



Martha S. Hogerty

Public Counsel

State of Missouri

Roger B. Wilson

Governor

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December 1, 2000

Mr. Dale H. Roberts
Secretary/Chief Regulatory Law Judge
Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

FILED³
DEC 01 2000
Missouri Public
Service Commission

Re: City of Rolla, Missouri
Case No. EA-2000-308

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case please find the original and eight copies of **Supplemental Motion to Allow Pre-Filing of Exhibit**. Please "file" stamp the extra-enclosed copy and return it to this office.

Thank you for your attention to this matter.

Sincerely,

M. Ruth O'Neill
Assistant Public Counsel

MRO:jb

cc: Counsel of Record

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

FILED³

DEC 01 2000

**Missouri Public
Service Commission**

In the Matter of the Application of the)
City of Rolla, Missouri, for an Order)
Assigning Exclusive Service Territories)
And for Determination of Fair and)
Reasonable Compensation pursuant to)
Section 386.800 RSMo 1994)

Case No. EA-2000-308

SSUPPLEMENTAL MOTION TO ALLOW PRE-FILING OF EXHIBIT

COMES NOW, the Office of Public Counsel (Public Counsel), and respectfully moves the Missouri Public Service Commission to admit the attached Exhibit into evidence in this case. This motion is made for the reason that, following the filing of Public Counsel's previously filed proposed exhibit, we have received additional letters from persons interested in this proceeding. The senders of these letters oppose Rolla's application to become the sole provider of electric service to areas, which have been recently annexed into the Rolla city limits.

Although Public Counsel has not, to date, taken a position on whether the City of Rolla's application should be granted, the Office of Public Counsel believes that it is appropriate for this Commission to give due consideration to the wishes of the customers and property owners who will be affected by this Commission's decision. Public Counsel believes that the contents of this exhibit are relevant to the issues before the Commission in this proceeding, and so should be admitted into evidence.

WHEREFORE, the views of the customers who will be affected by this Commission's decision are relevant to the decision of this case, and should be given due consideration by the Commission. For the reasons set forth in Public Counsel's original

motion to allow pre-filing of exhibits, these letters should also be considered by the Commission. Therefore, it is respectfully moved that the attached Exhibit be admitted into evidence.

Respectfully submitted,

Office of the Public Counsel

By: 

M. Ruth O'Neill (#49456)

Assistant Legal Counsel

P O Box 7800

Jefferson City, MO 65102

(573) 751-1304

(573) 751-5562 FAX

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to the following this 1st day of December 2000:

Dennis L. Frey
Missouri Public Counsel
PO Box 360
Jefferson City, MO 65102
Attorney for Staff

Mark W. Comley
Newman, Comley & Ruth, P.C.
601 Monroe, Suite 301
Jefferson City, MO 65102
Attorney for Intercounty Electric
Cooperative Association

Gary W. Duffy
Brydon, Swearengen & England, P.C.
312 E. Capitol Ave
Jefferson City, MO 65102
Attorney for City of Rolla

Michael R. Dunbar
Smith Dunbar Turley
266 Marshall Drive--St. Robert
PO Box 494
Waynesville, MO 65583
Attorney for Intervenors
("Southside Neighbors")

A handwritten signature in cursive script, appearing to read "Michael R. Dunbar", is written over a horizontal line.

Exhibit Number _____
Issue: Whether the City of Rolla's request for
An assignment of the exclusive territory
and transfer Of Intercounty Electric
Cooperative Association's Facilities
are in the Public Interest
Type of Exhibit: Demonstrative Aid
Sponsoring Party: Office of the Public Counsel

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

FILED³
DEC 01 2000

In the Matter of the Application of the)
City of Rolla, Missouri, for an Order)
Assigning Exclusive Service Territories)
And for Determination of Fair and)
Reasonable Compensation pursuant to)
Section 386.800 RSMo 1994)

Missouri Public
Service Commission

Case No. EA-2000-308

EXHIBIT

Contents: Letters received by the Office of the Public Counsel. According to information contained on the letters themselves, they were sent by:

1. Gustav O. Msuler
2. Don & Virginia Priest, 1295 Highway O, Rolla, MO
3. Jim Hinds, P O Box 2019, Rolla, MO
4. C. Michael & Jayne Tucker, 1869 Longview Lane, Rolla, MO
5. Janice Molzen, 517 Keeton Road, Rolla, MO
6. Bill Hamilton, 18476 St. Rt. BB, St. James, MO (property @ 250 Lions Club Drive, Rolla)
7. Oliver J. Sulley, Jr., 1213 Redwood Drive, Rolla, MO
8. Dave & Jana Neiss, 1863 Osage Drive, Rolla, MO
9. Ralph & Tessie Parker, 1871 Longview Lane, Rolla, MO
10. Jeff Jaquess, P O Box , Rolla, MO

November 14, 2000

FILE COPY

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Gustav O Mauller

R.M.U. is very arrogant. And I don't want them to have any control over me. They and Amer. OE sleazy lawyers sued us to stop us having our own sewer & water district at the same time telling us they didn't want our electric service. They lie to ~~serve~~ ^{serve} their own desires and wants, not to serve the public. This is my ^{previous} experience with them and I don't want them.

NOV 30 2000

November 25, 2000

Dear Mrs. Coffman:

FILE COPY

Re: Case No. EA - 2000 - 308

Holla Southside Annexation Area
Holla Municipal Utilities vs.
Intercounty Electric

During annexation proceedings for an area on the south side of the Holla city limits, we were led to believe by the City of Holla Revised Plan of Intent for the Southside Annexation (copy of page 10 enclosed) that our electric supplier would remain Intercounty Electric. This was not an issue (as it should have been) because we trusted that all parties would be held to the Plan of Intent. We have later found that not to be the case.

Both of us have worked diligently to retain Intercounty Electric as our electric provider. We have made phone calls, written letters, passed petitions, attended and testified at a public hearing, etc.

-over- NOV 30 2000

- 2 -

Please let our voice be heard in our
desire to retain Intercounty Electric as
the provider for electricity in the Southside
Annexation area in which we reside.
Your consideration will be appreciated.

Sincerely,
Virginia (Linger) Priest
Don Priest

1295 Highway O
Rolla, Mo 65401
573-364-6528

Proposed Cost of Street Lighting Installation

Location	Length	Number of Lights	Cost
Parkview Subdivision	6,416	18 - 100W HPS	\$21,040.20
Ozark Terrace	650	2 - 100W HPS	\$2,277.80
S. Bishop Avenue	3,000	6 - 400W HPS	\$24,360.00
Shady Brook Drive	1,400	3 - 100 W HPS	\$4,479.20
State Highway "O"	5,280	9 - 100W HPS	\$12,342.49
State Highway 72	6,870	19 - 400W HPS	\$58,595.00
Line-Barnitz Subdivision	9,000	14 - 100W HPS	\$27,069.60
Country Rd #3050	2,000	4 - 100W HPS	\$6,305.60
So. Rolla Street	2,600	6 - 100W HPS	\$6,586.40
Lion's Club Drive	3,500	6 - 100W HPS	\$10,708.40
Totals	37,516	81 Lights	\$173,764.69

Source: Rolla Municipal Utilities (RMU), 1996

Electricity:

The Rolla Municipal Utilities is owned by the City of Rolla and provides electric service for residential and commercial customers within the City limits of Rolla. RMU is governed by the Rolla Board of Public Works, which is a four member board approved by the Rolla City Council. RMU serves approximately 7,264 customers for an average 72 customers per mile of the electric distribution system. RMU currently has a total of 44 full time and 4 part-time employees. The RMU business office is staffed by 12 full time and 2 part-time employees and with the remaining employees working out of the service department. RMU maintains 101 miles of distribution lines that consist of 87.25 miles of overhead lines, 13.75 miles of underground lines and 10 substations. RMU is a full requirement contract customer of Union Electric Company. The electricity utilized in Rolla is purchased from Union Electric. This electricity supplied by Union Electric originates at multiple sources. These sources are Union Electric's Labadie coal-fired Missouri River generating plant, the Callaway County nuclear facility or Bagnell Dam at the Lake of the Ozarks. In addition, surplus power is frequently bought and sold from other electrical facilities. Rolla's electricity needs are but a small part of Union Electric's overall system demands. The local availability of electricity will not be a limiting factor relative to future development of the proposed annexation area.

The areas within the proposed annexation that are now receiving electric service from a rural electric CO-OP would continue to do so. RMU would not be allowed to serve any of these properties. Any new development within this area would receive electric service from RMU. It is the policy of RMU to absorb the cost of any electric extension and this would continue to be the case. The proposed financing of electric extensions into the proposed annexation area is to use electric reserve funds to install any new lines.

