

Aurora Wind Project, LLC
Case Nos. PU-18-351 and PU-18-352

Pre-Construction Meeting Minutes and Notice of Intent to Start Construction
August 23, 2019 @ 9:30 am CDT

Attendees:

- Dave Iadarola – Tradewind Energy (diadarola@tradewindenergy.com)
- Lee Evans – Tradewind Energy (levans@tradewindenergy.com)
- Georg Becker-Birck – Enel Green Power (Georg.Becker-Birck@enel.com)
- Spencer Almen – Enel Green Power (Spencer.Almen@enel.com)
- Jeremy Price – Enel Green Power (Jeremy.Price@enel.com)
- Dave Hart – RES (dave.hart@res-group.com)
- Tom Lenaghan – RES (Tom.Lenaghan@res-group.com)
- John Hartman – RES (John.Hartman@res-group.com)
- Ryan Anderson – Strategic Construction Solutions (rranderson@atwell-group.com)
- Steve Tenn – Strategic Construction Solutions (stenn@scsbuild.com)
- John Stone – Strategic Construction Solutions (jstone@scsbuild.com)
- Mollie Smith – Fredrikson & Byron (msmith@fredlaw.com)
- Jerry Lein – North Dakota Public Service Commission Staff Analyst (jlein@nd.gov)
- Jaimee Antognazzi – Keitu – PSC Construction Inspector (jantognazzi@keitu.com)

Discussion:

Jerry Lein reviewed the Certifications incorporated into the Commission’s May 7, 2019 Findings of Fact, Conclusions of Law and Order (Wind Project) and the Commission’s May 29, 2019 Findings of Fact, Conclusions of Law and Order (Transmission Line). Jerry noted that the Certifications for the two projects are very similar. Discussion regarding certain provisions is summarized below (references are to the Wind Project Certification).

Certification –

- Provision No. 3: Jerry inquired about permits filed and outstanding. Mollie provided an update on the status of permits filed and remaining permits to be filed prior to construction.
- Provision No. 7: Jerry noted a pre-construction financial assurance filing requirement. Mollie indicated that Aurora had coordinated with Jack Schuh regarding a parent guaranty form, was in the process of finalizing the form, and would file the form prior to construction.
- Provision No. 8: Participants in this pre-construction conference included Company representatives (Dave Iadarola, Lee Evans, Georg Becker-Birck, Spencer Almen, Jeremy Price), Construction supervisors (Dave Hart, Tom Lenaghan, John Hartman, Ryan Anderson, Steve Tenn, John Stone), Commission Staff (Jerry Lein), and the Commission Construction Inspector (Jaimee Antognazzi).
- Provision No. 10: Jerry asked about the planned start of construction date. Georg indicated Aurora is targeting a start date of September 11 or September 12. Jerry stated that, when the start date is known for sure, Aurora will need to coordinate the time for the initial topsoil

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inspection with Jaimee. Jaimee provided her contact information: jantognazzi@keitu.com; 701-667-1800. Jaimee will also send an e-mail with contact information to the meeting planner group. Georg noted that the initial inspections would be coordinated with Jaimee and RES for the Wind Project and SCS for the Transmission Line.

- Provision No. 11: Jerry indicated that Aurora should file a report of construction activities once per month, and that there isn't a specific format required for the report. Georg indicated Aurora plans to provide an approximately 3-page document with the month's completed construction activities and planned construction activities for the following month, and Jerry indicated that format was fine. Jerry stated that the report should be filed with the Commission via e-mail (ndpsc@nd.gov) and that Jerry and Jaimee should be copied on the e-mail filing.
- Provision No. 20: Jerry noted that this provision had been modified, so the crossed out language does not apply.
- Provision No. 22: Jerry recommended videotaping roads in advance of construction. Georg noted agreement with recommendation.
- Provision No. 23: Jerry noted that if the landowner wants something different than what NRCS recommends for reclamation, fertilization, or reseeding, Aurora must obtain the Commission's approval.
- Provision No. 25: Jerry cautioned Aurora to be careful not to let cattle out.
- Provision No. 27: Jerry noted that a tree replacement plan must be filed and approved before trees are replaced, and that the purpose of the plan is to help ensure everyone is on the same page as far as what is to be planted. Jerry also noted that the plan isn't required prior to construction – just prior to replacing trees.
- Provision No. 32: Jerry agreed that injuries that should be reported to the Commission are OSHA-reportable injuries. Jerry asked to be informed right away of any extraordinary events, and not to bury the information in a construction report.
- Provision No. 34: Jerry noted that a similar provision is in the Transmission Line Certification, and that plan and profile sheets are to be filed before and after construction. Jerry also stated that, if Aurora's GIS people have any questions, please have them call and Staff will connect them with the Commission's GIS people.
- Provision No. 35: Jerry cautioned to make sure One-Calls are conducted in advance of construction and that locates haven't expired when digging occurs, as compliance with One-Call is particularly important to the Commission.
- Provision No. 37: Jerry noted that the Commission needs a one-stop shop for complaints, and asked Aurora to identify a single contact person. Georg indicated that Aurora plans to have a landowner liaison that will serve in that role and Aurora is in the process of hiring that person. Jerry asked to be notified when the public liaison is hired and to provide the person's name and contact information.
- Provision No. 38: Jerry noted that Aurora may make slight modifications to the projects and that Mollie is familiar with the modification filing procedure, so he recommended having her file the modification documentation.

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Tree and Shrub Mitigation Specifications –

- Tree and Shrub Replacement Plan: Jerry noted that Aurora must inventory all trees that will be removed and must prepare a replacement plan. Jerry noted that Aurora must give landowners the opportunity to have trees re-planted where the landowner wants them placed, but that trees do not need to re-planted on the right-of-way. Jerry noted that Aurora must limit tree clearing to 50-feet-wide, except that the transmission line may be cleared up to 150-feet-wide.

Conclusion:

Jerry provided his e-mail address (jlein@nd.gov) and phone numbers (Office: (701) 328-1035; Cell: 701-426-0336). Jerry encouraged the group to contact him anytime with any questions.