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**VIA OVERNIGHT MAIL**

May 31, 2005

Ms. Elizabeth O'Donnell  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
P.O. Box 615  
Frankfort, Kentucky 40602-0615

**John J. Finnigan, Jr.**  
Senior Counsel

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JUN 0 1 2005

PUBLIC SERVICE  
COMMISSION

Re: In the Matter of The Application of The Union Light, Heat and Power Company for a Renewal of a Certificate of Public Convenience and Necessity to Apply for and Obtain New Gas and Electric Franchises from the City of Fort Thomas  
Case No. 2005-00069

Dear Ms. O'Donnell:

On February 14, 2005, The Kentucky Public Service Commission issued an order granting a Certificate of Convenience and Necessity that authorized The Union Light, Heat and Power Company to bid on the gas and electric franchises in the City of Fort Thomas, Kentucky.

On April 18, 2005, The Union Light, Heat and Power Company's bid was accepted by the Board of Council, City of Fort Thomas, Campbell County, Kentucky and an Agreement was approved and signed by the Mayor, Mary H. Brown.

As stipulated in ordering paragraph two of the Commission's order of February 14, 2005, I have enclosed for filing two copies of the gas and electric franchise agreements, and two extra copies of each.

Please date stamp and return the two extra copies in the enclosed overnight envelope.

If you have any questions, please do not hesitate to contact me at (513) 287-3601.

Sincerely,

John J. Finnigan, Jr.  
Senior Counsel

JJF/sew

DOROTHY A. IVIE  
CITY CLERK  
E-MAIL [divie@ftthomas.org](mailto:divie@ftthomas.org)



*"Founded in 1867"*

130 N. FT. THOMAS AVE.  
FT. THOMAS, KY 41075  
PHONE 859-441-1055  
FAX 859-441-5104  
WEBSITE [www.ftthomas.org](http://www.ftthomas.org)

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PUBLIC SERVICE  
COMMISSION

## CERTIFICATION

I, Dorothy A. Ivie, City Clerk of the City of Fort Thomas, Campbell County, Kentucky, do hereby certify that the attached document is a true copy of an Ordinance regarding the awarding of an Electric Franchise, Ordinance O-10-2005, which was adopted at a Regular Meeting of the Board of Council, where a Quorum was present and voting.

Further, I hereby certify that the original document is on file as a part of the Official Records of the City and may be reviewed and proved by the files of my Office, at the City of Fort Thomas, 130 North Fort Thomas Avenue, Fort Thomas, Kentucky 41075.

Signed this 6th day of May, 2005.

Dorothy A. Ivie, City Clerk  
City of Fort Thomas, Kentucky

## **ORDINANCE NO. O-10-2005**

AN ORDINANCE AWARDDING TO THE UNION LIGHT, HEAT AND POWER COMPANY, A CORPORATION LICENSED TO DO BUSINESS IN KENTUCKY, THE ELECTRIC FRANCHISE OFFERED FOR SALE BY THE CITY OF FORT THOMAS, KY. IN ACCORDANCE WITH ORDINANCE NO. O-2-2005

WHEREAS, the City of Fort Thomas, Kentucky, adopted Ordinance O-2-2005, at its second reading on January 24, 2005; and

WHEREAS, the Union Light, Heat and Power Company submitted the highest and best bid in a proposal submitted March 11, 2005; and

WHEREAS, the City of Fort Thomas has agreed to accept the bid of the Union Light, Heat and Power Company;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNCIL OF THE CITY OF FORT THOMAS, CAMPBELL COUNTY, KENTUCKY:

### SECTION I

That the Union Light, Heat and Power Company is hereby awarded the bid for the electric franchise offered by sale by the City of Fort Thomas, Kentucky in accordance with Ordinance No. O-2-2005.

### SECTION II

That the annual franchise payment of \$12,800.00 shall be remitted by the Union Light, Heat and Power Company to the City of Fort Thomas as hereinafter described. The Company shall pay to the City the sum of \$1,066.67 on the first day of each month beginning June 1, 2005, and continuing for a period of sixty (60) consecutive months.

### SECTION III


That the term of the franchise shall be for an initial period of sixty (60) consecutive calendar months beginning on June 1, 2005, and terminating May 31, 2010, unless renewed by the City of Fort Thomas as provided in Ordinance O-2-2005.

