

REGULAR SESSION –WEDNESDAY, JUNE 4, 2025

STATE OF KANSAS)
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CITY OF KANSAS CITY)

The Board of Public Utilities of Kansas City, Kansas (aka BPU, We, Us, Our) met in Regular Session on Wednesday, June 4, 2025 at 6:00 PM. The following Board Members were present: David Haley, President; Rose Mulvany Henry, Vice President; Brett Parker, Secretary; Mary Gonzales, Stevie A. Wakes Sr., and Thomas Groneman.

Also present: Jeremy Ash, General Manager; Angela Lawson, Acting Chief Counsel; Andrew Ferris, Chief Financial Officer; Leigh Mulholland, Chief Compliance Officer; Jerry Sullivan, Chief Information Officer; Jerin Purtee, Interim Chief Operating Officer; Steve Green, Executive Director Water Operations; Donald Stahl, Executive Director Electric Production; Dennis Dumovich, Director of Human Resources; Gabriela Freeman, Director Customer Care; Amber Oetting; Director Communications & Marketing; Randy Otting, Director Accounting; Mike Fergus, Director Electric Distribution & Service; Christy Tanner, Accounting and Finance Manager; Nick Moreno, Stakeholder Engagement Manager; Steve Hargis, Supervisor Water Operations; David Westfall, Lead Lineman – Crane; Justin McDonald, Lineman Overhead – Crane; and Robert Kamp, IT Project Manager.

A video of this meeting is on file at the Board of Public Utilities and can be found on the BPU website, www.bpu.com.

Mr. Haley called the Board meeting to order at 6:00 PM. He welcomed all that were listening to or viewing the meeting. He informed all that the meeting was being recorded including video and audio. He noted a change to the Board meeting structure and read section 1.1 from the Board Rules of Procedure. During the public comments section, community members who wished to speak to the Board would be asked to provide their name and address. Members of the public who wished to speak to the Board using Zoom needed to use the raise hand feature at the bottom of the application or window to signal that they wish to address the board during the public comment section. Members of the public connected by phone only, needed to press *9 to indicate they wished to address the Board in the public comment sections. Those attending in person should sign up on the sheet located near the entry and indicate if they wished to speak with Customer Care regarding their account. Public comments would be limited to five minutes and should be addressed to the Board. No confidential information should be shared, including, account information. Staff would not provide individual account information during an open meeting. As always, the public could also email or call the BPU with any concerns. He informed all participants to act respectfully to each other; personal attacks or accusations would not be tolerated. All concerns would be directed to the Board only, they would then determine staff involvement. If side discussion was necessary, it was to be conducted outside of the Board room to avoid interfering with presenters or other attendees. If any rules were breached during this meeting, the attendee was subject to removal.

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Mr. Haley introduced himself and the other Board members along with the General Manager, and Acting Chief Counsel.

Roll call was taken and all Board members were present.

Item #3 – Approval of Agenda

A motion was made to approve the Agenda, by Ms. Mulvany Henry, seconded by Ms. Gonzales, and unanimously carried.

Item #4– Consent Agenda

A motion was made to approve the Consent Agenda of May 7, 2025, by Ms. Mulvany Henry, seconded by Mr. Parker, and unanimously carried.

Consent Items:

- a. Approval of the Minutes of the Regular Session of May 7, 2025
- b. Approval of the Preliminary April 2025 Financials

Item #5– General Manager / Team Reports

- a) *2024 Annual Audit-Forvis Mazars, LLC*: Mr. Andrew Ferris, Chief Financial Officer, reviewed with the Board that the annual audit process was carried out to do a thorough examination of the company's financial records to verify the accuracy and adherence to generally accepted accounting principles. Mr. Jacob Holman and Mr. Matt McCall, Forvis Mazars, LLC went over the audit results of the 2024 financial statement audit of, of the Board of Public Utilities of which a clean opinion was issued. (See attached PowerPoint.)

Mr. Holman and Mr. McCall responded to questions and comments from the Board.

- b) *Resolution # 5313 Approval of 2024 ERC Over Recovery-* Mr. Ferris presented Resolution #5313, approving the over recovery of the energy rate component for the third and fourth quarter of 2024 in the amount of \$9,658,617.00, which would be recognized over the first and second quarters of 2025.

