

**REVISED AGENDA**  
Industrial Commission of North Dakota  
**Thursday, October 25, 2018**  
**Bank of North Dakota Executive Board Room - 12:30 p.m.**  
**1200 Memorial Highway - Bismarck**

- I. Administrative Business - *Karlene Fine*
  - A. **Consideration of September 27, 2018 non-confidential meeting minutes** (Attachment 1)
  
- II. Renewable Energy Program - *Shawn Kessel/Andrea Pfennig*
  - A. Presentation of Renewable Energy Program Financial Report (Attach. 2) - *Karlene Fine*
  - B. Presentation of Renewable Energy Council recommendations on the following Grant Round 38 applications:
    - 1. R038-A - **“Integrated Carbon Capture and Storage for North Dakota Ethanol Production - Phase III”**; Submitted by EERC with Red Trail as a partner; Total Project Costs \$2,650,000; **Amount Requested: \$500,000** (Attachment 3)
    - 2. R038-B - **“Fargo’s Smart Energy Ramp”**; Submitted by e-Smart Systems US, Inc.; Total Project Costs: \$610,000; **Amount Requested: \$305,000** (Attachment 4)
  - C. **Consideration of a confidentiality request for portions of the reporting on the “Integrated Carbon Capture and Storage for North Dakota Ethanol Production - Phase III”** (Attachment 5)
  - D. Other Renewable Energy Program business

(approximately 12:45 p.m.)

- III. North Dakota Public Finance Authority Business – *DeAnn Ament*
  - A. **Consideration of the following Drinking Water State Revolving Fund Loan Applications:**
    - 1. **All Seasons Water Users District** - \$1,738,000 (Attachment 6)
    - 2. **City of Cando** - \$2,044,000 (Attachment 7)
    - 3. **City of Mandan** - \$1,889,000 (Attachment 8)
  - B. Presentation of a memorandum regarding loans approved by the PFA Advisory Committee for the following entities: (Attachment 9)
    - 1. City of Lisbon (Drinking Water SRF) - \$725,000
    - 2. Stutsman Rural Water District (Drinking Water SRF) - \$800,000
    - 3. City of Arthur (Clean Water SRF) - \$11,000 loan increase
  - C. Other North Dakota Public Finance Authority business

(approximately 12:55 p.m.)

- IV. North Dakota Department of Mineral Resources Business – *Lynn Helms*
  - A. **Consideration of orders for the following cases:** (Attachment 10)

1. **Case 26905, Order 29347, Case 26906, Order 29348** - review of temporarily abandoned status of certain wells in the Fryburg Field
  2. **Case 26917, Order 29473** - application to suspend permits
  3. **Case 26494, Order 29315** - technical corrections
- B. **Consideration of recommendation to schedule hearing on November 13, 2018 for Case 23084 regarding proposed amendments to oil conditioning standards for the Bakken, Bakken/Three Forks, Three Forks, and Sanish Pool Field Rules** (Attachment 11)
- C. Presentation of Gas Capture Information - *Justin Kringstad, Pipeline Authority* (Attachment 12a) and Presentation of Infographics on Gas Capture - *Lynn Helms, Department of Mineral Resources* (Attachment 12b)
- D. **Consideration of Hearing Examiner Resolution** (Attachment 13)
- E. **Consideration of Oil and Gas Division 2019 Hearing Schedule** (Attachment 14)
- F. Presentation of legislative concepts (Attachment 15)

**\*\*\*\*\*Consideration of a motion to close the meeting pursuant to North Dakota Century Code Section 44-04-19.1 and 44-04-19.2 for the purpose of attorney consultation\*\*\*\*\***

- G. Case No. 09-2018-CV-00089/Sorum, et al v. State of North Dakota, et al

\*\*\*\*\* Meeting returns to open session\*\*\*\*\*

- H. Other North Dakota Department of Mineral Resources business

(approximately 1:55 p.m.)

- V. North Dakota Housing Finance Agency Business – *Jolene Kline*
- A. **Consideration of a Housing Finance Agency Advisory Board recommendation to increase Roots income limits** (Attachment 16)
  - B. Presentation of the final report on the Community Homes project bond sale (Attach. 17)
  - C. Presentation of the Housing Finance Agency Third Quarter Report (Attachment 18)
  - D. Other North Dakota Housing Finance Agency business

(approximately 2:15 p.m.)

