

February 13, 2013

The Public Service Commission convened in the Commission Hearing Room, State Capitol, Bismarck, North Dakota, on February 13, 2013, 10:00 a.m. Present were Commissioners Kalk, Christmann, and Fedorchak.

Minutes

Mr. Kalk: I move the minutes of January 30, 2013 be approved.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-76
Moore and Liberty Telephone
Company
Exchange Boundary Maps
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue Certificates of Public Convenience and Necessity to Moore and Liberty Telephone Company for its updated Enderlin and Sheldon exchange areas, Case No. PU-13-76.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-77
Griggs County Telephone Co.
Exchange Boundary Maps
Public Convenience & Necessity

Mr. Kalk: I move the Commission issue Certificates of Public Convenience and Necessity to Griggs County Telephone Co. for its updated Binford, Cooperstown, Finley, and McHenry exchange areas, Case No. PU-13-77.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-75
Enbridge Pipelines (Southern Lights)
L.L.C.
Pembina County LP Pipeline
Siting Application

Mr. Kalk: I move the Commission approve the tree and shrub revegetation plan filed jointly by Enbridge Pipelines (Southern Lights) L.L.C. and Enbridge Energy, Limited Partnership, to plant 2,438 trees and 10,430 shrubs on several sites in around the Grahams Island State Park, Ramsey County, North Dakota, Case No. PU-07-75 and Case No. PU-07-108 respectively.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-07-108
Enbridge Energy, Limited Partnership
36-Inch LP Pipeline/Pembina County
Siting Application

Case No. PU-13-51
Telrite Corporation
Designated Eligible Carrier
Application

Mr. Kalk: I move the Commission issue a Notice of Opportunity for Hearing concerning Telrite Corporation's application to be designated as an eligible carrier for the purpose of receiving federal universal service support for Lifeline service, Case No. PU-13-51.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-13-64
Courtenay Wind Farm, LLC
200.5 MW Wind Energy Conversion
Facility-Stutsman
Siting Application

Mr. Kalk: I move the Commission acknowledge the Letter of Intent, shorten the one-year waiting period between filing a letter of intent and a siting application to 30 days, and assess a filing fee of \$85,000 due upon filing an application in Case No. PU-13-64, Courtenay Wind Farm, LLC's proposed 200.5 MW Wind Energy Conversion Facility in Stutsman County, North Dakota.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-12-81
Beulah/Zap Phase 13 Construction
Project

Mr. Christmann: I move the Commission close out Contract No. 635-12 with B & C Concrete Pumping, Inc. and Contract No. 637-12 with GEOSERV, INC. for completion of work on the Beulah/Zap Phase 13 AML Project.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. AM-12-510
2012 Coal Outcrop Fire
Suppression Grant
Approval

Mr. Christmann: I move the Commission close out Contract No. AM-642-12 with Baranko Brothers Inc. for completion of the 2012 Coal Outcrop Fire Suppression project.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-813
Northern States Power Company
2013 Electric Rate Increase
Application

Ms. Fedorchak: I move the Commission issue the Notice of Hearing, Notice of Intervention Deadline, and Notice of Public Input Sessions in Northern States Power Company's electric rate increase application, Case No. PU-12-813.

Mr. Kalk: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-10-218
BakkenLink Pipeline, LLC
Crude Oil Pipeline –
Williams to Billings Counties
Siting Application

Ms. Fedorchak: I move the Commission issue a Notice of Filings, Notice of Informal Hearing and Notice of Opportunity for Hearing in the applications for an amended certificate of corridor compatibility, an amended route permit, and application for waivers of procedures and time schedules concerning the construction by BakkenLink Pipeline LLC of approximately 132 miles of crude oil pipeline in Billings, Dunn, McKenzie, Stark and Williams Counties, North Dakota, Case No. PU-10-218.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

New Hire

Mr. Kalk: I move the Commission acknowledge the offer to and acceptance of Sara J. Cardwell to fill Position No. 27148, Public Utility Analyst effective February 13, 2013, under the terms specified in the February 6, 2013 written offer of employment.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-813
Northern States Power Company
2013 Electric Rate Increase
Application

Mr. Kalk: I move the Commission appoint Sara Cardwell as advocacy staff and rescind the January 30, 2013 appointment of Jerry Lein as advocacy staff in Northern States Power Company's Electric Rate Increase Application, Case No. PU-12-813.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-433
AT&T Communications of the Midwest,
Inc.
v. YMax Communications Corp.
Complaint

Mr. Kalk: I move the Commission bill AT&T Communications of the Midwest, Inc. and YMax Communications Corp. for specific costs and expenses incurred in Case No. PU-12-433.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Post Probationary Period
Salary Adjustment

Mr. Kalk: I move the approval of a salary increase effective February 1, 2013 for Position No. 5005, upon the satisfactory completion of a six month probationary period, in an amount consistent with the terms set forth in the Commission's July 10, 2012 offer of employment.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Post Probationary Period
Salary Adjustment

Mr. Kalk: I move the approval of a salary increase effective February 15, 2013 for Position No. 5006, upon the satisfactory completion of a six month probationary period, in an amount consistent with the terms set forth in the Commission's July 26, 2012 offer of employment.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

Case No. PU-12-190
Hiland Operating, LLC
6-Inch Natural Gas Pipeline –
Divide & Burke Counties
Siting Application

Mr. Kalk: I move the Commission retain Mitchell D. Armstrong to provide legal services to assist the Commission in processing Case No. PU-12-190, Hiland Operating, LLC, 6-inch Natural Gas Liquids Pipeline, Siting Application.

Mr. Christmann: I second the motion.

Roll Call: All voting "Aye."

ATTEST

THE COMMISSION ADJOURNED AT 10:55 A.M.

Executive Secretary

BRIAN P. KALK, CHAIRMAN