Enterprise Funds

Assets	Water	Electric	Total
Cash in Bank	\$421,553.93	\$782,885.90	\$1,204,439.80
Reserves	\$1,983,475.90	\$3,683,598.10	\$5,667,074.00
Inventory	\$208,301.48	\$205,369.31	\$413,670.79
Totals	\$2,613,331.20	\$4,671,850.30	\$7,285,184.59

Source: Rolla Municipal Utilities (RMU), 1996

Timetable For Service Delivery

Within 90 days after the effective date of annexation:

Finalize the location of municipal street lights

Within 365 days after the effective date of annexation:

Substantial completion of municipal street lighting

Street Lighting:

The City of Rolla provides residential street lights at intersecting streets, at points of street curvature that might obstruct street vision, or with spacing of approximately 600 feet. The estimated cost of electricity for the operation of these lights is \$5.25 per month per light. Street lights along State Highways are spaced as required by the Missouri State Highway and Transportation Department. These lights cost \$21.00 per month per light.

Street Lighting Maintenance Fees

Location	Number of Lights	Cost
Parkview Subdivision	18 - 100W HPS	\$1,134
Ozark Terrace Subdivision	2 - 100W HPS	\$126
South Bishop Avenue	6 - 400W HPS	\$1,512
Shady Brook Drive	3 - 100W HPS	\$189
State Highway "O"	9 - 100W HPS	\$576
State Highway 72	19 - 400W HPS	\$4,788
Line-Barnitz Subdivision	14 - 100W HPS	\$882
County Road #3050	4 - 100W HPS	\$252
South Rolla Street	6 - 100W HPS	\$378
Lion's Club Drive	6 - 100W HPS	\$378
Total	81 Lights	\$10,215

Source: Rolla Municipal Utilities (RMU), 1996

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Don Hinder
P.O. Box 2019
Rolla, Mo. 65402-2019

I want to keep Intercounty Electric
They give good service

NOV 30 2000

November 14, 2000

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Mr. John Coffman
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Suite 650
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1-800-392-4211

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Thank you for your time.

Sincerely,

C. Michael Tucker
Jaune Tucker

1869 Longview Lane
Rolla, Mo 65401

NOV 30 2000

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November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
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Thank you for your time.

Sincerely,

Jamie Melzer
517 Keeton Rd
Rolla

NOV 30 2000

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Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
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Thank you for your time.

Sincerely,

Bill Hamilton

18476 St. Rt BB
St. James, MO, 65559

My "South Side" property is @ #250 Lions Club dr.
I did attend the meeting in Rolla, in October,
and I feel it would be a big mistake! to
Switch from something thats working well to
something that isnt working and won't.

Thank You

BN

NOV 30 2000

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

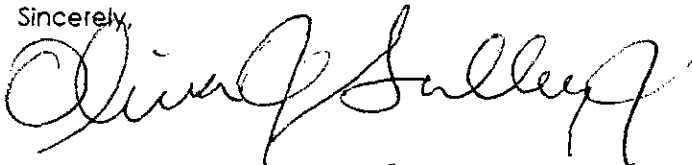
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Thank you for your time.

Sincerely,



1213 Redwood Dr
Rolla, mo. 65401

NOV 30 2000

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November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

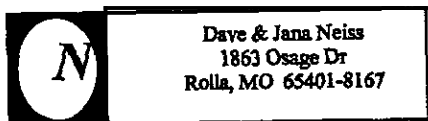
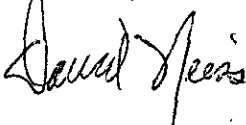
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Thank you for your time.

Sincerely,



It was our understanding, as we were told by Rolla Municipal Utilities, that we would not be forced to switch service. Our choice to stay with Intercounty Electric is a fundamental right. To force us to change providers is immoral & illegal, in my view.

NOV 30 2000

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Thank you for your time.

Sincerely,

Tessie L. Parker *1871 Longview Lane*
Ralph S. Parker *Rolla, Mo. 65401*

P.S. We were in attendance at the October hearing but did not speak.

NOV 30 2000

November 14, 2000

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Thank you for your time.

Sincerely,



JEFF JARLESS
PO Box 1592
ROLLA, MO 65402

NOV 30 2000