- VI. North Dakota Mill - *Vance Taylor, Ed Barchenger*
- A. Presentation of North Dakota Mill and Elevator Association Audit - FY 2018 - *State Auditor's Office - Ed Nagel* (Attachment 19)
  - B. Presentation of the North Dakota Mill First Quarter Report (Attachment 20)

**\*\*\*\*\*Consideration of a motion to close the meeting pursuant to N.D.C.C. §44-04-18.4 to discuss commercial information including the North Dakota Mill's marketing strategies and sales plans\*\*\*\*\***

- C. Presentation of marketing strategies contained within the proposed 2019 Strategic Plan (Attachment 21)

\*\*\*\*\*Meeting returns to open session\*\*\*\*\*

- D. **Consideration of 2019 non-confidential Strategic Plan** (Attachment 22)
- E. Other North Dakota Mill business

(approximately 2:50 p.m.)

- VII. Western Area Water Supply Authority business – *Curtis Wilson/Karlene Fine*
  - A. Presentation of Western Area Water Supply Authority September Financial Report and Debt Reduction Report (Attachment 23) - *Karlene Fine*
  - B. Update on sales and current activity through September - *Curtis Wilson*
  - C. **Consideration of a request from the Western Area Water Supply Authority Board for payment of capital costs** (Attachment 25)
  - D. Other WAWSA business

(approximately 3:10 p.m.)

- VIII. North Dakota Transmission Authority – *John Weeda*
  - A. Presentation of Transmission Authority Annual Report (Attachment 26)
  - B. Presentation of FY18 Financial Report (Attachment 27) *Karlene Fine*
  - C. Other Transmission Authority business

(approximately 3:40 p.m.)

- IX. Bank of North Dakota Business – *Eric Hardmeyer, Todd Steinwand*
  - A. Presentation of the following audits - *Katie Williams, Eide Bailly*
    1. Ag PACE Fund - June 30, 2018 (Attachment 28)
    2. PACE Fund - June 30, 2018 (Attachment 29)
    3. Rebuilders Loan Program - June 30, 2018 (Attachment 30)
    4. Medical Infrastructure Loan Program - June 30, 2018 (Attachment 31)
    5. Addiction Counselor Internship Loan Program - June 30, 2018 (Attachment 32)
    6. Infrastructure Revolving Loan Fund - June 30, 2018 (Attachment 33)
    7. School Construction Assistance Revolving Loan Fund - June 30, 2018 (Attachment 34)
  - B. **Consideration of 2019 BND Holiday Schedule** (Attachment 35)
  - C. Presentation of Third Quarter 2018 Performance Highlights (Attachment 36)
  - D. Presentation of Non-confidential Bank of North Dakota Advisory Board August 16, 2018 meeting minutes (Attachment 37)
  - E. Other Bank of North Dakota business

\*\*\*\*\*Meeting closed pursuant to N.D.C.C. 6-09-35 to discuss items listed below on the agenda under Bank of North Dakota Confidential Business\*\*\*\*\*

- X. Bank of North Dakota Confidential Business – *Eric Hardmeyer, Todd Steinwand*
  - A. **Consideration of Bank of North Dakota loan applications** - (Attachments 38 - 40)
  - B. Presentation of the following reports:
    1. Non-Accrual Loans Quarterly Recap/Detail (Attachment 41)
    2. Problem Loans - Adversely Classified Quarterly Recap (Attachment 42)
    3. Loan Charge-Offs and Recoveries - 9/30/2018 (Attachment 43)

- C. Problem Loan Update
- D. Presentation of Confidential Bank of North Dakota Advisory Board August 16, 2018 meeting minutes (Attachment 44)
- E. Other Bank of North Dakota confidential (as defined under N.D.C.C. 6-09-35) business

\*\*\*\*\*Meeting returns to open session\*\*\*\*\*

(approximately 4:40 p.m.)

XI. North Dakota Building Authority Business – *Karlene Fine*

- A. **Consideration of a Resolution adding DeAnn Ament as a North Dakota Building Authority Authorized Officer** (Attachment 45)
- B. Other North Dakota Building Authority business

XII. Other Industrial Commission Business/Adjournment

**Bold items require Industrial Commission action**

Any person who requires an auxiliary aid or service must contact or notify the Industrial Commission Office at 328-3722 at least three (3) working days prior to the scheduled meeting.