

The Commission met on **Monday, December 15, 2014**, with Chair Heydinger and Commissioners Boyd, Lange, Lipschultz, and Wergin present.

The following matters came before the Commission:

## **ENERGY AGENDA**

### **E-002/CN-12-1240**

**In the Matter of the Petition of Northern States Power Company d/b/a Xcel Energy for Approval of Competitive Resource Acquisition Proposal and Certificate of Need**

### **E-002/M-14-788**

**In the Matter of a Draft Purchase Power Agreement with Geronimo Wind Energy, LLC, d/b/a Geronimo Energy, LLC**

### **E-002/M-14-789**

**In the Matter of Draft Purchase Power Agreements with Calpine Corporation and Invenergy Thermal Development, and Proposed Price Terms for Black Dog Unit 6**

Commissioner Lipschultz moved to do the following:

1. Decline to act on the revised assessment of need filed by Northern States Power Company d/b/a Xcel Energy (Xcel or Company) in its September 2014 Need Update and subsequent filings in this docket.

The motion passed 5 – 0.

Commissioner Lange moved to do the following:

2. Find that the terms of the power purchase agreement (PPA) with Aurora Distributed Solar, LLC, (Aurora) as amended in Xcel's December 12, 2014 filing in this docket, are consistent with the public interest and consistent with the prices and terms used to evaluate its bid in this process.
3. Approve the PPA between Aurora and Xcel, and require Xcel to execute the PPA as revised.
4. Require Xcel, within 10 days of the Commission's order in this matter, to file a compliance filing with the executed PPA.

Chair Heydinger proposed amending Motion Paragraphs 3 and 4 as follows:

- 3A. Approve the PPA between Aurora and Xcel, including PPA Paragraph 6.1(A) as amended in Xcel's December 12, 2014 filing in this docket, with the following change:

*(A) On September 23, 2014, Company filed an unexecuted draft of this PPA with the Minnesota Public Utilities Commission pursuant to the requirements of the Order. No later than ten (10) Days after receipt of an order from the Minnesota Public Utilities Commission ~~requiring~~ authorizing Company to execute this PPA as consistent with the Order, Company shall file this PPA with the North Dakota Public Service Commission. Seller shall cooperate with Company's effort to seek State Regulatory Approval.*

3B. ~~and require~~ Require Xcel to execute the PPA as ~~revised~~ amended during deliberations.

4. Require Xcel, within 10 days of the Commission's order in this matter, to file a compliance filing with the executed PPA as amended during deliberations.

Commissioner Lange accepted the amendment, and further amended Motion Paragraph 2 as follows:

2. Find that the terms of the power purchase agreement (PPA) with Aurora Distributed Solar, LLC, (Aurora) as amended in Xcel's December 12, 2014 filing in this docket, and as subsequently amended during deliberations, are consistent with the public interest and consistent with the prices and terms used to evaluate its bid in this process.

The amended motion passed 5 – 0.

Commissioner Wergin moved to do the following:

5. Take no action at this time on how to recover the cost of the Aurora Power Purchase Agreement.

The motion passed 5 – 0.

Commissioner Lipschultz moved to do the following:

6. Find that the Calpine Mankato PPA terms are consistent with the public interest and consistent with the prices and terms used to evaluate its bid in this process.

7. Find that the Invenergy Cannon Falls PPA terms are consistent with the public interest and consistent with the prices and terms used to evaluate its bid in this process.

8. Find that the Black Dog 6 price terms are consistent with the public interest and consistent with the prices and terms used to evaluate its bid in this process.

The motion passed 5 – 0.

Commissioner Lipschultz moved to do the following:

9. Select the Calpine Mankato PPA as a resource that best fits Xcel's need and approve the PPA.

Commissioner Wergin proposed amending the motion to omit the word "best."

Commissioner Lipschultz accepted the amendment.

Chair Heydinger proposed amending the motion as follows:

9. Select the Calpine Mankato PPA as a resource that fits Xcel's need and approve the PPA. Direct Xcel to address the costs and benefits of the dispatchability charge in conjunction with any request for cost recovery related to this project.

The motion passed 5 – 0.

Commissioner Wergin moved to do the following:

10. Select the Black Dog 6 price terms as a resource that fits Xcel's need and approve the proposal.

The motion passed 5 – 0.

There being no further business, the meeting was adjourned.

**APPROVED BY THE COMMISSION: February 4, 2015**



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**Daniel P. Wolf, Executive Secretary**