

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

City of Kansas City, Missouri,)	
)	
The Planned Industrial Expansion Authority)	
of Kansas City, Missouri,)	
)	
Boulevard Brewing Associates Limited)	
Partnership, a Missouri limited partnership,)	
d/b/a/ Boulevard Brewing Company,)	
)	
Complainants,)	
)	
v.)	Case No. EC-2006-0332
)	
Kansas City Power & Light Company,)	
)	
Respondent.)	

**MOTION OF KANSAS CITY POWER & LIGHT COMPANY
FOR LEAVE TO FILE A CERTIFIED COPY OF RESOLUTION NO. 060339
OF THE CITY COUNCIL OF KANSAS CITY, MISSOURI**

Kansas City Power & Light Company ("KCPL"), by and through its legal counsel, respectfully requests that the Commission allow KCPL to file as a late-filed exhibit a certified copy of Resolution No. 060339 passed by the City Council of Kansas City, Missouri, on March 23, 2006.

1. On March 15, 2006, counsel for Boulevard Brewing Company sought leave to file as a late-filed exhibit a certified copy of Resolution No. 060288.

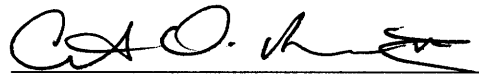
2. On March 23, 2006, the City Council of Kansas City, Missouri, passed Resolution No. 060339 "to clarify its intent regarding Resolution No. 060288."

3. To ensure that the record is complete, KCPL respectfully requests that the Commission admit Resolution No. 060339 into the record in this proceeding as a late-filed exhibit.

4. Under the Missouri Rules of Evidence, Section 490.240, RSMo., certified copies of municipal resolutions shall be received as evidence in all courts and places in this state without further proof.

5. For the foregoing reasons KCPL respectfully requests that the Commission admit the attached certified copy of Resolution No. 060339 into the record in this proceeding as a late-filed exhibit.

Respectfully submitted.



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Counsel for Kansas City Power & Light Company

CITY OF FOUNTAINS
HEART OF THE NATION



KANSAS CITY
MISSOURI

Office of the City Clerk

25th Floor, City Hall
414 East 12th Street
Kansas City, Missouri 64106

(816) 513-3360
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CERTIFICATE OF THE CITY CLERK

I, Millie Crossland, City Clerk of Kansas City, Missouri, certify the attached is a true and correct copy of:

Article:

Chapter:

Charter :

Section :

Code:

Committee Substitute:

Resolution: 060339

Ordinance:

Other:

The above appears in records and is on file in the Office of the City Clerk, 25th floor, City Hall, Kansas City, Missouri.

In testimony whereof, I have set my hand and affixed the seal of the City on this 24th day of March, 2006.

**Millie Crossland
City Clerk**

By 
Deputy City Clerk

RESOLUTION NO. 060 339

Clarifying the intent of Resolution No. 060288 regarding the 25th and Southwest Boulevard General Development Plan.

WHEREAS, on September 30, 2004, upon recommendation of the PIEA, the City Council found the 25th and Southwest Boulevard Area ("Project Area") blighted and approved the 25th and Southwest Boulevard General Development Plan by Committee Substitute for Ordinance No. 041081 (the "Plan"); and

WHEREAS, Boulevard Brewing Associates, L.P. d/b/a Boulevard Brewing Company (the "Developer") has been selected by the PIEA to develop the Boulevard Brewing Project, (the "Project") within the Plan; and

WHEREAS, the Project provides for the renovation and construction of a brewery as well as public improvements within the Project Area, including the relocation of certain utilities as required by the City of Kansas City, Missouri; and

WHEREAS, the original Plan states that the cost of relocation of the utilities will be borne by the Developer; and

WHEREAS, on March 1, 2006, the Authority adopted Resolution No. 1083 with the stated intention of clarifying the reason that any language regarding the responsibility for utility relocation costs was included in the Plan was to indicate that the Authority would not be obligated to pay such costs, not to make a determination of responsibility as between the Developer and any utility company; and

WHEREAS, the matter of responsibility for electrical utility relocation costs is now before the Public Service Commission of Missouri; and

WHEREAS, members of Public Service commission have shown an interest in the City's position on the modification of the Plan; and

WHEREAS, in Resolution No. 060288, Council indicated its concurrence with and consent to the modification of the Plan by the Authority; and

WHEREAS, the Council wishes to clarify its intent regarding Resolution No. 060288; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY, MISSOURI:

Section 1. That the Council hereby states that the purpose of its adoption of Resolution No. 060288 was not to determine the responsibility for payment of costs for relocation or undergrounding of utilities in the Plan Area as between the developer and any affected utility (which is governed by the Public Service Commission pursuant to


RESOLUTION NO. 060

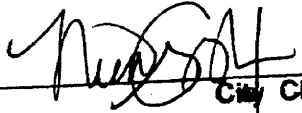
state law) but to stress that in no case shall the City or the Planned Industrial Expansion Authority of Kansas City, Missouri, be responsible for such costs.

Section 2. That this Resolution takes effect immediately upon its adoption.



Authenticated as Passed


BARNES, Mayor


City Clerk

DATE PASSED MAR 23 2006

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Supplement to Answer was served via e-mail or first class mail, postage pre-paid, on this 27th day of March 2006, upon:

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