SECTION IV

That this Ordinance shall be effective when read, passed and advertised according to law.

ADOPTED AND PASSED by the Board of Council, City of Fort Thomas, Campbell County, Kentucky; and approved and signed by the Mayor this 18th day of April, 2005.

APPROVED:

  
Mary H. Brown, Mayor

1<sup>st</sup> Reading: April 18, 2005

ADOPTED: May 2, 2005

ATTEST:

  
Dorothy A. Ivie, City Clerk

DOROTHY A. IVIE  
CITY CLERK  
E-MAIL [divie@ftthomas.org](mailto:divie@ftthomas.org)



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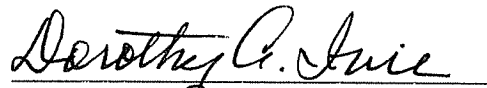
PUBLIC SERVICE  
COMMISSION

## CERTIFICATION

I, Dorothy A. Ivie, City Clerk of the City of Fort Thomas, Campbell County, Kentucky, do hereby certify that the attached document is a true copy of an Ordinance regarding the awarding of a Gas Franchise, Ordinance O-11-2005, which was adopted at a Regular Meeting of the Board of Council, where a Quorum was present and voting.

Further, I hereby certify that the original document is on file as a part of the Official Records of the City and may be reviewed and proved by the files of my Office, at the City of Fort Thomas, 130 North Fort Thomas Avenue, Fort Thomas, Kentucky 41075.

Signed this 6th day of May, 2005.

  
\_\_\_\_\_  
Dorothy A. Ivie, City Clerk  
City of Fort Thomas, Kentucky

## **ORDINANCE NO. O-11-2005**

AN ORDINANCE AWARDING TO THE UNION LIGHT, HEAT AND POWER COMPANY, A CORPORATION LICENSE TO BUSINESS IN KENTUCKY, THE GAS FRANCHISE OFFERED FOR SALE BY THE CITY OF FORT THOMAS, KENTUCKY, IN ACCORDANCE WITH ORDINANCE NO. O-3-2005

WHEREAS, the City of Fort Thomas, Kentucky, adopted Ordinance O-3-2005, at its second reading on January 24, 2005; and

WHEREAS, the Union Light, Heat and Power Company submitted the highest and best bid in a proposal submitted March 11, 2005; and

WHEREAS, the City of Fort Thomas has agreed to accept the bid of the Union Light, Heat and Power Company;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNCIL OF THE CITY OF FORT THOMAS, CAMPBELL COUNTY, KENTUCKY:

### SECTION I

That the Union Light, Heat and Power Company is hereby awarded the bid for the gas franchise offered by sale by the City of Fort Thomas, Kentucky, in accordance with Ordinance No. O-3-2005.

### SECTION II

That the annual franchise payment of \$38,400.00 shall be remitted by the Union Light, Heat and Power Company to the City of Fort Thomas as hereinafter described. The Company shall pay to the City the sum of \$3,200.00 on the first day of each month beginning June 1, 2005, and continuing for a period of sixty (60) consecutive months.

### SECTION III

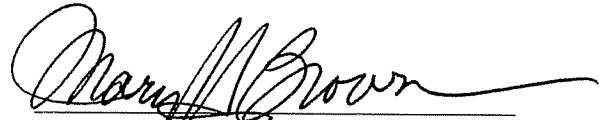
That the term of the franchise shall be for an initial period of sixty (60) consecutive calendar months beginning on June 1, 2005 and terminating May 31, 2010, unless renewed by the City of Fort Thomas as provided in Ordinance O-3-2005.

SECTION IV

That this Ordinance shall be effective when read, passed and advertised according to law.

ADOPTED AND PASSED by the Board of Council, City of Fort Thomas, Campbell County, Kentucky; and approved and signed by the Mayor this 18<sup>th</sup> day of April, 2005.

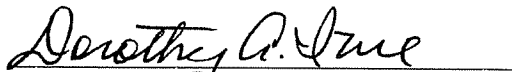
APPROVED:

  
\_\_\_\_\_  
Mary H. Brown, Mayor

1<sup>st</sup> Reading: April 18, 2005

ADOPTED: May 2, 2005

ATTEST:

  
\_\_\_\_\_  
Dorothy A. Wie, City Clerk