City of Bel Aire, Kansas

# **STAFF REPORT**

DATE: 8/29/2022

- TO: Ty Lasher, City Manager
- FROM: Maria Schrock, City Attorney



RE: Contingency Fee Agreement with Foulston Siefkin LLC for SAFER & 23-EKCE-775-RTS

### BACKGROUND:

- 04/25/23: Evergy filed an application with the Kansas Corporation Commission (Commission)
  - Requested a \$204 million (9.77%) rate increase for Evergy Kansas Central (EKC) customers in 23-EKCE-775-RTS.
  - Bel Aire is an EKC customer.
  - If application is approved, the prices could become effective in December 2023.

## **DISCUSSION:**

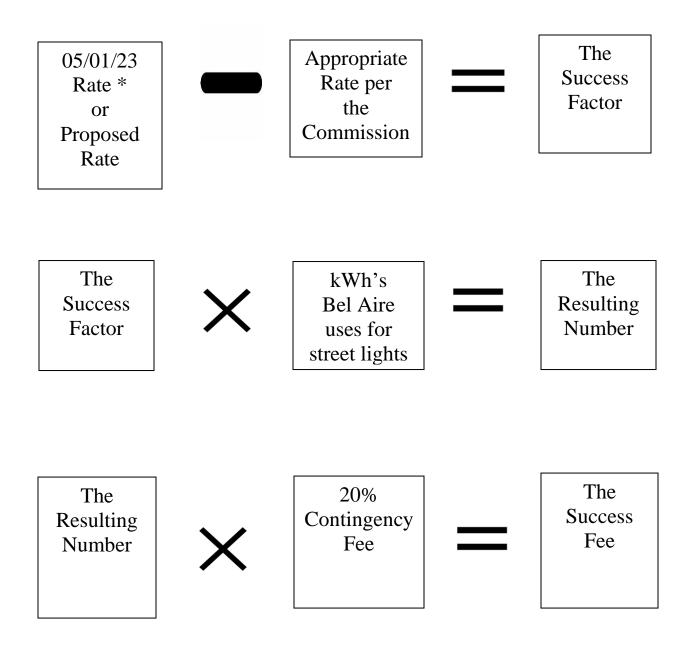
- A coalition of municipalities
  - Streetlights Alliance for Fair Energy Rates "SAFER" coalition
  - The coalition will seek a reduction in the electric rates charged by Evergy, for providing energy to power the streetlights in the coalition members' respective municipalities.
  - Foulston Siefkin LLC will file an intervention on behalf of the coalition members, advise, and provide counsel with a contingency fee agreement.

### FINANCIAL CONSIDERATIONS

- Contingency Fee Agreement
  - Success Fee Formula



# Success Fee Formula



\*Our current rate is approximately \$0.42 x 222,873 kWh's (for the past year) = \$93,606.

