

currently provides water service to the public in and around the cities of St. Joseph, Joplin, Brunswick, Mexico, Warrensburg, Parkville, Riverside, Jefferson City, and parts of St. Charles, Platte, Warren, Lincoln, Cole, Callaway, Pettis, Taney, Stone, Barry, Christian, Benton, Greene and Newton Counties Missouri, and most all of St. Louis County, Missouri. MAWC currently provides water service to approximately 464,000 customers. MAWC provides sewer service to approximately 12,000 customers near Parkville, Cedar Hill, Warren, Morgan, Cole, Callaway, Pettis, Taney and Jefferson Counties, Missouri. MAWC is a "water corporation" and a "public utility" as those terms are defined in Section 386.020 and 393.1000 (7) RSMo. 2000, and is subject to the jurisdiction and supervision of the Commission as provided by law. Other than cases that have been docketed at the Commission, MAWC has no pending action or final unsatisfied judgments against it from any state or federal agency or court within the past three (3) years that involve customer service. MAWC has no annual report or assessment fees that are overdue.

3. Communications in regard to this Application should be addressed to the undersigned counsel and:

Brian W. LaGrand
Director of Rates & Regulatory Support
Missouri-American Water Company
727 Craig Road
St. Louis, MO 63141
314-996-2357
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THE ISRS REQUEST

4. MAWC, per this petition, seeks to establish an ISRS rate to provide for the recovery of costs for infrastructure system replacements and relocations eligible for ISRS recognition. The

proposed ISRS rate schedule should reflect the appropriate pre-tax ISRS revenues necessary to produce net operating income equal to MAWC's weighted cost of capital multiplied by the net original cost of the requested infrastructure replacements which are eligible for the ISRS, including recognition of accumulated deferred income taxes and accumulated depreciation associated with the aforesaid infrastructure system replacements. MAWC also seeks to recover all state, federal and local income or excise taxes applicable to such ISRS income and to recover all other ISRS costs such as depreciation expense and property taxes due within 12 months of this filing.

5. The infrastructure system replacements for which MAWC seeks ISRS recognition are set forth on **Appendix D**, which is attached hereto and made a part hereof for all purposes. The infrastructure system replacements listed on Appendix D are either; a) mains and associated valves and hydrants installed as replacements for existing facilities that have worn out or were in a deteriorated condition; or, b) a main cleaning and/or relining project; or, c) infrastructure facility relocations due to the construction or improvement of a highway, road, street, public way or other public work required by or on behalf of the United States, the State of Missouri, a political subdivision of the State of Missouri, or another entity having the power of eminent domain. The Company utilized both internal and external resources to install the mains. In instances where external sources were utilized, the RFP process was as follows: The American Water Procurement Department worked with MAWC Engineering personnel to identify contractors that were capable of installing water main across the state and provided a questionnaire regarding qualifications, safety, financial, equipment and manpower abilities to meet the anticipated workload. The Company requested bids based on its standard bid process to some of the identified contractors along with utilizing the

unitization process with contractors currently under contract to replace and or relocate water mains. The unitization process consists of procurement providing a bid document with approximately 584 line items for the contractors to provide unit costs associated with each line item provided and then the pricing provided was evaluated against past projects to see if a cost advantage was recognized in order to validate the hiring of the contractor using this process. Once the evaluation was confirmed, Engineering and Supply Chain entered into a contract with the Contractor(s) to replace/relocate water mains utilizing this unitization pricing method. The other contractors not currently under contract using the unitization pricing method were sent RFP's for multiple projects and once bids were received back they were evaluated against similar projects using the unitization pricing method for cost comparisons. The projects were then awarded based on costs and contractor availability to complete the projects in the time frame provided. Appendix D also provides the ISRS information by Task Order (work order) and identifies and sub-totals facility relocations on behalf of the State of Missouri, on behalf of a political subdivision of the State of Missouri, on behalf of the United States and on behalf of an entity other than the United States, State of Missouri or a political subdivision of the State of Missouri. Customers affected by the proposed ISRS benefit from the ISRS projects because: 1) the program accelerates the replacement of aging water mains; 2) reduces the frequency of water service interruptions; and, 3) improves service reliability. Additionally, there were no financing arrangements directed specifically to the ISRS projects.

6. The infrastructure system replacements listed on **Appendix D** are eligible for ISRS treatment as they are water utility plant projects that: a) replace and/or extend the useful life of existing infrastructure; b) currently are in service and used and useful (in service date is provided); c)

did not increase revenues by directly connecting to new customers since all ISRS projects represented replacements of existing facilities or relocations of existing facilities; d) were not included in MAWC's rate base in its most recently completed general rate case; e) costs related to such projects have not been reimbursed to the utility; and f) were not included in any other MAWC ISRS filing.

