

Greg,

This proposal raises several issues and I will try to address each one thoroughly, so as to answer your questions and address issues raised by these proposals.

Proposal 1) Install two temporary poles just east of building to be demolished.

This is an acceptable option. Please see the following KCPL requirements.

1a) The terminal pole feed will come from the 500 KVA transformer being installed for Blvd. Brewery, not from the new switch gear being installed by KCPL.

1b) KCPL will require (2) 4" ducts from the 500 KVA transformer---one will be routed to the new "temp" pole and the second will be routed as near as possible to the general area of the future padmount and switch gear (see item 2a below) for Jianas Bros. This will greatly reduce the outage time necessary to cut over from the overhead to the underground feed. Once the existing building is demolished, the customer will locate & intercept the spare duct and extend it to the new switch gear location. KCPL will then pull in the new primary feed and remove the "temp" feed, poles, etc. The customer, then is responsible for installing the primary feed from the customer owned switch gear to the customer owned transformer.

1c) The "temp" pole nearest Jianas Bros. would be set 10' north of the Jianas Bros. building (this allows clearance for the primary from Jianas bldg. The second pole, (terminal pole) will be installed 20' north of the first pole (this distance allows access for KCPL bucket truck room to operate between poles for maintenance and construction). Both poles will be set a minimum of 5' east of the building to be demolished (KCPL will prefer the maximum distance possible, since the demolition will include some excavation near these poles).

1d) KCPL will want an easement for the area these poles are to be installed.

Proposal 2) Blvd Brewery to purchase and install a 240 volt delta pad mounted transformer, and allow Jianas to take service at primary and be billed at secondary rates.

After consulting with Engineering & Regulatory Affairs at KCPL, the transformer purchase and install is acceptable under the following conditions.

2a) Blvd Brewery may purchase and install a 240 volt delta pad mount. This option will require the purchase & installation of an additional primary switch gear owned by the customer. Section 7, article E of the 2005 service standards covers primary service, and states "Each primary customer will be required to install a main disconnect switch and protective device at his property line". (KCPL 2005 standards is available on line at kcpl.com) Once installed by Blvd. Brewery, Jianas Bros becomes the owner of the transformer and switch gear, and is responsible for all maintenance and/or replacement. Blvd Brewery will work with Jianas and make sure this is acceptable. When Blvd Brewery has reached an agreement with Jianas, Blvd Brewery will notify KCPL they are moving ahead as proposed. KCPL will then confirm with Jianas Bros. that they understand they are taking ownership of the transformer & switch gear, and they will be responsible for any maintenance and/or replacement costs. KCPL will document this in writing with signatures required from Jianas Bros.

After consulting with Regulatory Affairs at KCPL, Jianas Bros becomes a primary customer and will be billed as such.

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2b) Jianas Bros can be METERED on the secondary side of their transformer, however they will be billed as a primary customer.

According to "State Rate Codes and Tariffs", sheet 10E, "The Company (KCPL) may, at its option, install metering equipment on the secondary side of a primary voltage customer's transformer". The complete document is available on our company website--kcpl.com.

Relocation of tie along Bellevue from 25th to 26th

It has been determined that relocating the tie one block east to Madison is not an option for KCPL. This decision has been reached after examination of field conditions and consultation with engineering. I suggest we table this issue for now, and focus on the removal of equipment in the alley to accommodate the new service.

At our last meeting on January 27th, it was determined KCPL would move forward with the removal in the alley while options for phase 2 & 3 could be reviewed. Since that time, the customer's engineer has communicated to us there are issues with the location of the dry type transformer and space for all the equipment associated with requesting 277/480 volt service. With the continuation of obstacles and different options being discussed at this late date that impacts the first phase of the project, the possibility of completion of this first phase will be extremely difficult for both parties to meet the target date. At this time, Boulevard Brewery will be reviewing the option of a customer supplied and owned primary switch gear and padmount transformer. Once we have confirmation from Boulevard on the scope of the work, we will proceed and work with the customer to re-align completion dates.

Thank you,

RUSS WILEY

OFFICE: 816-245-3610

MOBILE: 816-809-9953

-----Original Message-----

From: Locker Lori

Sent: Thursday, February 10, 2005 3:58 PM

To: Wiley Russ

Cc: Michael Nathan; Anyanwu Emeka; Pogue Erin

Subject: FW: Jianas Bros Feed

Please see email below and let me know. I am going to respond to Greg and tell him that I have forwarded this on and will get back to him.

-----Original Message-----

From: Elam2000@aol.com [mailto:Elam2000@aol.com]

Sent: Thursday, February 10, 2005 12:28 PM

To: lori.locker@kcpl.com

Cc: mutz@blvdbeer.com; mmoore@americanenergy.com

Subject: Jianas Bros Feed

Lori,

We came up with an idea of how to feed Jianas Bros and want to run this by your group. Attached is a Phase One and Phase Two simple drawing trying to explain the idea. As you know,

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the immediate issue is to perform the alley work now. However, doing so as originally discussed requires us to install a pad mount transformer, switch, and CT cabinet. Unfortunately, there appears to be little space to install these items until the Blvd Brewery building located adjacent to Jianus Bros is removed to make way for the new alley. Our proposal is to install the feeder under ground from the switch, which will be located just south of 25th street, to a set of temporary poles located just outside the foundation of the building to be demolished. One pole can hold the switch and the other can hold the transformers. This would allow the Jianus building to be fed overhead as it is now, and eliminate the need to install the switch and CT cabinet at this time.

As shown on the attached drawings, once the Blvd Brewery building is removed, the new switch and CT cabinet can be installed.

Please note that we are requesting KCPL to allow Jianus to take service at primary (own the 240 Delta transformer), but remain being billed at secondary rates. While the secondary rate does allow KCPL to collect additional dollars, even though the transformer will not be owned by KCPL, this option is the most cost effective for the customer, especially since they would not be incurring the capital expense. If KCPL does not want to unilaterally approve the option, we propose to seek the commissions approval, and ask KCPL jointly work with us on this effort, as this is not an uncommon practice around the country. To the extent the Commission does not approve of our proposal, we will accept it and move on.

We look forward to hearing from you soon.

Greg Elam