

**Kansas Corporation Commission**  
**Commission Meeting**  
**January 7, 2021**  
10:00 a.m. 1<sup>st</sup> floor hearing room  
KCC Offices, 1500 Arrowhead, Topeka, Kansas

**Due to the COVID-19 Pandemic the Business Meeting was not open to the public.**  
**The Business Meeting was streamed on YouTube and could be accessed on the KCC webpage at**  
**kcc.ks.gov. Public Access to KCC offices is currently by appointment only**  
**to help reduce the spread of COVID-19.**

**MINUTES**

The Commission convened the regularly scheduled open meeting of the Commission at 10:00 a.m. on January 7, 2021, in the 1<sup>st</sup> floor hearing room of the Kansas Corporation Commission, 1500 Arrowhead, Topeka, Kansas.

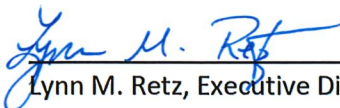
Present: Chair Duffy, Commissioner Keen and Commissioner French appeared by video streaming. The following were considered by the Commission:

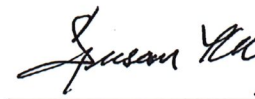
1. **Consent Agenda:** Commissioner Keen moved for approval of the Items on the Consent Agenda dated January 7, 2021, containing pages one through three and are attached to these Minutes. Commissioner French seconded the motion.

The motion was approved.


**There being no further matters before the Commission, Commissioner French moved for adjournment of the Commission meeting. Commissioner Keen seconded the motion. The motion was approved. The Commission adjourned the January 7, 2021 Commission Meeting at 10:01 a.m.**

Respectfully submitted,

  
\_\_\_\_\_  
Lynn M. Retz, Executive Director

  
\_\_\_\_\_  
Susan K. Duffy, Chair

  
\_\_\_\_\_  
Andrew J. French, Commissioner

  
\_\_\_\_\_  
Dwight D. Keen, Commissioner



# ITEMS OF Consent Agenda

Approval Date: Thursday, January 7, 2021

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

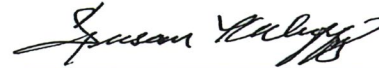
ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
1	In the matter of the failure of Little Chief Energy Corporation (Operator) to comply with K.A.R. 82-3-111 at the Wiles #1 in McPherson County, Kansas. <i>Penalty Order - Little Chief Energy Corporation</i>	21-CONS-3131-CPEN	
2	In the Matter of the Application of ONEOK NGL Pipeline, L.L.C. for an Order Approving an Amendment to the Pipeline Capacity Lease Agreement with Holly Frontier Refining & Marketing LLC <i>Suspension Order</i>	21-ONEP-214-CON	
3	In the matter of the failure of Everglow Energy, LLC (Operator) to comply with K.A.R. 82-3-111 at the Cox #1 in Morris County, Kansas. <i>Penalty Order - Everglow Energy, LLC</i>	21-CONS-3132-CPEN	
4	In the matter of the failure of Oil Producers, Inc. of Kansas (Operator) to comply with K.A.R. 82-3-111 at the Metz C #1 in Harper County, Kansas. <i>Penalty Order - Oil Producers, Inc. of Kansas</i>	21-CONS-3133-CPEN	

**Consent Agenda**

ITEM NO.	DESCRIPTION	DOCKET NUMBER	REMOVED
5	In the matter of the failure of Bitter Spar LLC (Operator) to comply with K.A.R. 82-3-111 at the Tornedan #18-1 in Leavenworth County, Kansas <i>Penalty Order - Bitter Spar LLC</i>	21-CONS-3134-CPEN	
6	In the Matter of the Capital Plan Compliance Docket for Kansas City Power & Light Company and Westar Energy, Inc. Pursuant to the Commission's Order in Docket No. 18-KCPE-095-MER. <i>Order Granting Intervention to the Sierra Club and the IBEW Local 412</i>	19-KCPE-096-CPL	
7	In the Matter of the Application of SKT, Inc. for an Order Clarifying its Certificate of Convenience and Authority as a Competitive Local Exchange Carrier in the State of Kansas <i>Order and Amended Certificate</i>	21-2SKT-197-COC	
8	In the Matter of the Application of The Empire District Electric Company for Approval of its Annual True-Up of its Net Excess ADIT Pursuant to its Tax Change Rider <i>Order Granting CURB Petition to Intervene and Motion for Protective and Discovery Orders</i>	21-EPDE-205-TAR	
9	In the Matter of the Application of Atmos Energy Seeking Commission Approval for 2021 Ad Valorem Tax Surcharge Rider Tariff. <i>Order Granting CURB Petition to Intervene and Motion for Protective and Discovery Orders</i>	21-ATMG-216-TAR	
10	In the Matter of Black Hills Energy Filing its Ad Valorem Tax Surcharge Calculation of 2021 Adjustment <i>Order Granting CURB Petition to Intervene and Motion for Protective and Discovery Orders</i>	21-BHCG-223-TAR	
11	In the Matter of the Application of Cox Kansas Telcom, LLC for Eligible Telecommunications Carrier Status in Certain Census Blocks in Kansas to Receive Rural Digital Opportunity Fund Support. <i>Order Assessing Costs</i>	21-COXT-245-ETC	
12	In the Matter of the Notice of Annexation of Territory and Selection of a Retail Electric Service Provider by the City of Garden City, Kansas. <i>Order Assessing Costs</i>	21-GDCE-247-MIS	
13	In the Matter of the Investigation of Robert Nankivell, d/b/a Bob's Garage of Pittsburg, 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>	21-TRAM-246-PEN	
14	Transportation orders to be approved by the Commission on the Consent Agenda. <i>Transportation Economic Orders</i>	21-TRAM-5044-TRA	

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

For the Commission :



Susan K Duffy, Chair

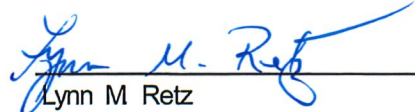


Dwight D. Keen, Commissioner



Andrew J. French, Commissioner

Attest:

  
Lynn M Retz  
Executive Director

1500 SW Arrowhead Road  
Topeka, KS 66604-4027



Phone: 785-271-3100  
Fax: 785-271-3354  
<http://kcc.ks.gov/>

Susan K. Duffy, Chair  
Dwight D. Keen, Commissioner  
Andrew J. French, Commissioner

Laura Kelly, Governor

**Transportation Orders By Docket Number**  
**21-TRAM-5044-TRA**

Order Number	Description	Removed
20210105120702	<i>In the Matter of the Emergency Suspension of Authority of PHOENIX RECOVERY OF KANSAS LLC of HUTCHINSON KS for the Failure to Maintain Insurance Coverage as Required by Motor Carrier Safety Statutes, Rules and Regulations.</i> USDOT #3067693 PHOENIX RECOVERY OF KANSAS LLC of HUTCHINSON KS - Order Rescinding Emergency Order Suspending Authority for Failure to Maintain Insurance Coverage	

Total # of Orders: 1

End of Report