

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, February 8, 2011, the following members were present:

Bill Gallagher, Chairman
Brad Molnar, Vice Chairman
Gail Gutsche, Commissioner
Travis Kavulla, Commissioner
John Vincent, Commissioner, via telephone

APPEARANCE

Kate Whitney, Administrator, Regulatory Division

(96) In the matter of the approval of Commission Minutes for the week of January 24, 2011.

Commissioner Vincent moved to APPROVE the Commission Minutes for the week of January 24, 2011. Commissioner Gallagher seconded the motion, which passed unanimously.

APPEARANCE

Eric Dahlgren, Regulatory Division

(97) In the matter of T-11.1.ST: On December 20, 2010 Triple S Disposal, Inc., Savage, Montana filed an application to transfer PSC No. 9476 to Miller's Garbage Service, Inc., Savage, Montana.

Commissioner Kavulla moved to APPROVE the transfer of PSC No. 9476 to Miller's Garbage Service, Inc. Commissioner Gutsche seconded the motion, which passed unanimously.

(98) In the matter of TN2494: Dick Irvin, Inc., Shelby, Montana, on February 2, 2011, requested to continue the lease of PSC No. 9392 to Irvin, Inc. and Mico, Inc. d/b/a I & T Transfer, Shelby, Montana for a one year period, January 6, 2011 to January 6, 2012.

Commissioner Kavulla moved to APPROVE the renewal of the lease. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division
Leroy Beeby, Regulatory Division

(99) In the matter of the Commission's discussion in Docket No. D2008.10.123: HLH, LLC application to implement increased rates for water and sewer service to Big Sky, Montana service area, motion for late intervention by Firelight Meadows Unit Owner's Association.

Commissioner Vincent moved to GRANT Firelight Meadows Unit Owner's Association's motion for late intervention in Docket No. D2008.10.123. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel & Leroy Beeby, Regulatory Division
Jim Paine, Legal Division

(100) In the matter of the Commission's discussion in Docket No. D2010.8.82: Montana Dakota Utilities' interim request.

Commissioner Gallagher moved to APPROVE Montana Dakota Utilities interim rate request in Docket No. D2010.8.82. Commissioner Kavulla seconded the motion, which passed 4-1. Commissioner Molnar voted Nay.

APPEARANCE

Kate Whitney, Administrator, Regulatory Division

(101) In the matter of the Commission's discussion of out of state travel:

Commissioner Gutsche moved to APPROVE Brian DeKiep's travel to the Energy Imbalance Market Crossroads meeting on March 6-7, 2011, Portland, Oregon. Commissioner Kavulla seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator, Regulatory Division
Jim Paine, Legal Division
Staci Litschauer, Administrator, Centralized Services

(102) In the matter of House Bill 380 for the 2011 Legislative Session.

Commissioner Gutsche moved to MONITOR HB 380. Commissioner Vincent seconded the motion, which passed unanimously.

(103) In the matter of Senate Bill 271 for the 2011 Legislative Session.

Commissioner Gutsche moved to SUPPORT SB 271. Commissioner Gallagher seconded the motion, which passed 4-1. Commissioner Molnar voted Nay.

Public Comment of Russell Doty re: Update and background for Senate Bill 240.

There being no further business to come before the Commission the meeting was adjourned.

W.A. GALLAGHER, Chairman

BRAD MOLNAR, Vice Chairman

GAIL GUTSCHE, Commissioner

TRAVIS KAVULLA, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Thursday, February 10, 2011, the following members were present:

Bill Gallagher, Chairman
Brad Molnar, Vice Chairman
Gail Gutsche, Commissioner
Travis Kavulla, Commissioner
John Vincent, Commissioner, via telephone

APPEARANCE
Commissioner Gutsche

(104) In the matter of the Commission's discussion in Docket No. D2010.12.113: Roundtable regarding electric efficiency and conservation policy options. Consider rescheduling the roundtable to a different date.

Commissioner Gutsche moved to VACATE the March 25, 2011 roundtable meeting and reschedule to Tuesday, April 5, 2011 in Docket No. D2010.12.113. Commissioner Kavulla seconded the motion, which passed with a 4-1 vote. Commissioner Molnar voted Nay.

APPEARANCE
Kate Whitney, Administrator, Regulatory Division
Jim Paine, Legal Division
Gary Duncan, Regulatory Division

(105) In the matter of House Bill 461 for the 2011 Legislative Session.

MOTION 1: Commissioner Kavulla moved to OPPOSE HB 461. Commissioner Gutsche seconded the motion, which failed 1-4. Commissioners Gallagher, Molnar, Gutsche and Vincent voted Nay.

MOTION 2: Commissioner Molnar moved to MONITOR HB 461. Commissioner Kavulla seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

W.A. GALLAGHER, Chairman

BRAD MOLNAR, Vice Chairman

GAIL GUTSCHE, Commissioner

TRAVIS KAVULLA, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Friday, February 11, 2011, the following members were present:

Brad Molnar, Vice Chairman
Gail Gutsche, Commissioner, via telephone
Travis Kavulla, Commissioner
John Vincent, Commissioner, via telephone

Chairman Gallagher was absent.

APPEARANCE

Al Brogan, Administrator, Legal Division

(106) In the matter of the Commission's discussion in Docket No. D2010.7.77: NorthWestern Energy's Application for approval of avoided cost tariff for new qualifying facilities. Obtain formal Commission action postponing the hearing originally scheduled to comments on February 16, 2011.

Commissioner Kavulla moved to postpone the scheduled hearing on February 16, 2011, and authorize staff to establish a new hearing date in Docket No. D2010.7.77. Commissioner Gutsche seconded the motion, which passed 4-0. Commissioner Gallagher was absent.

APPEARANCE

Kate Whitney, Administrator, Regulatory Division
Al Brogan, Administrator, Legal Division
Justin Kraske, Legal Division
Joel Tierney, Regulatory Division

(107) In the matter of LC 0331 for the 2011 Legislative Session.

MOTION 1: Commissioner Gutsche moved to SUPPORT LC 0331. Commissioner Vincent seconded the motion, which passed 4-0. Commissioner Gallagher was absent.

(108) In the matter of Senate Bill 305 for the 2011 Legislative Session.

MOTION 1: Commissioner Gutsche moved to MONITOR SB 305. Commissioner Vincent seconded the motion, which passed 3-1. Commissioner Kavulla voted Nay. Commissioner Gallagher was absent.

ALTERNATE MOTION: Commissioner Vincent moved to OPPOSE SB 305. Commissioner Gutsche seconded the motion which failed 2-2. Commissioners Molnar and Kavulla voted Nay. Commissioner Gallagher was absent.

There being no further business to come before the Commission the meeting was adjourned.

W.A. GALLAGHER, Chairman

BRAD MOLNAR, Vice Chairman

GAIL GUTSCHE, Commissioner

TRAVIS KAVULLA, Commissioner

JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart
Commission Secretary

(SEAL)