

**BEFORE THE
KENTUCKY PUBLIC SERVICE COMMISSION**

In the Matter of:

**ELECTRONIC APPLICATION OF KENTUCKY)
UTILITIES COMPANY FOR A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY AUTHORIZING KU) CASE NO. 2023-00187
TO BID ON A FRANCHISE ESTABLISHED BY THE CITY)
OF IRVINE)**

APPLICATION

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

1. The full name and mailing address of KU is Kentucky Utilities Company, One Quality Street, Lexington, Kentucky 40507. KU may be reached by electronic mail at the electronic mail addresses of its counsel set forth below.

2. KU is a utility engaged in the electric business. KU generates and purchases electricity, and distributes and sells electricity at retail in the following counties in Central, Northern, Southeastern, and Western Kentucky:

Adair	Edmonson	Jessamine	Ohio
Anderson	Estill	Knox	Oldham
Ballard	Fayette	Larue	Owen
Barren	Fleming	Laurel	Pendleton
Bath	Franklin	Lee	Pulaski
Bell	Fulton	Lincoln	Robertson
Bourbon	Gallatin	Livingston	Rockcastle
Boyle	Garrard	Lyon	Rowan
Bracken	Grant	Madison	Russell
Bullitt	Grayson	Marion	Scott
Caldwell	Green	Mason	Shelby
Campbell	Hardin	McCracken	Spencer
Carlisle	Harlan	McCreary	Taylor

Carroll	Harrison	McLean	Trimble
Casey	Hart	Mercer	Union
Christian	Eubank	Montgomery	Washington
Clark	Henry	Muhlenberg	Webster
Clay	Hickman	Nelson	Whitley
Crittenden	Hopkins	Nicholas	Woodford
Daviess			

3. This filing is made in accordance with Section 278.020(4) of the Kentucky Revised Statutes.

4. KU was incorporated in Kentucky on August 17, 1912, and in Virginia on November 26, 1991 (and effective as of December 1, 1991), and is in good corporate standing in both states. A copy of the Certificate is attached as Exhibit B.

5. Pursuant to 807 KAR 5:001 Section 8, on May 25, 2023, KU filed with the Commission notice of its intent to use electronic filing procedures in this proceeding. Copies of all orders, pleadings, and other communications related to this proceeding should be directed to:

Sara V. Judd
Senior Counsel
PPL Services Corporation
220 West Main Street
Louisville, Kentucky 40202
sara.judd@lge-ku.com

Rick E. Lovekamp
Manager – Regulatory Strategy/Policy
LG&E and KU Services Company
220 West Main Street
Louisville, Kentucky 40202
rick.lovekamp@lge-ku.com

6. Receipt of the requested certificate will allow KU to pursue its bid on a new franchise for which the City of Irvine, Kentucky (the “City”) has solicited bids pursuant to resolution or ordinance and advertisement, a copy of which is attached hereto as Exhibit A.

7. 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.

8. 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 July 10, 2023.

Dated at Louisville, Kentucky, this 1st day of June, 2023.



Sara V. Judd
Senior Counsel
PPL Services Corporation
220 West Main Street
Louisville, Kentucky 40202
(502) 627-4850
svjudd@pplweb.com

Exhibit A

**COMMONWEALTH OF KENTUCKY
CITY OF IRVINE**

ORDINANCE NO. 23-06

AN ORDINANCE CREATING A FRANCHISE FOR THE ERECTION, LAYING AND MAINTENANCE OF ELECTRIC FACILITIES AND APPURTENANT FACILITIES AND EQUIPMENT IN, ALONG AND ACROSS THE PUBLIC WAYS, ROADS, STREETS, ALLEYS AND OTHER PUBLIC PLACES IN THE CITY OF IRVINE, KENTUCKY: FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.

WHEREAS, the City of Irvine (“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 public places;

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on December 22, 2013, under which that utility provided such service, will expire by its terms; December 22, 2023.

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 Statutes;

NOW, THEREFORE, BE IT ORDAINED as follows:

Section 1. 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 2. 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 Statutes, as well as any applicable City ordinances.

Section 3. 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 4. 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 1 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 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

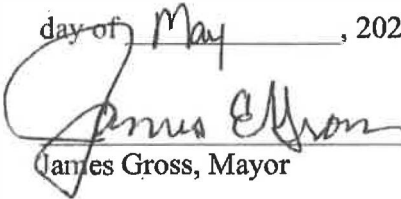
Section 6. Should any section, clause, line, paragraph, or part of this Ordinance or the attached Agreement be held unconstitutional or invalid for any reason, the same shall not affect the remainder of this Ordinance or the attached Agreement, as applicable.

Section 7. Time is of the essence in carrying out the terms and the provisions of this Ordinance and the Franchise created herein.

Section 8. This Ordinance shall become effective from and after its passage and publication.

Read at a meeting of the Irvine City Council on the 24th day of April, 2023; a second reading was held on the 8th day of May, 2023; said Ordinance was READ and APPROVED on the 8th

day of May, 2023.


James Gross, Mayor

ATTESTED BY:


Felicia Campbell, City Clerk

Classifieds

Buy, Sell, Trade or Giveaway, Call (606) 723-5012

Public Notice

INVITATION TO BID
 The Estill County Fiscal Court will be receiving bids for the FY2023-2024 on the below items until June 19, 2023 at 4:00pm. Bids will be opened the afternoon of the same day.

- Gravel • Gas • Asphalt
- Cold mix oil • Diesel fuel
- Road Salt per ton/delivered

Specifications are available at the Estill County Judge Executive's Office in the Estill County Courthouse at 130 Main Street-Room 101, Irvine, KY 40336 Phone 606-723-7524.

Bids may be dropped off or mailed.

5/10/23
5/24/23
6/14/23

Estate Sale

- ESTATE SALE -
270 Brooks Street
Paris, KY - 9-4
SATURDAY MAY 27
and MONDAY May 29

Help Wanted

HOUSE CLEANER
Need someone to
clean house.
Need References.
Call (606) 723-5254

Vacuum Cleaner

- FOR SALE -
New Kirby Vacuum
Cleaner & Shampooer
Call 1-606-723-5286

4/26/23
5/03/23

Lot For Sale

- FOR SALE -
Vacant Lot in Irvine
306 Broadway
Call 1-606-723-5286

4/26/23
5/03/23

Employment

Hospitality Director

Aldersgate Camp is hiring a Hospitality Director to implement and oversee our housekeeping and food services. Apply online at <https://aldersgatecamp.campbrainstaff.com> or Call 606-723-5078 (EOE)

House Rental

- FOR RENT -
 2-Bedroom, 1-Bath in quiet location in Irvine. Pet restrictions. Stove & Refrigerator furnished. References and Deposit Required!
Call 1-859-200-3592

5/17/23
Ind.

Gravel Hauling

NEWMAN EXCAVATING INC.
Gravel Hauling & Trucking

- Single Axle Truck & Tri-Axle Loads
- 10 to 25 Ton Loads
- 30 Years Experience

Call: Danny - 606-643-6118
Jamie - 859-200-7465



Gravel Hauling

Jack Walling
GRAVEL HAULING & DOZIER WORK
Free Estimates!
606-643-5925

Storage

STORAGE UNITS
HD Rental Management, LLC
83 Bond Street, Irvine, KY 40336
New self-storage
10x20 rental units
 Size - 10x20
 Handicap accessible units available
Call or Text
859-582-0260

Public Notice of KU Franchise

NOTICE OF SALE OF FRANCHISE

By virtue of an ordinance heretofore passed by the City Council of Irvine, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Irvine, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Irvine will on July 10, 2023, at or about 7:00 pm, sell at public auction to the highest bidder at the City Hall of Irvine, a franchise for the purpose set out. Said franchise is more particularly described and fully defined in a 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 Irvine City Clerk, 101 Chestnut Street, Irvine, Kentucky. The ordinance by title and summary is as follows: ORDINANCE # 23-06. AN ORDINANCE ESTABLISHING A FRANCHISE AGREEMENT RELATED TO THE TRANSMISSION AND DISTRIBUTION OF ELECTRICAL ENERGY, AND THE PROVISION OF RETAIL ELECTRIC SERVICE IN AREAS HERETOFORE SERVED BY KENTUCKY UTILITIES COMPANY.

Felicia F. Campbell

Felicia F. Campbell, Irvine City Clerk

Published: May 24, 2023
 May 31, 2023
 June 7, 2023

Public Notice Request for Proposal

Estill County Fiscal Court - Estill County CSEPP

Request for Proposal (RFP)

Emergency Medical Equipment - Advanced Monitor/Defibrillator

The Estill County Fiscal Court will receive proposals from qualified vendors to provide an advanced monitor/defibrillator for Estill County Emergency Medical Services (ECEMS). This project is fully funded by the Chemical Stockpile Emergency Preparedness Program (CSEPP).

Interested and qualified vendors may receive a copy of the official Request for Proposal (RFP) by emailing:

procurement@estillcountsema.com

Interested and qualified vendors may submit their completed proposals to:

Estill County Fiscal Court

County Judge/Executive Donnie Watson

130 Main St. Room 101

Irvine, KY 40336

An authorized representative of the Estill County Fiscal Court will accept proposals until 10:00 AM EST on Monday, June 12th, 2023 and proposals will be opened publicly at that time unless another date/time is announced via addendum. Proposals received after this date and time will not be accepted. The Estill County Fiscal Court reserves the right to reject any and all bids/proposals.

Proposals shall be enclosed in an envelope or box clearly indicating "CSEPP - Emergency Medical Equipment (Advanced Monitor/Defibrillator) - DO NOT OPEN WITH REGULAR MAIL".

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/show/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