7. The Company sometimes receives reimbursement from either private developers or governmental agencies. In the case of a private developer, the Company will enter into an agreement that requires the developer to advance to the Company the money based on an estimated cost to relocate facilities. Once the project is complete, the Company prepares a reconciliation of the actual cost to the estimated cost. If the actual cost exceeds the estimate, the developer is required to reimburse the Company. If the actual cost is less than the estimate, then the Company will refund the difference to the developer.

In the case where a governmental agency requires a relocation of Company facilities, no advance funding is received. Once the project is complete, the Company will bill the governmental agency for the amount of the cost of the relocated facilities that were located in easements.

In all cases, reimbursements are based on actual construction costs.

8. The infrastructure system replacements listed on **Appendix D** for which ISRS recognition is requested, were performed within the boundaries of St. Louis County, Missouri. St. Louis County, Missouri has a charter form of government and was inhabited by more than one million people in 2003, when the General Assembly enacted sections 393.1000-393.1006, RSMo.

9. MAWC had its last general rate proceeding decided by Commission Order issued on May 26, 2016, effective June 25, 2016, in Case No. WR-2015-0301.
10. This Petition is MAWC's request to establish an ISRS rate.
11. Attached hereto as **Appendix E** is the list of infrastructure retirements and related annual depreciation expense associated with the retirements. **Appendix E** provides the original cost of the retired asset, depreciation rate, and the date the asset was removed from service.
12. Attached hereto as **Appendix B** is the proposed rate schedule and as **Appendices C - F** supporting documents proposed by MAWC in order to establish the ISRS rates to reflect recovery of eligible infrastructure costs. This proposed rate schedule, on an annualized basis, will produce ISRS revenues of \$8,127,145 or an increase of 4.1% based on the base revenue level approved by the Commission in its most recently completed general rate proceeding. This ISRS proposal includes an adjustment of \$2,484,500, to reflect an under collection from previous ISRS surcharges. The reconciliation calculation is attached hereto as **Appendix H**.
13. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes current state and federal income tax rates of 5.21327% and 33.17536%, respectively. These rates represent the current statutory rates.
14. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes the overall pre-tax weighted average cost of capital of 10.35% (tax grossed-up rate of return), as agreed to in the Non-Unanimous Revenue Requirement Stipulation and Agreement (filed

March 16, 2016), as approved by the Commission in Case No. WR-2015-0301¹ . Please refer to **Appendix F**.

15. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes a weighted cost rate for debt of 3.63%, as calculated in the capital structure referenced in paragraph 14 above.
16. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule applies a current composite property tax rate of .59% to the aforelisted eligible infrastructure system replacements in St. Louis County, Missouri. The property tax rate is based on property tax payments through December 31, 2016.
17. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes depreciation rates currently applicable to the aforelisted eligible infrastructure system replacements in St. Louis County, Missouri as determined by the Commission.
18. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes customer class billing determinants as utilized in designing the rates for the St. Louis Metro district during MAWC's most recently completed rate proceeding.
19. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule identifies the classes of customers benefited by the aforesaid eligible water utility plant projects.
20. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes the customer class cost-of-service study filed with the Commission for the Metro St. Louis

¹ Approved by the Commission's *Order Approving Non-Unanimous Stipulation and Agreement*, issued April 6, 2016, and later amended by the Commission's *Order Approving Modification to Approved Stipulation and Agreement Regarding Revenue Requirement* issued May 11, 2016.

district during Case No. WR-2015-0301. Therefore, the class cost-of-service study from Case No. WR-2015-0301 was used in this ISRS case to determine the recovery by customer class of the appropriate pre-tax ISRS revenues. The proposed ISRS is being prorated between affected customer classes based on the class cost-of service study as indicated above.

21. In determining the appropriate pre-tax ISRS revenues, the proposed rate schedule utilizes the rate design methodology recognized by the Commission for the Metro St. Louis district during Case No. WR-2015-0301.
22. The ISRS on an annualized basis produces revenues of at least one (1) million dollars but not in excess of 10 percent (10%) of the base revenue approved by the Commission in Case No. WR-2015-0301.

