

March 18, 2020

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on March 18, 2020, 10:06 a.m. Present were Commissioners Kroshus, Fedorchak and Christmann.

Minutes

Mr. Kroshus: I move the minutes of March 4, 2020, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-113  
Public Service Commission  
Dakota Services / Muriel Close  
Damage Prevention Enforcement

Mr. Kroshus: I move the Commission adopt the Order and Notice on Default in Public Service Commission, Dakota Services / Muriel Close, Damage Prevention Enforcement, Case No. PU-19-113.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-122  
Public Service Commission  
Solar Decommissioning  
Rulemaking

Mr. Kroshus: I move the Commission adopt the Order Submitting Rules to Attorney General for an opinion as to legality in in Public Service Commission, Solar Decommissioning, Rulemaking, Case No. PU-19-122, Public Service Commission, Pipeline Safety, Rulemaking, Case No. GS-19-217, Public Service Commission, Energy Conversion Facility Siting Criteria, Rulemaking, Case No. PU-19-290, and Public Service Commission, Wind Decommissioning, Rulemaking, Case No. PU-19-291.

Case No. GS-19-217  
Public Service Commission  
Pipeline Safety  
Rulemaking

Case No. PU-19-290  
Public Service Commission  
Energy Conversion Facility Siting  
Criteria  
Rulemaking

New Chapter 69-09-10 Solar Facility Decommissioning  
Section 69-09-03-02 Adoption of Regulations  
Section 69-06-08-01 Energy Conversion Facility  
Siting Criteria

Chapter 69-09-09 Wind Facility Decommissioning

Case No. PU-19-291  
Public Service Commission  
Wind Decommissioning  
Rulemaking

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-387  
Otter Tail Power Company  
Renewable Resource Cost Recovery  
(2020)  
Rates

Mr. Kroshus: I move the Commission adopt the Order in Otter Tail Power Company, Renewable Resource Cost Recovery (2020), Rates, Case No. PU 19-387.

Ms. Fedorchak: I second the motion.

NOTE: This motion was to adopt the Order approving a partially levelized production tax credit usage.

Substitute Motion

Mr. Christmann: I move the Commission adopt the alternative Order in Otter Tail Power Company, Renewable Resource Cost Recovery (2020), Rates, Case No. PU-19-387.

Ms. Fedorchak: I second the motion.

NOTE: This motion was to adopt the Order approving a fully levelized production tax credit usage.

Vote to replace the original motion with the substitute motion:

Roll Call: Mr. Kroshus: "Nay."

Ms. Fedorchak: "Aye."

Mr. Christmann: "Aye."

Vote on Substitute Motion:

Roll Call: Mr. Kroshus: "Nay."

Ms. Fedorchak: "Aye."

Mr. Christmann: "Aye."

Case No. GS-20-15  
Public Service Commission  
Montana-Dakota Utilities Co.  
Pipeline Safety Enforcement

Mr. Kroshus: I move the Commission adopt the Order in Public Service Commission, Montana-Dakota Utilities Co., Pipeline Safety Enforcement, Case No. GS-20-015.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-37  
Northern States Power / Nodak Electric  
Cooperative  
Thompson, North Dakota  
Service Area Agreement

Mr. Kroshus: I move the Commission adopt the Order on Electric Service Area Agreement and Certificate of Public Convenience and Necessity in Northern States Power/Nodak Electric Cooperative, Thompson, North Dakota, Service Area Agreement, Case No. PU-20-37 and Northern States Power/Nodak Electric Cooperative, Thompson, North Dakota, Public Convenience & Necessity, Case No. PU-20-41.

Case No. PU-20-41  
Northern States Power / Nodak Electric  
Cooperative  
Thompson, North Dakota  
Public Convenience & Necessity

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

Case No. PU-20-91  
Otter Tail Power Company  
Generation Resource Cost Recovery  
Rates

WITHDRAWN

Case No. PU-20-82  
OE2 North LLC  
B. Sanderson Gas Processing Plant -  
Williams Cnty.  
Siting Application

Ms. Fedorchak: I move the Commission deem complete the application for a Certificate of Site Compatibility, contingent on filing with the Commission, at least 15 days prior to the hearing date, responses to the February 26, 2020, and February 27, 2020, requests for information letters, and issue a Notice of Filing and Public Hearing in OE2 North LLC, B. Sanderson Gas Processing Plant - Williams Cnty., Siting Application, Case No. PU-20-082.

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

Case No. PU-10-491  
Montana-Dakota Utilities Co.  
Cedar Hills Wind Project - Bowman  
County, ND  
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the decommissioning plan and cost estimate filed on November 1, 2019, and the self-guarantee filed on February 28, 2020, for the Cedar Hills Wind facility, in Montana-Dakota Utilities Co., a Division of MDU Resources Group, Inc., Cedar Hills Wind Project - Bowman County, ND, Decommissioning Plan & Cost, Case No. PU-10-491.

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

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Case No. PU-20-87  
Qwest Corporation  
PIDs & PAP  
Revision

Mr. Christmann: I move the Commission suspend the amendments to the Qwest performance assurance plan and performance indicator definitions and issue a Notice of Opportunity for Hearing in Qwest Corporation, PIDs & PAP, Revision, Case No. PU-20-087.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Tariff Changes Approval

Mr. Kroshus: I move the Commission allow Staff discretion to approve tariff changes during the pendency of the Governor's emergency declaration.

Mr. Christmann: I second the motion.

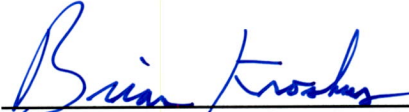
Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 12:47 P.M.



Executive Secretary



BRIAN KROSHUS, CHAIRMAN