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A motion was made to approve Resolution # 5313, by Ms. Gonzales, seconded by Mr. Parker.

Mr. Ferris responded from questions from the Board.

The motion was unanimously carried.

- c) *Resolution # 5314 Adoption of 2024 Audited Financials* – Mr. Ferris presented Resolution # 5314, authorizing the adoption of the 2024 Audited Financial Statements and schedules.

A motion was made to approve Resolution # 5314, by Mr. Groneman, seconded by Mr. Wakes and unanimously carried.

- d) *Legislative Affairs Update* – Mr. Ash introduced Ms. Kimberly Svaty, Gencur Svaty Public Affairs who gave the Board an update on the legislative session. Some of the issues she discussed included:
- Solar – while there were residential solar providers that worked in the state of Kansas, she explained that there were also companies that came in from out of state, some which were simply financing arms of larger entities. Work was being done to craft a registry to make sure the state knew who was doing business in the state of Kansas as well as other consumer protection items in regards to solar and parallel generation statutes.
 - The State of Kansas Water Plan Fund. She explained that there were a lot of communities in the western portion of the state that were looking at significant, declines in water quantity, and quality. There was an effort to push for a plan to study what was needed across the state. It was successful and a task force had been put together to report on the needs and would present to the legislature in January 2026.
 - Planning for infrastructure growth in regards to economic development in smaller communities.
 - Data Center growth and legislation that would allow for data center development in the state of Kansas, but would also ensure that having the data center and all of its equipment would not pose a national security risk. There was also a provision that would require power to be procured through the local

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utility for at least the first 10 years because many of these data centers had the ability or would have the ability in the future to provide their own power.

Ms. Svaty responded to questions and comments from the Board.

- e) *Light Up Navajo Presentation* – Mr. Mike Fergus, Director Electric Distribution & Service, explained how the Light Up Navajo Initiative was started in 2019 by the Navajo Nation to connect families with electricity and internet services. Before 2019 there were approximately 15,000 residents without power. Mr. Fergus spoke about the crew, Mr. David Westfall, Mr. Justin McDonald, Mr. Chris Collins, Mr. Trenton Overton and Superintendent, Derek Spears, that went to help with the restoration effort and provide power to residents that had never had it before. (Follow the link to view video. <https://youtu.be/LU7IVxDLhQ?si=qk2GwNGDE0eJsgzc>)

Item #6– Public Comments

Mr. Ty Gorman, 2843 Parkwood Blvd., expressed his views on potential data center projects.

Item #7– Miscellaneous Comments

Mr. Ash informed the Board about an accident that occurred during restoration after the previous day’s storm. Mr. Jeff Sanders, Superintendent Electric Distribution, vehicle had been struck by another, and while a little sore, he was okay.

He talked about the Community Impact Report developed by the Communications team. It would be a tool to help keep the Board up to date on project progress and highlight what the BPU team was doing out in the community.

He also wished Mr. Parker an early Happy Birthday.

Item #8– Board Comments

Ms. Mulvany Henry thanked the finance team for a successful audit. She also appreciated the legislative update provided by Ms. Svaty and thanked all of Electric Operations for dedication through our local storms and helping others in another community. She also wished Mr. Parker a Happy Birthday.

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Ms. Gonzales echoed Ms. Mulvany Henry's comments.

Mr. Parker as well as echoing Ms. Mulvany Henry's comments, thanked Mr. McDonald and Mr. Westfall for representing the utility and community and assisting the Navajo Nation. He also appreciated Mr. Gorman's comments as it was an issue that was front and center.

Mr. Wakes echoed all of the previous comments.


Mr. Groneman also echoed all of the previous comments and asked Mr. McDonald and Mr. Westfall to let the other crew members how much the Board appreciated what they did in the Navajo Nation. He also thanked Mr. Ash for the impact report. It was good to know the team impact on the community. He wished Mr. Parker a Happy Birthday.

Mr. Haley wished Mr. Parker a Happy Birthday and also echoed previous comments. He thanked the crew for sharing their experience regarding the Navajo project and also Mr. Ferris for his presentation and resolutions. He looked forward to further discussion on data centers.

Item 9 – Adjourn

At 7:27 PM a motion to adjourn was made by Mr. Parker, seconded by Mr. Wakes, and unanimously carried.

ATTEST:


Secretary

APPROVED:


President