

Kansas Corporation Commission
Commission Meeting
February 25, 2020
10:00 a.m. 1st floor hearing room
KCC Offices, 1500 Arrowhead, Topeka, Kansas

MINUTES

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on February 25, 2020, in the 1st floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

Present: Chair Duffy, Commissioner Albrecht and Commissioner Keen. The following were considered by the Commission:

1. **Consent Agenda:** Commissioner Keen moved for approval of the Consent Agenda dated February 25, 2020, containing pages one through four and are attached to these Minutes. Commissioner Albrecht seconded the motion.

The motion was approved.

2. **Other matters:**

- A. Chair Duffy moved to meet in Executive Session for a period of 30 minutes to discuss Attorney/Client privileged matters, pursuant to KSA 75-4319(b)(2), for consultation with an attorney, to obtain legal advice regarding litigation. Also called into the Executive Session were Brian Fedotin, General Counsel, and Justin Grady, Chief Auditor. Commissioner Albrecht seconded the motion. The Commission will reconvene in the 1st Floor Hearing Room at 10:32 a.m. The motion was approved.

The Commission moved into Executive Session at 10:02 a.m. and reconvened in public session at 10:32 a.m.

The Commission took no action following the Executive Session.

- B. Commissioner Albrecht moved to continue to meet in Executive Session for a period of 15 minutes to discuss Attorney/Client privileged matters, pursuant to KSA 75-4319(b)(2), for consultation with an attorney, to obtain legal advice regarding litigation. Also called into the Executive Session were Brian Fedotin, General Counsel, and Justin Grady, Chief Auditor. Commissioner Keen seconded the motion. The Commission will reconvene in the 1st Floor Hearing Room at 10:48 a.m. The motion was approved.

The Commission moved into Executive Session at 10:33 a.m. and reconvened in public session at 10:48 a.m.

The Commission took no action following the Executive Session.

- C. Commissioner Albrecht moved to continue to meet in Executive Session for a period of 10 minutes to discuss Attorney/Client privileged matters, pursuant to KSA 75-4319(b)(2), for consultation with an attorney, to obtain legal advice regarding litigation. Also called into the Executive Session were Brian Fedotin, General Counsel, and Justin Grady, Chief Auditor.

Commissioner Keen seconded the motion. The Commission will reconvene in the 1st Floor Hearing Room at 10:59 a.m. The motion was approved.

The Commission moved into Executive Session at 10:49 a.m. and reconvened in public session at 10:59 a.m.

The Commission took no action following the Executive Session.

The Commission recessed until 12:30 p.m.

- D. Chair Duffy moved to meet in Executive Session offsite for a period of 1 hour and 50 minutes, to discuss security matters or measures, pursuant to KSA 75-4319(b)(12). Also called into the Executive Session were Todd Reinert, IT Direct, and Jon McKenzie, IT Security Analyst. Commissioner Albrecht seconded the motion. The Commission will reconvene in the 1st Floor Hearing Room at 2:30 p.m. The motion was approved.

The Commission moved into Executive Session at 12:30 p.m. and reconvened in public session at 2:34 p.m.

The Commission took no action following the Executive Session.

There being no further matters before the Commission, Commissioner Albrecht moved for adjournment of the Commission meeting. Commissioner Keen seconded the motion. The motion was approved. The Commission adjourned the February 25, 2020, Commission Meeting at 2:35 p.m.

Respectfully submitted,



Lynn M. Retz
Executive Director



Susan K. Duffy, Chair



Shari Feist Albrecht, Commissioner



Dwight D. Keen, Commissioner



ITEMS OF Consent Agenda

Approval Date: Tuesday, February 25, 2020

NOTICE TO THE PUBLIC: There will be no separate discussion of Consent Agenda items as they are considered to be routine by the Kansas Corporation Commission. Unless removed from the website's Consent Agenda, the orders appearing on the Consent Agenda will become the Order of the full Commission at the Commission's regularly scheduled Business Meeting. If Commission staff or a Commissioner requests an item be removed from the Consent Agenda, the affected item may be considered separately or placed on the earliest possible Business Meeting agenda for discussion.

