

May 15, 2019

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on May 15, 2019, 10:03 a.m. Present were Commissioners Kroshus, Fedorchak and Christmann.

Minutes

Mr. Kroshus: I move the minutes of May 1 and May 7, 2019, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-188
Northern States Power Company
2017 Electric
Annual Report

Mr. Kroshus: I move the Commission close Northern States Power Company, 2017 Electric, Annual Report, Case No. PU-18-188.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-368
Northern States Power Company
Renewable Resource Cost Recovery
(2019)
Rates

Mr. Kroshus: I move the Commission issue an application fee refund in the amount of \$9,853.98 in Northern States Power Company, Renewable Resource Cost Recovery (2019), Rates, Case No. PU-18-368.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-17
Otter Tail Power Company
2019 Renewable Resource Cost
Recovery Adj. Factor
Rates

Mr. Kroshus: I move the Commission issue an application fee refund in the amount of \$9,637.88 in Otter Tail Power Company, 2019 Renewable Resource Cost Recovery Adj. Factor, Rates, Case No. PU-19-17.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-123
Otter Tail Power Company
Robert & Danyel April - McHenry
County
Public Convenience & Necessity

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company, Robert & Danyel April – McHenry County, Public Convenience & Necessity, Case No. PU-19-123.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-124
Otter Tail Power Company
John Samuelson - McLean County
Public Convenience & Necessity

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company, John Samuelson - McLean County, Public Convenience & Necessity, Case No. PU-19-124.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-125
Otter Tail Power Company
Steve Leidholm - McLean County
Public Convenience & Necessity

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Otter Tail Power Company, Steve Leidholm – McLean County, Public Convenience & Necessity, Case No. PU-19-125.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-131
Montana-Dakota Utilities Co.
2018 Electric Operations
Annual Report

Mr. Kroshus: I move the Commission close Montana-Dakota Utilities, Co., 2018 Electric Operations, Annual Report, Case No. PU-19-131.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-132
Montana-Dakota Utilities Co.
2018 Gas Operations
Annual Report

Mr. Kroshus: I move the Commission close Montana-Dakota Utilities, Co., 2018 Gas Operations, Annual Report, Case No. PU-19-132.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-280
Emmons-Logan Wind, LLC
Emmons-Logan Wind Energy Center -
Emmons & Logan
Siting Application

Mr. Kroshus: I move the Commission execute Contract Number PU-818-19 with Keitu Engineers & Consultants, Inc., for construction inspection services in Emmons-Logan Wind, LLC, Emmons-Logan Wind Energy Center – Emmons & Logan, Siting Application, Case No. PU-18-280.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-281
Emmons-Logan Wind, LLC
Emmons-Logan 230 kV Transmission
Line - Emmons
Siting Application

Mr. Kroshus: I move the Commission execute Contract Number PU-816-19-EE with Keitu Engineers & Consultants, Inc., for construction inspection services in Emmons-Logan Wind, LLC, 230 kV Transmission Line – Emmons County, Siting Application, Case No. PU-18-281.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-28
Ruso Wind Partners, LLC
Ruso Wind Project - Ward and McLean
Counties
Siting Application

Mr. Kroshus: I move the Commission execute Contract Number PU-819-19-EE with Hessler Associates, Inc for consulting services in Ruso Wind Partners, LLC, Ruso Wind Project, Ward County, Siting Application, Case No. PU-19-28.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-107
 Allele Clean Energy, Inc.
 100 MW Clean Energy #1 Wind Pjc -
 Mercer & Morton
 Siting Application

Mr. Kroshus: I move the Commission issue a siting application fee final refund in the amount of \$5,000.00 in Allele Clean Energy, Inc., 100 MW Clean Energy #1 Wind Pjc – Mercer & Morton, Siting Application, Case No. PU-19-107.

Mr. Christmann: I second the motion.
 Roll Call: All voting "Aye."

