

**NEWMAN, COMLEY & RUTH P.C.**

ATTORNEYS AND COUNSELORS AT LAW

601 MONROE STREET, SUITE 301

P.O. BOX 537

JEFFERSON CITY, MISSOURI 65102-0537

TELEPHONE: (573) 634-2266

FACSIMILE: (573) 636-3306

www.ncrpc.com

ROBERT K. ANGSTEAD  
ROBERT J. BRUNDAGE  
MARK W. COMLEY  
LANETTE R. GOOCH  
CATHLEEN A. MARTIN

MARTIN A. MILLER  
STEPHEN G. NEWMAN  
THOMAS R. O'TOOLE  
JOHN A. RUTH  
ALICIA EMBLEY TURNER

December 23, 2005

**FILED<sup>4</sup>**

DEC 23 2005

The Honorable Colleen M. Dale  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

**Missouri Public  
Service Commission**

Re: Case No. ER-2005-0436

Dear Judge Dale:

Please find enclosed for filing in the referenced matter the original and five copies of the City of Kansas City, Missouri's Statement of Position on the Issues.

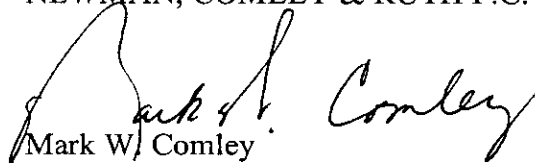
Would you please bring this filing to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this filing. Thank you.

Very truly yours,

NEWMAN, COMLEY & RUTH P.C.

By:

  
Mark W. Comley

MWC:ab

Enclosure

cc: Office of Public Counsel  
General Counsel's Office  
James C. Swearengen  
John Coffman  
Paul DeFord  
Stuart Conrad

Jeffrey A. Keevil  
Craig Paulson  
Shelley Woods  
William Steinmeier  
William D. Geary

FILED<sup>4</sup>

DEC 23 2005

**STATE OF MISSOURI**  
**PUBLIC SERVICE COMMISSION**

Missouri Public  
Service Commission

In the Matter of Aquila, Inc. d/b/a Aquila )  
Networks - MPS and Aquila Networks - L&P ) Case No. ER-2005-0436  
for Authority to File Tariffs Increasing )  
Electric Rates for the Service Provided )  
to Customers in the Aquila Networks - MPS )  
and Aquila Networks - L&P Areas )

**CITY OF KANSAS CITY'S**  
**STATEMENT OF POSITION ON THE ISSUES**

The City of Kansas City submits its position on the following issue(s):

**Issue:**

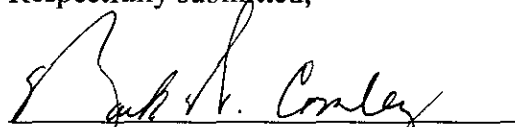
**Should an amount for low income weatherization assistance programs be included in Aquila Networks-MPS's and Aquila Networks-L&P's cost of service. Is so, what amount should be included, how should it be funded, which programs should be included, and what kind of review should be ordered by the Commission?**

**Position:**

In concert with the Missouri Department of Natural Resources, the City of Kansas City submits that weatherization is a cost-effective way to help low-income families pay their energy bills year after year, reduces state and federal assistance needed to pay higher utility bills, reduces arrearages and helps reduce environmental pollution. The weatherization program implemented by Aquila pursuant to the Unanimous Stipulation in Case Number ER-2004-0034 is highly worthwhile and should be continued albeit at greater funding levels. The City also supports further joint evaluation of this program by Staff, the Department of Natural Resources, Office of Public Counsel, Aquila and the City.

Kansas City takes no position on any of the other issues on the Proposed List of Issues.

Respectfully submitted,



Mark W. Comley #28847  
NEWMAN, COMLEY & RUTH P.C.  
601 Monroe Street, Suite 301  
P.O. Box 537  
Jefferson City, MO 65102-0537  
(573) 634-2266  
(573) 636-3306 (FAX)

Attorneys for City of Kansas City, Missouri

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via email or U.S. Mail on this 23rd day of December, 2005, to:

James C. Swearengen  
Brydon, Swearengen & England  
P.O. Box 456  
Jefferson City, MO 65102

Office of Public Counsel  
P.O. Box 2230  
Jefferson City, MO 65102

General Counsel's Office  
Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

John Coffman  
1623 University Ave.  
Columbia, MO 65201

Stu Conrad  
3100 Broadway, Suite 1209  
Kansas City, MO 64111

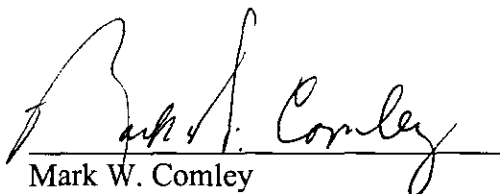
Paul DeFord  
2345 Grand Blvd.  
Kansas City, MO 64106-2684

William Steinmeier  
PO Box 104595  
Jefferson City, MO 65110

Jeffrey Keevil  
4603 John Garry Dr., Suite 11  
Columbia, MO 65203

Major Craig Paulson  
139 Barnes Dr.  
Tyndall Air Force Base, FL  
32403

Shelley Woods  
P.O. Box 899  
Jefferson City, MO 65102-0899



Mark W. Comley