

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, December 22, 2009, the following members were present:

Greg Jergeson, Chair  
Ken Toole, Vice Chair  
Gail Gutsche, Commissioner  
Brad Molnar, Commissioner  
John Vincent, Commissioner

APPEARANCE

Wayne Budt, Administrator  
Transportation & Centralized Services Division

(462) In the matter of TN2459: Flathead Area Custom Transportation, Inc., d/b/a Kalispell Taxi & Airport Shuttle Service, Kalispell, Montana requests permission to lease PSC No. 56 to Sound Solutions, LLC d/b/a Kalispell Taxi, Kalispell, Montana for the period December 22, 2009 to December 22, 2010.

Commissioner Toole moved to APPROVE the lease as requested. Commissioner Vincent seconded the motion, which passed unanimously.

(463) In the matter of TN 2460: Flathead Area Custom Transportation, Inc. d/b/a Kalispell Taxi & Airport Shuttle Service, Kalispell, Montana requests permission to lease PSC No. 9364 to Sound Solutions, LLC d/b/a Glacier Taxi, Kalispell, Montana for the period December 22, 2009 to December 22, 2010.

Commissioner Gutsche moved to APPROVE the lease a requested. Commissioner Toole seconded the motion, which passed unanimously.

(464) In the matter of the approval of Commission Minutes for the week of December 14, 2009.

Commissioner Vincent moved to APPROVE the Commission Minutes for the week of December 14, 2009. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Leroy Beeby, Utility Division  
Justin Kraske, Legal Division

(465) In the matter of the Commission's discussion in Docket No. D2008.7.85: Wettington Water District application to implement increased rates for water service to Kalispell, Montana service area, supplemental procedural order setting hearing date.

Commissioner Toole moved to APPROVE staff to set a new hearing date in Docket No. D2008.7.85. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Scott Fabel, Utility Division  
Jim Paine, Legal Division

(466) In the matter of the Commission's discussion in Docket No. D2009.12.153: MDU application to implement a fuel and power cost tracking adjustment-Rate 35, interim order.

Commissioner Molnar moved to APPROVE interim order No. 7055 subject to minor editing and corrections communicated by staff in Docket No. D2009.12.153. Commissioner Vincent seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division  
Leroy Beeby, Utility Division

(467) In the matter of the Commission's discussion in Docket No. D2009.12.156: Aquanet application for approval to establish initial rates for water service in its Oak Ridge Subdivision, Billings, Montana service area. Interim rate request.

Commissioner Molnar moved to ISSUE the order 7056 including the change in Paragraph 2 in Conclusions of Law from Gallatin to Yellowstone County in Docket No. D2009.12.156. Commissioner Toole seconded the motion, which passed unanimously.

(468) In the matter of the Commission's discussion in Docket No. D2008.10.123: HLH general rate increase interim order.

MOTION 1: Commissioner Vincent moved to APPROVE the interim rate order subject to corrections indicated by staff and other minor editing changes in Docket No. D2008.10.123. Commissioner Toole seconded the motion, which passed unanimously.

MOTION 2: Commissioner Vincent moved to INSTRUCT staff to set a hearing date in Docket No. D2008.10.123. Commissioner Gutsche seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division  
Leroy Beeby, Utility Division

(469) In the matter of the Commission's discussion in Docket No. D2008.5.45 and D2009.5.62: NorthWestern Energy application for approval of electric supply deferred cost account balances and projected electric supply cost (2008 and 2009), establish new hearing date.

Commissioner Vincent moved to GRANT NorthWestern Energy's motion to move the hearing to Wednesday, February 3, 2010 in Docket Nos. D2008.5.45 and D2009.5.62. Commissioner Toole seconded the motion, which passed unanimously.

(470) In the matter of the Commission's discussion in Docket No. D2009.12.155: NorthWestern Energy application for approval of automatic rate adjustment and tracking for taxes and fees, rate schedule error and interim order.

MOTION 1: Commissioner Toole moved to ISSUE a notice of application, determination of error, intervention deadline, opportunity to comment and provisional notice of public hearing in Docket No. D2009.12.155. Commissioner Vincent seconded the motion, which passed unanimously.

MOTION 2: Commissioner Toole moved to APPROVE the interim order subject to minor edits in Docket No. D2009.12.155. Commissioner Molnar seconded the motion, which passed unanimously.

#### APPEARANCE

Kate Whitney, Administrator  
Utility Division

(471) In the matter of the Commission's discussion in Out of State Travel for Kim Moran.

Commissioner moved to APPROVE Kim Moran's travel to attend the OMS meeting on Cost Allocation and Regional Planning, January 12-13, 2010, in St. Paul, Minnesota and attend the MISO Regional Expansion Criteria and Benefits Task Force meeting, January 14, 2010, in St. Paul, Minnesota. Commissioner Vincent seconded the motion, which passed unanimously.

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

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GREG JERGESON, Chair

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KEN TOOLE, Vice Chair

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GAIL GUTSCHE, Commissioner

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BRAD MOLNAR, Commissioner

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JOHN VINCENT, Commissioner

ATTEST:

Verna Stewart  
Commission Secretary

(SEAL)