

**BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION**

In the Matter of:

**APPLICATION OF KENTUCKY UTILITIES COMPANY)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY AUTHORIZING KU TO BID ON A) CASE NO. 2020- 00348
FRANCHISE ESTABLISHED BY THE CITY OF)
MANCHESTER, KENTUCKY)**

APPLICATION

The Applicant, Kentucky Utilities Company (“KU”), respectfully states as follows:

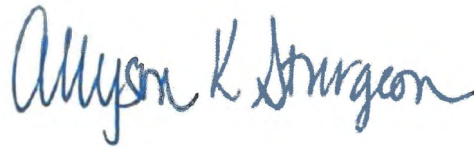
1. The Post Office address of the principal office of Applicant is 220 West Main Street, Louisville, Kentucky 40202. KU is a Kentucky corporation authorized to do business in the Commonwealth of Kentucky.
2. KU is a utility engaged in the business of supplying electric service in and to various cities and the inhabitants thereof within the Commonwealth of Kentucky, and has conducted such business for a number of years. The instant filing is made in accordance with Section 278.020(5) of the Kentucky Revised Statutes.
3. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Manchester, Kentucky (the “City”) has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.
4. A certified copy of KU’s Articles of Incorporation is already on file with the Commission in Case No. 2010-00204 and is incorporated herein by reference pursuant to 807 KAR 5:001, Section 14(2)(a).

5. There is and will continue to be a demand and need for electric service in the areas of the City subject to the franchise, and KU desires to obtain a franchise in accordance with the bidding protocol established by the City.

6. Should KU be successful in acquiring said franchise, it will file copies thereof with the Commission.

WHEREFORE, Kentucky Utilities Company asks that the Commission enter an Order granting to KU a Certificate of Public Convenience and Necessity to bid for and acquire a franchise from the City on or before November 10, 2020.

Dated at Louisville, Kentucky, this 22nd day of October, 2020.

A handwritten signature in blue ink that reads "Allyson K. Sturgeon". The signature is written in a cursive, flowing style.

Allyson K. Sturgeon
Senior Corporate Attorney
Kentucky Utilities Company
220 West Main Street
Louisville, Kentucky 40202
(502) 627-2088

Exhibit A

[See Attached]

**COMMONWEALTH OF KENTUCKY
CITY OF MANCHESTER**

Ordinance #2020.09.21.03

**AN ORDINANCE CREATING A FRANCHISE FOR FURNISHING
SELLING AND MAINTAINING ELECTRICITY; AND PROVIDING
FOR THE SALE OF SAID FRANCHISE**

WHEREAS, the City of Manchester ("City") wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner;

WHEREAS, the City is aware that the provision of such service requires the continued use of public streets, ways, alleys and other places;

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on February 19, 2001, under which that utility provided such service, will expire by its terms; February 19, 2021.

WHEREAS, the City. Wishes to provide for the sale of a new franchise for the benefit of its citizenry, giving effect to Section 96.010 of the Kentucky Revised Statues;

NOW THEREFORE, BE IT ORDAINED by the City of Manchester as follows:

Section One. An exclusive franchise ("Franchise") to use the City's public rights-of-way, as described in the Franchise Agreement attached to this Ordinance, is hereby created.

Section Two. The Franchise created by this Ordinance shall be bid in accordance with the applicable requirements of the Constitution of the Commonwealth of Kentucky and Chapter 424 of the Kentucky Revised Statues, as well as any applicable City ordinances.

Section Three. The Franchise created by this Ordinance shall be awarded to the highest and best bidder as shall be determined by the City in its sole discretion. In awarding the Franchise, the City shall consider the technical, managerial, and financial qualifications of the bidder to perform its obligations under the Franchise.

Section Four. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section One above and attached hereto, such Agreement to contain terms "that are fair and reasonable to the City, to the purchaser of the Franchise and to the patrons of the utility" (KRS Section 96.010). Such Franchise Agreement shall become effective with the first billing cycle on or after the expiration of the existing franchise Agreement, to allow the City and the winning bidder to develop appropriate procedures for identifying and reviewing the electric-consuming entities within the City's corporate limits.

Section Five. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section Six. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance or the attached Agreement, as applicable.

Section Seven. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section Eight. This Ordinance shall become effective from and after its passage and publication.

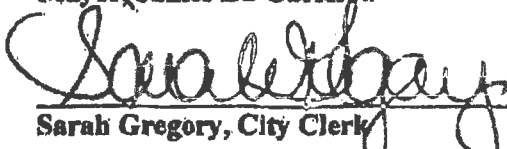
NOW THEREFORE, BE IT SO ORDAINED BY THE CITY OF MANCHESTER on this the 6th day of October 2020.

ATTEST:	YEAS	NAYS
Barbara Colter	__X__	_____
Russell Gregory	__X__	_____
Deanne Hensley-Absent	_____	_____
Darnell Hipsher	__X__	_____
Betty Meredith	__X__	_____

Earl Owens	<u> X </u>	_____
Penny Robinson-Absent	_____	_____
Traci White	<u> X </u>	_____



 Mayor, James Ed Garrison



 Sarah Gregory, City Clerk

Date of First Reading: September 23, 2020

Date of Second Reading: October 6, 2020

Date Adopted: October 14, 2020



The City of Manchester Park Committee is currently accepting monetary donations to fund the life-sized Christmas Nativity scene to be displayed at Rawlings Stinson Park this year. All donations and contributions will be tax deductible. If you wish to make a donation, please make checks payable to City of Manchester, Attn: Sarah Gregory, Clerk, 207 Church Street, Manchester, KY 40962.

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FREE VIDEO — \$299 VALUE

LIMITED TIME OFFER—CALL TODAY!
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NOTICE OF SALE OF FRANCHISE

By virtue of an ordinance heretofore passed by the Council of the City of Manchester, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Manchester, Kentucky, for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electricity energy, the City Clerk of Manchester will on November 16, 2020, at or about 6:00 p.m., call at public auction to the highest bidder at City Hall of Manchester, a franchise for the purpose set out. Said franchise is more particularly described and fully defined in proposed ordinance granting and creating the same and said proposed ordinance defines the terms and conditions upon which said sale shall be made, the full text of which is available for inspection in the office of the Manchester City Clerk, 307 Church Street, Manchester, Kentucky. The ordinance by title and summary is as follows: ORDINANCE 2020-09-21:05. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIN ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITY COMPANY.

Sarah Gregory
Sarah Gregory, City Clerk

10.21.2020
PubNacJan12ee



(LEFT) Senate President **ROBERT STIVERS**, Chairman and CEO of Forcht Group of Kentucky, **TERRY FORCHT** and Kentucky Chamber Director of Political Affairs **TRAVIS BURTON**.

Kentucky Chamber of Commerce presents MVP award to Senator

Senate President Robert Stivers was in Corbin Friday to receive the Kentucky Chamber of Commerce's 2020 MVP Award for his efforts in Frankfort to make the Commonwealth more business friendly. Presenting the award to President Stivers on behalf of the Kentucky Chamber was Director of Political Affairs Travis Burton. Also helping with the presentation was Chairman and CEO of the Forcht Group of Kentucky, Mr. Terry Forcht.

UNITED STATES POSTAL SERVICE® (All Periodicals Publications Except Requester Publications)

1. Publication Title: **MANCHESTER ENTERPRISE** 2. Publication Number: **0930-2020**

3. Issue Frequency: **WEEKLY** 4. Number of Issues Published Annually: **52** 5. Annual Subscription Price: **\$16 in Cr. \$42 Out Cr.**

6. Complete Mailing Address of Known Office of Publication (Street, Box, County, State, and ZIP+4):
103 Third Street, P.O. Box 449 Manchester, KY 40962

7. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not for Mailing):
103 Third Street, P.O. Box 449 Manchester, KY 40962

8. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank):
Publisher: **Mark Hopkins 902 Third Street P.O. Box 449 Manchester, KY 40962**
Editor: **John A. ...**
Managing Editor: **...**

9. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a proprietor, give the name and address of the proprietor. If the publication is published by a partnership, give the name and address of the partnership.)

10. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box None

11. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates. See instructions on Form 3526, Line 10.)

12. Publication Title (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a proprietor, give the name and address of the proprietor. If the publication is published by a partnership, give the name and address of the partnership.)

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103 Third Street, P.O. Box 449 Manchester, KY 40962

7. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not for Mailing):
103 Third Street, P.O. Box 449 Manchester, KY 40962

8. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank):
Publisher: **Mark Hopkins 902 Third Street P.O. Box 449 Manchester, KY 40962**
Editor: **John A. ...**
Managing Editor: **...**

9. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a proprietor, give the name and address of the proprietor. If the publication is published by a partnership, give the name and address of the partnership.)

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Exhibit B

[See Attached]

Commonwealth of Kentucky
Michael G. Adams, Secretary of State

Michael G. Adams
Secretary of State
P. O. Box 718
Frankfort, KY 40602-0718
(502) 564-3490
<http://www.sos.ky.gov>

Certificate of Existence

Authentication number: 225108
Visit <https://app.sos.ky.gov/ftshow/certvalidate.aspx> to authenticate this certificate.

I, Michael G. Adams, Secretary of State of the Commonwealth of Kentucky, do hereby certify that according to the records in the Office of the Secretary of State,

KENTUCKY UTILITIES COMPANY

is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is August 17, 1912 and whose period of duration is perpetual.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that Articles of Dissolution have not been filed; and that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 7th day of January, 2020, in the 228th year of the Commonwealth.



Michael G. Adams

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
225108/0028494