

The Commission met on **Thursday, February 6, 2003**, with Acting Chair Reha and Commissioners Gavin, Johnson, and Scott present.

Comment [COMMENT1]: Minutes by Eric Witte. 6 motions were made.

The following items were taken up by the Commission:

ENERGY AGENDA

BLOC MOTION

Commissioner Johnson moved to take the following actions on the following dockets:

E-124,281/SA-02-1958

Joint Petition by the City of New Prague (City) and Minnesota Valley Electric Cooperative (MVEC) for Approval of a Transfer of Service Area by MVEC to the City

- approve;

E-5987,001/SA-02-2061

Settlement Agreement between the City of St. Charles and Interstate Power and Light Company

- approve;

The motion carried 4-0.

E-111/M-02-1810

In the Matter of a Petition by Dakota Electric Association for Approval to Implement a Geothermal Heat Pump Rate

Commissioner Reha moved that the Commission take the following action:

- adopt the Department proposal, accepted by Dakota Electric Association (DEA), to allow DEA to offer the Geothermal Heat Pump Rate Schedule 46 to customers taking service under Rate Schedule 42 only;

The motion carried 4-0.

E-002/M-01-1618

In the Matter of Northern States Power Company d/b/a Xcel Energy 2001 All-Source Request for Proposals

Commissioner Scott moved to do the following:

- Deny the request of the Izaak Walton League of America for a review and modification of the evaluation assumptions of Northern States Power Company d/b/a Xcel Energy (Xcel Energy).

- Require the parties to work together outside the current all-source bidding process to improve Xcel Energy's subsequent Request for Proposals and short-list evaluations.
- Encourage Xcel Energy to take action to open a dialogue within the Mid-Continent Area Power Pool to encourage a review and, if appropriate, modification to the organization's practices with respect to the accreditation of capacity from wind power.

The motion carried 4-0.

G-252/CN-01-1826

In the Matter of the Application of City of Hutchinson (Hutchinson Utilities Commission) for a Certificate of Need to Construct a Large Natural Gas Pipeline.

Commissioner Scott moved that the Commission take the following action:

- Deny Northern Natural Gas Company's request for Reconsideration;

The motion carried 4-0.

G-007,011/C-02-1602

In the Matter of the Complaint of Pro-Corn, LLC Against Aquila, Inc. (Formerly UtiliCorp United, Inc.)

Commissioner Scott moved that the Commission take the following action:

On the issue of End-User Agreements:

- allow Pro-Corn to withdraw its complaint;
- take no further action and close this docket;
- address new requests for End-User Allocation Agreements only upon receipt of a complaint from an end-user;
- future requests for end-user agreements are to be treated on a non-discriminatory basis;

On the issue of Large Volume Daily Balance Service:

- require Aquila to offer a regulated Large Volume Daily Balance Service;
- open a new docket;
- require Aquila, and request Pro-Corn, OTESCO and the Department to participate in jointly developing and submitting a regulated Large Volume Daily Balancing Service for Commission review within 60 days;

On the issue of Aquila's sale of its Gas Merchant Business to Cornerstone Energy:

- order Aquila to show cause within 30 days why this transaction is not subject to Minnesota law;
- open a new docket for this filing;

On the issue of review of LDC Agency Services:

- take no action

On the issue of Delegation of Authority:

- delegate to the Commission's Executive Secretary the authority to establish or change time periods for filings and comments in this docket and any other docket stemming from this proceeding;

The motion carried 4-0.

TELECOMMUNICATIONS AGENDA

P-5316,407,421/PA-00-1564

In the Matter of the Joint Application of Citizens Communications Company and Qwest Communications, Inc. for Approval of Sale of Exchanges

Commissioner Johnson moved to approve the Joint Applicants' request to withdraw their request for approval of sale and close the docket.

The motion carried 4-0.

There being no further business, the meeting was adjourned.

APPROVED BY THE COMMISSION

Approval Date:

February 13 , 2003

Burl W. Haar
Executive Secretary