

April 15, 2020

The Public Service Commission convened on April 15, 2020, 1:31 p.m. via teleconference under North Dakota Executive Order 2020-16 in response to the COVID-19 crisis in the United States. Present were Commissioners Kroshus, Fedorchak and Christmann. Commissioner Kroshus authorized John Hamre to sign on his behalf, Commissioner Fedorchak authorized Shelly Bauske to sign on her behalf, Commissioner Christmann authorized Esther Jochim-Peck to sign on his behalf, and Steve Kahl, Executive Secretary, authorized Matthew Kluzak to sign on his behalf.

Minutes

Mr. Kroshus: I move the minutes of April 1, 3, and 9 2020, be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

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

Mr. Kroshus: I move the Commission grant the request to extend the compliance deadline in the Commission's March 18, 2020 Order from March 30, 2020 to July 31, 2020, 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-11-69
Meadowlark Wind I LLC
New Frontier Wind Energy Project -
McHenry County
Siting Application

Mr. Kroshus: I move the Commission approve the tree and shrub mitigation plan filed March 20, 2020 in Meadowlark Wind I LLC, New Frontier Wind Energy Project – McHenry County, Siting Application, Case No. PU-11-69.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Blaster Re-Certification
Approval

Mr. Kroshus: I move the Commission approve blaster re-certification for the following applicants:

Applicant	Affiliation	Certificate No.
Rod Zeien	Falkirk Mine	02-11-262-R(6)
Bryce Eckholm	Falkirk Mine	08-09-306-R(4)

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 license, which became effective during the month of March 2020.

AUCTIONEER LICENSE

Auctioneer Name	Location	Effective Date
Dean A Harr	Jamestown, ND	3/16/2020

Mr. Christmann: 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. Kroshus: I move the Commission retain Guaranty & Title Co. to provide lien search services to assist the Commission in processing the Midwest Grain Trading/NoDak Grain, Roving Grain Buyer/Grain Warehouse, Insolvencies, Case No. GE-18-395, PSC v. Hunter Hanson d/b/a Midwest Grain Trading, et al., Pierce County District Court Case No. 35-2019-CV-00019, and PSC v. Hunter Hanson d/b/a NoDak Grain, et al., Pierce County District Court Case No. 35-2018-CV-00088.

Mr. Christmann: 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. Kroshus: I move the Commission retain Jack R. Fleming to provide lien search services to assist the Commission in processing the Midwest Grain Trading/NoDak Grain, Roving Grain Buyer/Grain Warehouse, Insolvencies, Case No. GE-18-395, PSC v. Hunter Hanson d/b/a Midwest Grain Trading, et al., Pierce County District Court Case No. 35-2019-CV-00019, and PSC v. Hunter Hanson d/b/a NoDak Grain, et al., Pierce County District Court Case No. 35-2018-CV-00088.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-93
Northern States Power Company
Light Emitting Diode Street Lighting
Tariff and Rates

Mr. Kroshus: I move the Commission issue a Notice of Opportunity for Hearing in Northern States Power Company, Light Emitting Diode Street Lighting, Tariff and Rates, Case No. PU-20-93.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-161
Andeavor Field Services LLC
Skunk Hill Station to Belfield Oil
Terminal
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing in Andeavor Field Services LLC, Skunk Hill Station to Belfield Oil Terminal, Siting Application, Case No. PU-20-161.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-20-165
Dakota Prairie Refining, LLC / BOE
South, LLC
Transfer - Certificate #151 & Permit
#162 and #163
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Opportunity for Hearing in Dakota Prairie Refining, LLC / BOE South, LLC, Transfer - Certificate #151 & Permit #162 and #163, Siting Application, Case No. PU-20-165.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-203
Boomerang Wireless, LLC
Designated Eligible Carrier
Application

Mr. Christmann: I move the Commission adopt the Order in, Boomerang Wireless, LLC, Designated Eligible Carrier, Application, Case No. PU-13-203.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-19-318
Aurora Wind Project, LLC
Aurora Wind Project - Williams County
Decommissioning Plan & Cost

Mr. Christmann: I move the Commission approve the request of Aurora Wind Project, LLC to release ENEL S.p.A. from the parent company guarantee filed on September 16, 2019, and amended October 10, 2019, and further move the Commission approve the letter of credit filed on February 26, 2020, in Aurora Wind Project, LLC, Aurora Wind Project - Williams County, Decommissioning Plan & Cost, Case No. PU-19-318.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-19-325
Falkirk Mining Company
Bond Release 2, Permit NAFK-8405
Application

Mr. Christmann: I move the Commission approve Bond Release No. 2 to Surface Coal Mining Permit NAFK-8405, held by the Falkirk Mining Company for the Falkirk Mine, to release all reclamation liabilities on 87.1 acres located in portions of Sections 23 and 24, T146N, R82W of McLean County. No monetary release is being requested since the current bond amount is based on the worst-case reclamation condition for this permit and others at the Falkirk Mine. This release will become effective May 15, 2020, unless a formal hearing is requested.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

Case No. RC-20-173
Public Service Commission
2021 Admin. and Enforcement Grant
Application

Mr. Christmann: I move the Commission submit the 2021 Administration and Enforcement Grant Application to the Office of Surface Mining Reclamation and Enforcement to request federal funds that are needed to carry out the coal regulatory program for the next one-year grant period that begins July 1, 2020 and ends June 30, 2021.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

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Case No. PU-20-159
Otter Tail Power Company
Meter Readings Waiver
Approval

Mr. Kroshus: Finding that a state of emergency has been declared to prevent and contain the spread of COVID-19, I move the Commission approve the suspension, from March 19, 2020, through May 31, 2020, of Otter Tail Power Company meter readings at locations where the electric meter is located inside an inhabited structure, and authorize estimate meter reads for those locations, Otter Tail Power Company, Meter Readings Waiver, Approval, Case No. PU-20-159.

Ms. Fedorchak: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 2:58 P.M.



Executive Secretary



BRIAN KROSHUS, CHAIRMAN