



Public Service Commission

State of North Dakota

COMMISSIONERS

Randy Christmann
Julie Fedorchak
Brian Kroshus

Executive Secretary
Darrell Nitschke

600 East Boulevard, Dept. 408
Bismarck, North Dakota 58505-0480
Web: www.psc.nd.gov
E-mail: ndpsc@nd.gov
Phone: 701-328-2400
ND Toll Free: 1-877-245-6685
Fax: 701-328-2410
TDD: 800-366-6888 or 711

July 27, 2017

Todd Hartleben, PE
Senior Engineer
Carlson McCain, Inc.
600 S 2nd Street Suite 105
Bismarck, ND 58504

Re: Case No. PU-14-105
Sunflower Wind Project, LLC
Wind Energy Conversion Facility – Stark & Morton
Siting Application

Dear Mr. Hartleben:

At its regular meeting on July 26, 2017, the North Dakota Public Service Commission approved an amendment to the contract with Carlson McCain, Inc. for construction inspection services for the above referenced case.

A copy of the Commission Motion and contract amendment is enclosed.

Best Regards,

Patrick Fahn, Director
Public Utilities Division

Enclosures

APPROVED

DATE: 7/26/17
AH

MOTION

July 26, 2017

**Sunflower Wind Project, LLC
Wind Energy Conversion Facility – Stark and Morton
Siting Application**

Case No. PU-14-105

I move the Commission execute a first amendment to its construction inspection contract with Carlson McCain, Inc., in Sunflower Wind Project, LLC, Wind Energy Conversion Facility, Stark and Morton, Siting Application, Case No. PU-14-105.

JRL

NORTH DAKOTA PUBLIC SERVICE COMMISSION

CONTRACT AMENDMENT

**Purchase of Service Contract
Amendment #: 1**

CONTRACT NUMBER PU-710-15-EE

Case No. PU-14-105

This is made to amend contract # PU-710-15-EE (Contract) between the State of North Dakota, acting through its North Dakota Public Service Commission (STATE) and Carson McCain, Inc. (CONTRACTOR).

The parties agree to the following terms and conditions and expressly agree that if any of the following terms and conditions conflict with any of the terms and conditions of the Contract, then, notwithstanding any term in the Contract, the following terms and conditions govern and control the rights and obligations of the parties.

The parties agree to amend the Contract as follows:

Extension: Contract Section 2, Term of Contract. The Contract commenced on February 11, 2015 to expire on December 31, 2018 with an option to extend the contract for an additional time, not to exceed 24 months.

The parties agree to extend the Contract for an additional twelve months, therefore, the Contract is amended to change the expiration date to December 31, 2019. The Contract can be extended for an additional 12 months.

Scope of Work: Contract Section 1, Scope of Work. The scope of work is amended as follows: Contractor will perform an additional inspection of reclamation and revegetation after one full growing season, but not less than one year from the date of completion of fertilization and seeding. The additional Reclamation and Revegetation Inspection must include a follow-up inspection of areas of concern identified in the post construction inspection.

Price Adjustment: Contract Section 3, Compensation. The Compensation is amended as follows: The contract amount will change from "not to exceed \$6,000" to "not to exceed \$7,600." The compensation for the Reclamation and Revegetation Inspection is not to exceed \$1,600.

The negotiated cost proposal dated July 17, 2017 provided by CONTRACTOR is attached to and incorporated into this agreement.

All other terms of the Contract remain in effect.

This Contract Amendment is not effective until fully executed by all parties.

CONTRACTOR NAME:

STATE OF NORTH DAKOTA

Carson McCain, Inc.

Acting through its North Dakota Public Service Commission

By: 

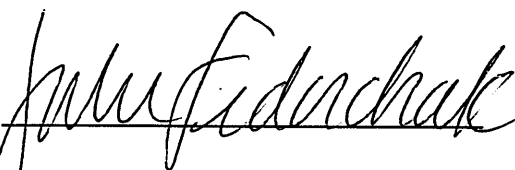
By: 

Title: TODD HARTLEBEN, VICE PRESIDENT

Title: Randy Christmann, Chairman

Date: 7/20/17

Date: 7/26/2017

By: 

Title: Julie Fedorchak, Commissioner

Date: 7/26/2017

By: 

Title: Brian Kroshus, Commissioner

Date: 7/26/2017



ENVIRONMENTAL • ENGINEERING • LAND SURVEYING

July 17, 2017

Mr. Jerry Lein
North Dakota Public Service Commission
600 East Boulevard Ave, Dept. 408
Bismarck, ND 58505

Re: Cost Estimate for Reclamation Inspection
Case No. PU-14-105

Dear Mr. Lein,

As we discussed, Carlson McCain is submitting this cost estimate for a Revegetation and Reclamation Inspection, to be performed next year. We understand that an amendment to our current contract to perform construction inspections is warranted. Carlson McCain will perform the inspection for \$1,600. This cost estimate includes labor and expenses necessary to fulfill the requirements of the contract. Please call me at 701-255-1475 if you have any questions or need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read 'Todd Hartleben', with a long horizontal flourish extending to the right.

Todd Hartleben, PE
Principal Engineer