Warren
Terry Thornton
David Ballard
Jerry Pete

Each line item refers to the Certification Relating to Order Provisions- Energy Conversion Facility Citing for PSC Case No. PU-12-656 (Garden Creek II). Only comments or questions are noted on the meeting minutes. Kristie Bruner is representing Bartlett & West, the construction inspection firm contracted by the ND PSC for this case.

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3. Russ Clark stated that we will be grandfathered from the McKenzie County zoning special use permit. Kristie Bruner asked for information on the construction schedule for inspection dates.

4. Mr. Fahn asked if all the state permits were on file. Russ Clark stated that the SWPPP was on file with the state and that we had received a draft copy of the air permit. Mr. Fahn requested that the air permit be filed with the Commission once it is finalized. Russ Clark stated that ONEOK will file the air permit through their legal counsel once it is finalized with Department of Health.

5. Mr. Fahn requested for who would file the weekly reports. Russ Clark or Malcom Martin would be filing the weekly reports. Mr. Fahn directed that the weekly reports be filed with the general PSC e-mail and to carbon copy (CC) himself and Bartlett & West. The e-mail address to send the reports to for Bartlett & West is James.Landenberger@BARTWEST.COM.

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16. Mr. Fahn asked what ONEOK's plans were to conserve top soil. Russ Clark responded that we would conserve top soil and would spread remaining top soil over areas with existing subsoil. Russ asked if ONEOK could use areas on Garden Creek I site for subsoil spreading. Mr. Fahn stated that would be acceptable.

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27. Russ Clark stated that the standard for reporting injuries to the commission is events requiring more than on-site first aid.

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29. Mr. Fahn requested a formalized plan for handling customer complaints about the project. This plan must be filed with the meeting minutes.

30. Bartlett and West stated that they did not need any project documents at this time.

31. ONEOK has requested a modification request for Garden Creek III. Mr. Fahn asked if the same personnel working on Garden Creek III and Russ stated they were. Mr. Fahn stated that we likely would not need a pre-construction meeting for Garden Creek III provided that Bartlett and West would be the construction inspector. If there is a change in the inspector for Garden Creek III, a pre-construction meeting for Garden Creek III would be required.

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Other items mentioned. No woodlands or wetlands would be impacted by the construction. ONEOK is reminded to clear the site prior to the growing season as a migratory bird mitigation procedure. Mr. Fahn asked that the group review the penalties associated with the violations of the certificate for orders on their own.

Questions:

Kristie Bruner asked when construction would start. Russ Clark stated that we will be working with Linde to determine the exact date which would likely be March 22 or March 25.

Kristie asked about schedule. Russ Clark stated that he would provide a PDF of the latest schedule to her.

Russ Clark, PE (Colorado)