

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY

In the Matter of:

Electronic Application Of Kentucky Power Company)	
For A Certificate of Public Convenience And)	
Necessity Authorizing The Applicant To Apply For)	Case No. 2023-00106
And Obtain A Franchise From The City Of Warfield)	
In Martin County, Kentucky)	

Kentucky Power Company's Notice of Filing

Kentucky Power Company gives notice of its filing of a copy of the final, executed City of Warfield ordinance authorizing the franchise for which Kentucky Power seeks authority herein to bid. Kentucky Power Company also gives notice of its filing of a copy of the public notice published on April 12, 2023 in *The Mountain Citizen*, a newspaper of general circulation in Martin County, Kentucky, providing for the advertisement and sale of the City of Warfield franchise.

Respectfully submitted,



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Telephone: (502) 223-3477
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COUNSEL FOR KENTUCKY POWER
COMPANY

ORDINANCE NO. 001 , 2023

An Ordinance of the City Commission of the City of Warfield, Kentucky, Providing for the Advertisement and Sale of a Franchise Authorizing the Owner Thereof to Own, Maintain, Construct and Operate Electric Power Transmission and Distribution Lines Upon, Along, Over and Under the Streets, Thoroughfares, Alleys, Sidewalks, Bridges, Public Ways and Other Public Places of the Said City.

WHEREAS, the City of Warfield, Martin County, Kentucky is incorporated under the provisions of the Kentucky Revised Statutes, and desires to grant a franchise for an electric power company to own, maintain, construct and operate its electric power transmission and distribution lines upon, along, over and under the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Warfield, Martin County, Kentucky, and

WHEREAS, there exists a public necessity for adequate service of electric power and energy to the citizens of the City of Warfield, Martin County, Kentucky, and

WHEREAS, it appears that it is in the interest of the public that a franchise be advertised and sold, granting and entitling the grantee to use the streets, thoroughfares, alleys, sidewalks, bridges, public ways and public places for the erection, operation and maintenance of lines for the transmission and distribution of electric power to the citizens of the City of Warfield, Martin County, Kentucky, and to persons, firms and corporations beyond the limits of the City of Warfield, Martin County, Kentucky.

**BE IT ORDAINED BY THE CITY OF Warfield, Martin County,
KENTUCKY, AS FOLLOWS:**

SECTION 1

That there be sold at public auction to the highest and best bidder, the franchise, privilege, right and authority to acquire, maintain, construct and operate in, above, under, across and along the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places (as the same now exist or may hereafter be laid out) of the City of Warfield, Martin County, Kentucky, lines, poles and equipment for the distribution of electric energy, either by means of overhead or underground conductors, with all the necessary or desirable appurtenances, for the purpose of supplying electric energy to said City and the inhabitants thereof, and persons and corporations beyond the limits thereof, for light, heat, power and any other purpose or purposes for which electric energy is now or may hereafter be used, and for the transmission of the same within, through or across said City.

SECTION 2

Said lines and appurtenances shall be constructed so as to interfere as little as possible with the traveling public in its use of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places.

SECTION 3

The franchise, privilege, right and authority shall be in full force and effect for a period of twenty (20) years from the date of passage of the Ordinance granting the franchise.

SECTION 4

The grantee of this franchise shall save the City harmless from any and all liability arising in any way from negligence in the erection, maintenance or operation of said lines and appurtenances.

SECTION 5

The grantee of this franchise shall have the right and privilege to take up such portion or part of any pavement and make such excavation in the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City of Warfield as may be deemed necessary for the construction and maintenance of its lines, wires or cables, but, whenever the grantee of this franchise shall begin the erection of any lines or other equipment, it shall promptly and diligently prosecute the work to completion, and leave the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places where such work is done in as good condition of repair as before such work was commenced.

SECTION 6

Whenever in this franchise either the City of Warfield or the grantee thereof is referred to, it shall be deemed to include the respective successors and assigns, of either, and all rights, privileges and obligations contained in this franchise shall be binding upon, and inure to the benefit of, the respective successors and assigns, of the City and said grantee, whether so expressed or not.

SECTION 7

The grantee of this franchise may make such rules and regulations covering the furnishing of said electric energy as may be fair and reasonable and consistent with the standard practice of the grantee. Said grantee may charge such rates for electric service as shall be fair and reasonable. The said grantee shall render service under said franchise of like quality, that is, adequate, efficient and reasonable, to that now being rendered to said City.

SECTION 8

The consideration paid by the successful bidder for the franchise, privilege, right and authority provided for herein, shall be complete compensation and consideration for said franchise, privilege, right and authority, and for the use and occupancy of the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of the City, in lieu of any street or alley rental or of any charge for the use or occupancy of said streets, thoroughfares, alleys, sidewalks, bridges, public ways and other public places of said City, and in lieu of any pole tax or meter tax.

SECTION 9

The City Clerk for the City of Warfield, Martin County, Kentucky, is hereby appointed Special Commissioner, to sell said franchise, privilege, right and authority hereby ordered sold subject to the approval of the City Commission, and said Special Commissioner is directed to offer said franchise for public sale to the highest bidder on the 27 day of April, 2023, at 1:00 p.m. at the front door of the Warfield City Building, at 211 Hode Rd, Warfield, Kentucky, after she has advertised the date, time, terms, conditions and place of sale, pursuant to law, by inserting a notice of sale in *The Mountain Citizen*, Inez, Kentucky, a newspaper of general circulation in Warfield, Martin County, Kentucky, one time, which shall be not less than seven (7) days nor more than twenty-one (21) days prior to the date of said sale, said advertisement to include this Ordinance or a summary thereof.

SECTION 10

Bids and proposals for the purchase and acquisition of the franchise, privilege, right and authority hereby granted shall be in writing and shall be delivered to the Special Commissioner on the date and at the time fixed by the Special Commissioner in said

Michael Hinkle
Michael Hinkle, Mayor

ATTEST:

Rhonda Price
Rhonda Price, Clerk

Introduction and First Reading: Feb 23, 2023

Second Reading: March 30, 2023

advertising for receiving bids. Thereafter, the Special Commissioner shall report and submit to the City Commission at the time and place of its next regular meeting said bids and proposals for its approval, and said City Commission reserves the right for and on behalf of the City of Warfield to refuse any and all bids for said franchise, privilege, right and authority. In the event the bids reported by the Special Commissioner shall be refused by the said City Commission, it may direct, by resolution or ordinance, said franchise, privilege, right and authority to be again offered for sale from time to time until a satisfactory bid therefor shall be received and approved. Each bid shall be accompanied by a deposit and each bidder shall post bond in accordance with the provisions and requirements of KRS 96.020. However, such deposit and bond need not be made by a corporation or person already owning, in or adjacent to the City of Warfield, Martin County, Kentucky, a plant and equipment sufficient to render the service required by this Ordinance.

SECTION 11

Each bidder for said franchise, privilege, right and authority shall file, as a part of its bid, a certified copy of a Certificate of Convenience and Necessity from the Public Service Commission of Kentucky, issued under the authority of KRS 278.020.

SECTION 12

The Ordinance granting this franchise shall be accepted by the grantee thereof within sixty (60) days from the date of its passage.

APPROVED, this 30 day of March, 2023.

(606) 298-7570

CLASSIFIED

(606) 298-7570

INEZ APARTMENTS

1 Bedroom 1 Bath
Units Available
Free Laundry Room
Rent Ranges from
\$100 and Up
Based on Income
Senior Citizens
62 and Older
606-298-7645



JOB OPENING

The Martin County Health Department is accepting applications for a full time **Public Health Director I.**

Starting Salary: \$37.16-\$46.20 /hr negotiable with additional experience. Grade 27

A full listing of qualifications may be obtained at <https://chfs.ky.gov/agencies/dph/dafm/lhpb/Pages/merit.aspx>.

Apply at <https://KOG.CHFS.KY.GOV/HOME> by creating a citizen account and then search LHDCOS (search and apply). The completed application must be submitted by **4-19-2023**. Transcripts must be provided before the close date if post-secondary education is required or may be substituted for experience. Transcripts must list the degree awarded. Qualified applicants/employees are subject to a pre-screening, selection for interview, and/or demonstration of skills testing.

Employment may be contingent upon a successful drug screening and background check.

Equal Opportunity Employer.

LEGAL

NOTICE OF BLASTING SCHEDULE APPLICATION NUMBER 880-0249

In accordance with the provisions of 405 KAR 16:120, Section 3, notice is hereby given that Wayland Land Company, Inc., P.O. Box 2725, Pikeville, Kentucky 41502, (606) 437-1447, proposes the following blasting schedule. The blasting site consists of approximately 226.35 acres located approximately 2.44 miles south-east of Debord in Martin County, Kentucky.

The area is located approximately 0.30 miles north from KY State Route 908's junction with Mullet Branch County Road and located along to Messer Branch at Latitude 37° 48' 20" and Longitude 82° 30' 59". Detonations of explosives are proposed to occur daily, sunrise to sunset, from April 23, 2023 to April 23, 2024.

Control of the blasting area will be maintained by blocking the access roads to the area at least ten (10) minutes prior to the blast. Traffic on all public and private roads to a minimum of 1000 feet of the blast site will be controlled at least ten (10) minutes prior to the blast to prevent any vehicles from entering the blasting area.

Entry to the blasting area will be regulated by signs and barriers. An authorized company representative (flagman) will check the area for unauthorized persons or property and prohibit access to the blasting area by unauthorized persons at least ten minutes prior to each detonation. The pre-detonation warning signal shall consist of a one (1) minute series of long siren blasts five (5) minutes prior to the blast signal. The blast signal shall consist of a series of short siren blasts one (1) minute prior to the shot. The all clear signal shall consist of a prolonged siren blast following the inspection of the blast site. All roads leading to or near the blast site will remain closed until the all clear signal is given. The warning and all clear signal will be audible within one-half (1/2) mile from the blast point.

Signs will be posted and maintained which outline the blasting schedule and the meaning of the blast warning signals.

15b



College of Agriculture, Food and Environment
Cooperative Extension Service

Extension Agent for Agriculture & Natural Resources

Martin Co. - RE38924
Deadline: 04/28/2023
BS required
Apply online at: <http://ukjobs.uky.edu/>
For assistance call 859-257-1727

The University of Kentucky is an equal opportunity employer and encourages applications from minorities and women.

Help Needed:

Someone needed to stay 2-3 days a week with elderly woman to bath and cook for. If interested please call (606) 395-0143

15-18b



McCoy's Tree Service
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Complete Tree Service
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The Mountain Citizen

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FOR SOME, FEELING LEFT OUT LASTS MORE THAN A MOMENT.

WE CAN CHANGE THAT.

There are a lot of people who feel left out in this country. But for people who moved to this country, that feeling lasts more than a moment. Together, we can build a better community. Learn how at BelongingBeginsWithUs.org




PUBLIC NOTICE

CITY OF WARFIELD, KENTUCKY SUMMARY OF ORDINANCE 001-2023 PROVIDING FOR THE ADVERTISEMENT & SALE OF A FRANCHISE AUTHORIZING THE OWNER THEREOF TO CONSTRUCT AND OPERATE ELECTRIC POWER TRANSMISSION AND DISTRIBUTION LINES IN THE CITY OF WARFIELD

An Ordinance of the City of Warfield, Kentucky providing for the advertisement and sale of a franchise authorizing the owner thereof to own, maintain, construct and operate electric power transmission and distribution lines upon, along, over and under the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other places in the City of Inez.

SUMMARY

Ordinance 001-2023 providing for the advertisement and sale of a franchise authorizing the owner thereof to own, maintain, construct and operate electric power transmission and distribution lines upon, along, over and under the streets, thoroughfares, alleys, sidewalks, bridges, public ways and other places in the City of Warfield.

The full text of Ordinance 001-2023 is available for examination in the office of the City Clerk of the City of Warfield, Kentucky, located at Warfield City Hall, 211 Hode Road, Warfield, Kentucky.

CERTIFICATION

I hereby certify that the foregoing caption is an accurate summary of the contents of the Ordinance.

BRIAN CUMBO
Attorney at Law
15b

NEWSPAPERS

We're Still The One...

ITS LIFESTYLES ENTERTAINMENT HEALTHY BUSINESS TRAVEL SUDOKU OPINION CLASSIC SHOPPING HOME & GARDEN STYLE CLASSICS COMICS POLITICS WEATHER CROSSWORD GAMES JOBS OBITUARIES PETS REAL ESTATE RENTALS GARAGE SALES MUSIC DINING RESTAURANTS WORLD FAMILY NEW BOOKS COLLECTIBLE MONEY NIGHTLIFE LOCAL BUSINESS FAMILY HISTORY SERVICES COMMUNITY LIFESTYLE BUSINESS TRAVEL SHOPPING