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the Matter of the Application of Southern Pioneer Electric Company for Approval to Make Certain Changes in its Charges for Electric Service <i>Order Granting Petition to Intervene of Western Kansas Industrial Electric Consumers</i>	20-SPEE-169-RTS	
2	In the Matter of Consolidated Communications of Kansas Company Filing Revisions to Increase Access Line Rates <i>Suspension Order: June 8, 2020</i>	20-SFLT-331-TAR	
3	In the Matter of the Application of Evergy Kansas Metro, Inc. for Authority to Cease Transacting the Business of an Electric Public Utility in the City of Gardner, Kansas, Under Annex Ordinance No. 2622 and Annex Ordinance No. 2631 <i>Order Assessing Costs</i>	20-EKME-352-CCS	
4	In the Matter of the Application of Evergy Kansas Central, Inc. for Authority to Cease Transacting the Business of an Electric Public Utility Specifically, in Section 21, Township 07 South, Range 09 East in Pottawatomie County, Kansas <i>Order Assessing Costs</i>	20-EKCE-353-CCS	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the Matter of the Application of Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. for Approval of Customer Forward Program Tariff Changes Order Assessing Costs	20-EKCE-357-TAR	
6	In the Matter of the Application of Evergy Kansas Metro Inc. for Approval of Customer Forward Program Tariff Changes Order Assessing Costs	20-EKME-358-TAR	
7	In the Matter of Evergy Kansas Central, Inc. and Evergy Kansas South, Inc. Seeking Commission Approval to Implement Changes in their Transmission Delivery Charges Rate Schedules. Order Assessing Costs	20-EKCE-360-TAR	
8	In the Matter of the Application of Pantera Energy Company for an Exception to the 10-Year Time Limitation of K.A.R. 82-3-111 for its Stirrup Unit 19-2 Well Located in the SE/4 of Section 34, Township 32 South, Range 40 West, Morton County, Kansas. Order Consolidating Dockets Designating Prehearing Officer, and Setting Prehearing Conference	20-CONS-3110-CEXC	
8	In the matter of the application of Pantera Energy Company for an exception to the 10-year time limitation of K.A.R. 82-3-111 for its Koenig A 4 well located in the SE/4 of Section 4, Township 29 South, Range 34 West, Haskell County, Kansas. Order Consolidating Dockets Designating Prehearing Officer, and Setting Prehearing Conference	20-CONS-3157-CEXC	
9	In the matter of the application of F.G. Holl Company L.L.C., for an order granting a 2nd exception to the 10-year time limitation of K.A.R. 82-3-111 for its Bauer A #1-19 well located in the SE/4 of Section 19, Township 21 South, Range 14 West Stafford County, Kansas. Order Granting Application	20-CONS-3173-CEXC	
10	In the matter of the application of F. G. Holl Company, L.L.C., for an order granting an exception to the 10-year limitation of K.A.R. 82-3-111 for its Woolfolk #1-32 well located in the NW/4 of Section 32, Township 34, South, Range 19 West in Comanche County, Kansas. Order Granting Application	20-CONS-3176-CEXC	
11	In the Matter of the Application of John O. Farmer, Inc. for an Exception to the Pit Closure Time Limitation of K.A.R. 82-3-602 at its Nielsen #1 located in the SW/4 of Section 25, Township 16 South, Range 10 East, Lyon County, Kansas. Order Granting Application	20-CONS-3180-CEXC	
12	In the Matter of the Investigation of Storrer Implement, Inc. of Iola, Kansas, Regarding the Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. Penalty Order	20-TRAM-355-PEN	

Consent Agenda

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
13	In the Matter of the Investigation of Smok'n Gun Trucking of Osborne, Kansas, Regarding the Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <i>Penalty Order</i>	20-TRAM-359-PEN	
14	In the Matter of the Investigation of Midwest Express Corporation of Lenexa, Kansas, Regarding the Violation(s) of the Kansas Motor Carrier Safety Statutes, Rules and Regulations and the Commission's Authority to Impose Penalties, Sanctions and/or the Revocation of Motor Carrier Authority. <i>Penalty Order</i>	20-TRAM-361-PEN	
15	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	20-TRAM-5054-TRA	

The above-captioned matter(s) were approved by the Commission, unless noted as removed.

For the Commission :



Susan K. Duffy, Chair



Shari Feist Albrecht, Commissioner



Dwight D. Keen, Commissioner

Attest:



Lynn M. Retz
Executive Director



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Susan K. Duffy, Chair
Shari Feist Albrecht, Commissioner
Dwight D. Keen, Commissioner

Laura Kelly, Governor

Transportation Orders By Docket Number 20-TRAM-5054-TRA

Order Number	Description	Removed
20200218111311	<i>In the Matter of the Application of SECURITY OIL LLC of EL DORADO KS for a Private Carrier Permit.</i> USDOT #3391724 SECURITY OIL LLC of EL DORADO KS - Order Granting Application for a Private Carrier Permit	
20200219082001	<i>In the Matter of the Application of PARAGON GEOPHYSICAL SERVICES INC of WICHITA KS for a Private Carrier Permit.</i> USDOT #550935 PARAGON GEOPHYSICAL SERVICES INC of WICHITA KS - Order Granting Application for a Private Carrier Permit	
20200220143700	<i>In the Matter of the Application of 4JANDM WEST LLC of DODGE CITY KS for a Private Carrier Permit.</i> USDOT #3192613 4JANDM WEST LLC of DODGE CITY KS - Order Granting Application for a Private Carrier Permit	
20200220151935	<i>In the Matter of the Emergency Suspension of Authority of COMPLETE TOW SERVICE LLC of GREENSBURG KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #1997235 COMPLETE TOW SERVICE LLC of GREENSBURG KS - Emergency Order Suspending Authority	
20200220151935	<i>In the Matter of the Emergency Suspension of Authority of VICTOR TRUCKING LLC of WICHITA KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3324732 VICTOR TRUCKING LLC of WICHITA KS - Emergency Order Suspending Authority	
20200220151935	<i>In the Matter of the Emergency Suspension of Authority of CHARLES E CARPENTER of WESTPHALIA KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #582949 CHARLES E CARPENTER of WESTPHALIA KS - Emergency Order Suspending Authority	
20200220151935	<i>In the Matter of the Emergency Suspension of Authority of STEVE JOHNSON of ENTERPRISE KS for Failure to Maintain Insurance Coverage as Required by the Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #2045460 STEVE JOHNSON of ENTERPRISE KS - Emergency Order Suspending Authority	

**Transportation Orders By Docket Number
20-TRAM-5054-TRA**

Total # of Orders: 7

End of Report