Compliance Division
 Auctioneer and Auction Clerk Update

Mr. Kroshus: I move the Commission acknowledge the issuance of the following new auction licenses which all became effective during the month of April 2019.

AUCTIONEER LICENSES

Auctioneer Name	Location	Effective Date
Melissa Stephanie Cashman	Bozeman, MT	4/4/2019

AUCTION CLERK LICENSES

Auction Clerk Name	Location	Effective Date
Smith Auction Co., LLC	Rosholt, SD	4/30/2019

Mr. Christmann: I second the motion.
 Roll Call: All voting "Aye."

Case No. PU-18-388
 Public Service Commission
 Northern Improvement Company
 Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order on Consent Agreement in Public Service Commission, Northern Improvement Company, Damage Prevention Enforcement, Case No. PU-18-388 and in Public Service Commission, Northern Improvement Company, Damage Prevention Enforcement, Case No. PU-18-419.

Mr. Christmann: I second the motion.
 Roll Call: All voting "Aye."

Case No. PU-18-419
 Public Service Commission
 Northern Improvement Company
 Damage Prevention Enforcement

Case No. PU-19-91
 Otter Tail Power Company
 Generation Resource Cost Recovery
 Tariff and Rates

Mr. Kroshus: I move the Commission adopt the Order in Otter Tail Power Company, Generation Resource Cost Recovery, Tariff and Rates, Case No. PU 19-91.

Mr. Christmann: I second the motion.
 Roll Call: All voting "Aye."

Case No. PU-18-280
 Emmons-Logan Wind, LLC
 Emmons-Logan Wind Energy Center -
 Emmons & Logan
 Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing in Emmons-Logan Wind, LLC, Emmons-Logan Wind Energy Center – Emmons & Logan, Siting Application, Case No. PU-18-280, and Emmons-Logan Wind, LLC, Emmons-Logan 230 kV Transmission Line – Emmons, Siting Application, Case No. PU-18-281.

Mr. Christmann: I second the motion.
 Roll Call: All voting "Aye."

Case No. PU-18-281
 Emmons-Logan Wind, LLC
 Emmons-Logan 230 kV Transmission
 Line - Emmons
 Siting Application

Case No. RC-17-470
BNI Coal, Ltd.
Revision 15, Permit BNCR-9401
Approval

Mr. Christmann: I move the Commission approve Revision No. 15 to Surface Coal Mining Permit No. BNCR-9401 held by BNI Coal, Ltd. for the Center Mine to add 12.95 acres to the permit for expansion of the coal stockpile area and to change the post mine land use in the NE1/4 of Section 8, T141N, R83W from cropland and grassland to industrial and commercial.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-19-15
BNI Coal, Ltd.
Revision 6 to Permit BNCR-1101
Application

Mr. Christmann: I move the Commission approve Revision No. 6 to Surface Coal Mining Permit No. BNCR-1101 held by BNI Coal, Ltd. for the Center Mine, to identify the next five year coal removal areas and update mining and reclamation plans for the next permit term.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-19-14
BNI Coal, Ltd.
Renewal 1 to Permit BNCR-1101
Application

Mr. Christmann: I move the Commission approve Renewal No. 1 to Surface Coal Mining Permit No. BNCR-1101 held by BNI Coal, Ltd. for the Center Mine, to extend the permit term on the existing permit area for the next five years, until May 28, 2024.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-140
Public Service Commission
Telecommunications Relay Service
Misc. Case

Mr. Christmann: I move the Commission publish notice of the 2019-2020 Telecommunications Relay Service Surcharge in the daily newspapers of general circulation in the state of North Dakota, Public Service Commission, Telecommunications Relay Service, Miscellaneous Case, Case No. PU-19-140.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-411
Public Service Commission
Moorhead Electric, LLC
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission appoint Victor Schock as advocacy staff effective April 23, 2019, in Public Service Commission, Moorhead Electric, LLC, Damage Prevention Enforcement, Case No. PU-18-411.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:12 A.M.



Interim Executive Secretary



BRIAN KROSHUS, CHAIRMAN