

**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. 2024-00004
TO BID ON A FRANCHISE ESTABLISHED BY THE CITY)
OF AUGUSTA, KENTUCKY)**

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 January 11, 2024, 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
 svjudd@pplweb.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 Augusta, 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 February 21, 2024.

Dated at Louisville, Kentucky, this 18th day of January 2024.



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

Exhibit A

CITY OF AUGUSTA
ORDINANCE NO. 2023- 7

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

WHEREAS, the C ity of Augusta (“City”) wishes to ensure that electric service continues to be furnished to its citizens in a reliable and efficient manner; and

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

WHEREAS, the franchise granted to and acquired by Kentucky Utilities Company on June 16th, 2019 under which that utility provided such service, will expire by its terms on June 16, 2024, and

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 BY THE CITY OF AUGUSTA, KENTUCKY, 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 the 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.

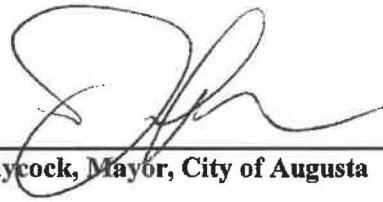
Section 4. The winning bidder and the City shall negotiate, execute and be bound by a Franchise Agreement with terms identical to, or substantially identical to, the Franchise Agreement referenced in Section 1, above and attached hereto, such Agreement contain terms that are fair and reasonable to the 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 Augusta City Council on the 15th day of November, 2023; a second reading was held on the 20th day of December, 2023; said Ordinance was READ and APPROVED on the 20th day of December, 2023.



John Laycock, Mayor, City of Augusta


Passed on first Reading:	<u>11/15/2023</u>
Adopted on Second Reading:	<u>12/20/2023</u>
Signed by Mayor:	<u>12/20/2023</u>
Recorded by Clerk:	<u>12/21/2023</u>
Published:	<u>01/04/2024</u>

ATTEST:



GRETCHEN USLEAMAN, CITY CLERK

PREPARED BY:



Cynthia C. Thompson, Esq.
Legal Counsel, City of Augusta
202 East Riverside Drive
Augusta, KY 41002

Public Notices

County Taxpayers' Notice

The 2023 County tax bills have been mailed and are now due and payable. If you do not receive your bill please contact the County Sheriff's Office. When mailing in your payment, please include your copy of the tax bill or put the bill number on your check. If you wish a paid receipt returned to you, please enclose a self-addressed, stamped envelope.

The following are the collection dates:
5% Penalty January 1 thru January 31, 2024
21% Penalty February 1 thru April 15, 2024

IMPORTANT NOTE: All delinquent tax bills will be transferred to the County Clerk's Office as of the close of business on April 15, 2024. In addition to the penalties and fees that are applied by the Sheriff's Office all payments made in the County Clerk's Office are subject to a 20% County Attorney's fee, a 10% County Clerk's fee and interest at 1% per month. The delinquency is also subject to being sold to a Third Party and subject to substantial additional penalties and fees in the summer of 2023, if not paid to the Sheriff's Office.

Sheriff's Office Hours: Mon., Tues., Thurs. & Fri. 8 a.m.-4 p.m. and Wed. & Sat. 8 a.m.-Noon. Closed Sundays and all Federal holidays.

Payments accepted by Cash, Check or Credit Card.

MAKE SURE YOU SEND A COPY OF YOUR TAX BILL TO YOUR BANK OR MORTGAGE CO. IF THEY ARE SUPPOSED TO PAY YOUR TAXES AND DOUBLE CHECK WITH THEM THAT THEY PAID THEM.

NOTICE OF SALE OF FRANCHISE

By virtue of an ordinance heretofore passed by the City Council of Augusta, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Augusta, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Augusta, will on February 21, 2024, at or about 6:30 pm, sell at public auction to the highest bidder at Augusta Echo Hall located at 203 Frankfort Street, 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 Augusta City Clerk, 219 Main Street, Augusta, Kentucky. The ordinance by title and summary is as follows: ORDINANCE #2023-7. 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.

Gretchen England, Augusta City Clerk
Published January 11, 2024.