ADDITIONAL INFORMATION

23. MAWC will post information on its website to inform customers of the ISRS. The ISRS information will be posted to the Company's website upon the revised ISRS charge appearing on customer's bills. Refer to **Appendix I** for an example of the information to be included on the website.
24. Instructions and talking points regarding the ISRS that will be provided to personnel at MAWC's call center will be based upon the information provided on the website referenced in Paragraph 23 of this Petition. Refer to **Appendix J** for a list of the instructions to be provided to personnel at MAWC's Call Center.

25. MAWC will distribute an annual notice to affected customers each year that an ISRS is in effect explaining the continuation of its infrastructure system replacement program and the resulting ISRS surcharge. See **Appendix K** for an example of this notice.
26. The ISRS charge will be clearly identified on the customer's billing statement. It will appear as a separate charge under ISRS. See **Appendix L** for an example of a customer bill showing how the ISRS will be described on customers' bills.
27. MAWC will distribute to its customers an initial (one-time) informational brochure (bill insert) explaining the Infrastructure System Replacement Surcharge. See **Appendix M** for an example of this notice.

MOTION FOR WAIVER

28. Rule 4 CSR 240-4.017(1) provides that "(a)ny person that intends to file a case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case." A notice was not filed 60 days prior to the filing of this Petition, and MAWC seeks a waiver of the 60-day notice requirement.
29. Rule 4 CSR 240-4.017(1)(D) provides that a waiver may be granted for good cause. Good cause exists in this case. The subject of the Petition is substantively the same as the subject of Commission Case WO-2017-0297. Case WO-2017-0297 was filed with the Commission on May 15, 2017, and remained pending before the Commission until August 26, 2017 (the effective date of the Commission's *Order Granting Motion to Dismiss* in that case). Thus, the Commission and the public has had notice of this matter for approximately 105 days.

30. Further, MAWC declares (as verified below) that it has had no communication with the office of the Commission (as defined by Commission Rule 4 CSR 240-4.015(10)) within the prior 150 days regarding any substantive issue likely to be in this case, other than those pleadings filed for record . It would serve no purpose to delay the filing of this Petition.
31. For good cause shown, MAWC moves for a waiver of the 60-day notice requirement of Rule 4 CSR 240-4.017(1) and acceptance of this Petition.

WHEREFORE, pursuant to 393.1006.2(3) Applicant respectfully requests the Commission provide notice of this filing in accordance with Commission Rule 4 CSR 240-3.650(7) and, thereafter, issue an Order - and approve any implementing tariff sheets - bearing an effective date of no later than December 27, 2017:

- a. Authorizing the Applicant to recover the cost of eligible infrastructure system replacement (as listed on Appendix D) per a change to MAWC's ISRS (Refer to Appendices B and C). This ISRS recognition to be accomplished via an adjustment to MAWC's rates and charges by reflecting the appropriate pre-tax ISRS revenues necessary to produce net operating income equal to MAWC's weighted cost of capital multiplied by the net original cost of the requested infrastructure replacements which are eligible for the ISRS, including recognition of accumulated deferred income taxes and accumulated depreciation associated with the aforesaid infrastructure system replacements;
- b. Granting a waiver of the 60-day notice requirement of Rule 4 CSR 240-4.017(1); and,
- c. Granting such other relief as may be necessary and appropriate to accomplish the

purposes of Sections 393.1000 through 393.1006, RSMo.

Respectfully Submitted,



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ATTORNEYS FOR MISSOURI-AMERICAN
WATER COMPANY

Certificate of Service

I hereby certify that two, true and correct copies of the above and foregoing document was sent by U.S. Mail, postage prepaid, and sent via electronic mail on this 29th day of August, 2017, to:

Office of the General Counsel
staffcounsel@psc.mo.gov

Office of the Public Counsel
opcservice@ded.mo.gov



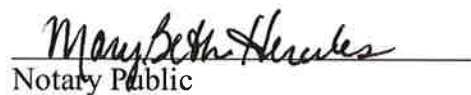
AFFIDAVIT

STATE OF MISSOURI)
)
COUNTY OF ST. LOUIS) ss

I, Cheryl Norton, state that I am President for Missouri-American Water Company ("MAWC"), that I have read the above and foregoing document; that, to the best of my knowledge, information and belief, the matters and things stated in the foregoing document are true and correct; and, that no one representing Missouri-American Water Company has had any communication with the Office of the Commission (as defined in Rule 4 CSR 240-4.015(10)) within the prior one hundred fifty (150) days of the filing of the Petition to Establish an Infrastructure System replacement Surcharge and Motion for Waiver regarding any substantive issue likely to be addressed in this case, other than those pleadings filed for record in Case No. WO-2017-0297.



Subscribed and sworn to before me this 28th day of August, 2017.


Notary Public

My Commission Expires:

