

December 19, 2018

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on December 19, 2018, 10:00 a.m. Present were Commissioners Christmann, Kroshus and Fedorchak.

Minutes

Mr. Christmann: I move the minutes of December 6 and 13, 2018, be approved.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GS-17-358
Public Service Commission
2018 One-Call Grant
Grants and Contracts

Mr. Christmann: I move the Commission execute a contract for advertising services in Public Service Commission, 2018 One-Call Grant, Grants and Contracts, Case No. GS-17-358

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-189
Northern States Power Company
2017 Natural Gas
Annual Report

Mr. Christmann: I move the Commission close Northern States Power Company, 2017 Natural Gas, Annual Report, Case No. PU-18-189.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-329
Otter Tail Power Company
Transmission Facility Cost Recovery
(2019)
Rates

Mr. Christmann: I move the Commission amend the Commission Motion adopted on December 6, 2018, to correct the case number in Otter Tail Power Company, Transmission Facility Cost Recovery (2019) from Case No. PU-17-340 to Case No. PU-18-329.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-397
Otter Tail Power Company
Cass Rural Water District - Cass
County
Public Convenience & Necessity

Mr. Christmann: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company, Cass Rural Water District – Cass County, Public Convenience & Necessity, Case No. PU-18-397.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-17-398
Otter Tail Power Company
2017 Electric Rate Increase
Application

Mr. Christmann: I move the Commission approve compliance rates filed November 28, 2018 and amended December 17, 2018 in Otter Tail Power Company, 2017 Electric Rate Increase, Application, Case No. PU-17-398.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-342
BEK Communications Cooperative
Designated Eligible Carrier
Application

Mr. Christmann: I move the Commission bill BEK Communications Cooperative \$441.40 for costs incurred to date in BEK Communications Cooperative, Designated Eligible Carrier, Application, Case No. PU-18-342.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-155
Northern States Power Company
Tax Reform Effects - Electric Utility
Rates

WITHDRAWN

Case No. AM-18-95
Public Service Commission
2018 Wilton Phase 4, Shell Lake and
Williams Cnty
Project

Mr. Christmann: I move the Commission amend Contract No. AM-796-18 with GEOSERV, Inc. for material testing services February 28, 2019 for the 2018 Wilton Phase 4, Shell Lake and Williams County Road 9 Phase 6 AML Reclamation Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-18-95
Public Service Commission
2018 Wilton Phase 4, Shell Lake and
Williams Cnty
Project

Mr. Christmann: I move the Commission amend Contract No. AM-795-18 with B&C Concrete Pumping, Inc., until February 28, 2019 for the 2018 Wilton Phase 4, Shell Lake and Williams County Road 9 Phase 6 AML Reclamation Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. GE-18-395
Midwest Grain Trading/NoDak Grain
Roving Grain Buyer/Grain Warehouse
Insolvencies

Mr. Christmann: I move the Commission file with the Burleigh County District Court, South Central Judicial District, for appointment as trustee of Hunter Hanson d/b/a Midwest Grain Trading, Devils Lake, North Dakota under North Dakota Century Code Chapter 60-02.1, and with the Pierce County District Court, Northeast Judicial District, for appointment as trustee of Hunter Hanson d/b/a NoDak Grain, license address of Rugby, North Dakota with grain warehouses at Tunbridge and Rohrville, North Dakota under North Dakota Century Code Chapters 60-02 and 60-04, ask to join the sureties in each proceeding, and for an Ex Parte Order to Preserve Trust Assets in each proceeding until each Court issues its order granting or denying each application. I further move the Commission authorize staff and counsel to take appropriate action to protect and preserve trust assets, all in Midwest Grain Trading/NoDak Grain, Roving Grain Buyer/Grain Warehouse, Insolvencies, Case No. GE 18-395.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Portfolio Allocation

Mr. Christmann: I move the Commission portfolios be allocated as follows, effective January 1, 2019:

Commissioner Kroshus:

- Business Operations (Information Technology, Accounting, Budget, Human Resources, Legal)
- Gas and Electric Economic Regulation
- Pipeline Safety and Damage Prevention
- Weights and Measures

Commissioner Fedorchak

- Transmission Pipeline Safety
- Electric Transmission Siting
- Energy Conversion Siting
- Railroads
- Consumer Affairs

Commissioner Christmann

- Coal Mining and Reclamation
- Abandoned Mine Lands
- Wind and Solar Reclamation
- Licensing: Grain, Auctioneers, & Auction Clerks
- Telecommunications

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Commission Chairman

Mr. Christmann: I move that Commissioner Kroshus serve as Chairman of the Public Service Commission for the next two years, effective January 1, 2019.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-399
ONEOK Bakken Pipeline, L.L.C.
20-Inch NGL Pipeline - McKenzie
County
Siting Application

Mr. Christmann: I move the Commission retain Mitch Armstrong, Brian Schmidt, and Sarah Wall to provide legal services to assist the Commission in processing ONEOK Bakken Pipeline, L.L.C., 20-Inch NGL Pipeline, McKenzie County, Siting Application, Case No. PU-18-399.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-223
ELPC & DRC v. Meridian Energy Grp.
Energy Conversion Facility – Davis
Refinery
Complaint

Mr. Christmann: I move the Commission acknowledge the Commission's request to the Attorney General's office to provide legal assistance in ELPC & DRC v. Meridian Energy Grp., Energy Conversion Facility, Davis Refinery, Complaint, PSC Case No. PU-18-223, Burleigh County District Court Civil No. 08-2018-CV-02937, effective December 13, 2018.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

December 19, 2018

Page 4

Retirement of Darrell Nitschke

Mr. Christmann: I move the Commission acknowledge the retirement of Darrell Nitschke effective January 4, 2019.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Executive Secretary

Mr. Christmann: I move the duties and authority of the Executive Secretary be assigned to Steve Kahl on an interim basis effective January 5, 2019.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:29 A.M.



Interim Executive Secretary



RANDY CHRISTMANN, CHAIRMAN