

June 12, 2019

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on June 12, 2019, 10:01 a.m. Present were Commissioners Kroshus, Fedorchak and Christmann.

Minutes

Mr. Kroshus: I move the minutes of May 29 and May 31, 2019, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-409
Public Service Commission
Border States Paving
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission close Public Service Commission, Border States Paving, Inc., Damage Prevention Enforcement, Case No. PU-18-409

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-176
Northern States Power Company
2018 Electric
Annual Report

Mr. Kroshus: I move the Commission close Northern States Power Company, 2018 Electric, Annual Report, Case No. PU-19-176.

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 May 2019.

AUCTIONEER LICENSES

Auctioneer Name	Location	Effective Date
Eric Smeltzer	Glendive, MT	5/25/2019
Louis Halvorson	Binford, ND	5/30/2019

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Compliance Division
Grain Warehouse and Grain Buyer
Update

Mr. Kroshus: I move the Commission acknowledge the issuance of the following new grain buyer license, which became effective during the month of May 2019.

ROVING GRAIN BUYER LICENSES

Business Name	Location	Projected Purchases (bu.)	Effective Date
Nuseed Americas Inc.	Alsip, IL	175,000	5/22/2019

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-434
Montana-Dakota Utilities Co., a
Division of MDU
Electric Service Agreement - Tesoro
Refining
Approval

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., Electric Service Agreement - Tesoro Refinery, Approval, Case No. PU-18-434.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-435
Montana-Dakota Utilities Co., a
Division of MDU
Electric Service Agreement - Sabin
Metals West Corporation
Approval

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., Electric Service Agreement - Sabin Metals West Corp, Approval, Case No. PU-18-435.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-302
Burke Wind, LLC
Burke Wind Transmission Line - Burke
& Mountrail
Siting Application

Ms. Fedorchak: I move the Commission adopt the Findings of Fact, Conclusions of Law and Order in Burke Wind, LLC, Burke Wind Transmission Line – Burke & Mountrail, Siting Application, Case No. PU-18-302, and Burke Wind, LLC, Burke County Wind Energy center – Burke County, Siting Application, Case No. PU-18-344.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-18-344
Burke Wind, LLC
Burke County Wind Energy Center -
Burke County
Siting Application

Case No. RC-18-367
Falkirk Mining Company
Bond Release 5, Permit NAFK-9601
Approval

Mr. Christmann: I move the Commission approve Bond Release No. 5 to Surface Coal Mining Permit NAFK-9601, held by the Falkirk Mining Company, to release all remaining reclamation liabilities on 307.7 acres located in portions of Sections 30 and 31, T146N, R81W, McLean County. The amount of the bond release is \$319,989.78 and it will become effective July 12, 2019, unless a formal hearing is requested.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-19-80
Public Service Commission
2019 Morton County Phase 2 AML
Project
Project

Mr. Christmann: move the Commission execute Contract AM-817-19 with Logan Valley, Inc. in the amount of \$314,071 for construction services for the 2019 Morton County Phase 2 AML Project.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-19-81
Public Service Commission
2019 Williams County Road 9 Phase 7
and Noonan AML
Project

Mr. Christmann: I move the Commission execute Contract AM-812-19 with B&C Concrete Pumping, Inc. in the amount of \$1,704,300 for drilling, grouting and foamed sand services for the 2019 Williams County Road 9 Phase 7 and Noonan AML Project at abandoned underground coal mines.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

Case No. AM-19-81
Public Service Commission
2019 Williams County Road 9 Phase 7
and Noonan AML
Project

Mr. Christmann: I move the Commission execute Contract AM-813-19 with Material Testing Services, Inc. in the amount of \$38,400 for material testing and other services for the 2019 Williams County Road 9 Phase 7 and Noonan Material Testing AML Project at abandoned underground coal mines.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

New Hire and Appointment –
Executive Secretary

Mr. Kroshus: I move the Commission acknowledge the offer to and acceptance of Steven Kahl to fill Position No. 4998, Executive Secretary effective June 1, 2019, under the terms specified in the May 31, 2019 written offer of employment and appoint Steven Kahl Executive Secretary.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

Personnel

Mr. Kroshus: I move the Commission acknowledge the termination of probationary employment of the employee in position number 5005, effective May 10, 2019, consistent with the letters from the Executive Secretary to the employee dated November 21, 2018 and April 26, 2019.

Ms. Fedorchak: I second the motion.
Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 11:56 A.M.


Executive Secretary


BRIAN KROSHUS, CHAIRMAN