This advertisement was paid for by the City of Augusta using taxpayer dollars in the amount of \$60. 1/11

Rentals

LENOXBURG MINI STORAGE
Hwy. 1019 between AA Hwy. & Lenoxburg. 2 sizes for your convenience. Owners: Norm & Martha 606-747-6013. 12/26/24/9

WILLIAMS PLACE, located in Butler, KY. Modern 2BR Apartments available; W/D hookup; laundry room on 1st floor. Apartments \$560 month, deposit & 1st month due at signing. Phone 859-472-1860. Office hours M, T, W, T 6-3 p.m. Equal Housing Opportunity. etc

TOP SOIL
6.5 yards delivered
Free Local Delivery
\$150
Discounts for 3 or more loads.
Clean Fill Dirt available also
859-743-2042

COLLINS AUCTION SERVICE

Phone: 606-782-1692
Eddie Purcell - Principal Auctioneer #254750

No Buyers Premium • Cash, Check with proper ID
Not responsible for accidents • Any announcement made the day of sale takes precedence over any and all advertising.

In person LIVE Auction
Sunday, Jan. 14th
10:00 am
Germantown School,
Germantown, KY

I have a ton of great items. Hundreds of tractors and Tonkas. There will also be LIVE auctions on January 21st and 28th. A rare keystone shovel crane and 200 box lots. We will sell box lots from 10 am to Noon. Regardless of where we are in the auction we stop to sell toys, advertising, Tonkas, and arrowheads.

Go To **AUCTIONZIP.COM** for pictures.

Section 00100
Advertisement For Bids
WTP Lagoon Cleaning & Residuals Disposal
City of Augusta

Bracken County, Kentucky

Separate Sealed BIDS for the construction of WTP Lagoon Cleaning & Residuals Disposal will be received by the City of Augusta, 219 Main Street, Augusta, KY 41002 until 1:00 P.M. local time, January 30, 2024, and then publicly opened and read aloud.

This contract includes cleaning approximately 249 tons of sludge out of the two lagoons at the Water Treatment Plant. If funds remain, sludge will also be transported to the disposal site.

The CONTRACT DOCUMENTS may be examined at the following locations:

CITY OF AUGUSTA, 219 MAIN STREET, AUGUSTA, KY 41002.

KENVIRONS, LLC, 770 WILKINSON BLVD, FRANKFORT, KY 40601.

Copies of the CONTRACT DOCUMENTS may be obtained from Lynn Imaging, 328 Old Vine Street, Lexington, KY 40507 (859-226-5850) and www.lynnimaging.com upon payment of a nonrefundable price of \$175.00 for each set plus any shipping charges.

Each Bidder must accompany his/her bid with a Bid Bond in amount of not less than five (5) percent of the base bid. No Bidder may withdraw his/her bid for a period of 90 days. The Bidder awarded the contract shall execute a 100% Performance Bond and a 100% Payment Bond and shall furnish insurance as required, in the General Conditions. This contract shall be completed within 15 calendar days after date of authorization to start work. Liquidated damages will be \$1,000 per calendar day.

Bidders must comply with the President's Executive Order Nos. 11246 and 11375, which prohibit discrimination in employment regarding race, creed, color, sex, or national origin. Bidders must comply with Section 3, Section 109, Title VI of the Civil Rights Act of 1964, the Anti-Kickback Act and the contract Work Hours Standard Act. Bidders must certify that they do not, and will not, maintain or provide for their employees any facilities that are segregated on a basis of race, color, creed, or national origin.

Any bid that is obviously unbalanced may be rejected. The City of Augusta reserves the right to reject any and all bids and waive informalities. Bidders must have experience with similar type projects in lagoon cleaning. A list of references will be requested and thoroughly reviewed.

Small, minority and women's businesses and labor surplus area firms are encouraged to bid this project.

By: John Laycock, Mayor
City of Augusta

MOBILE HOSES

WE COME TO YOU!

Most services can be done on site.

- Hydraulic hose manufacturing
- Hydraulic hose replacement
- Hydraulic cylinder servicing
- Hydraulic cylinder rebuild

Call today for all your mobile hose needs.

859-462-4673
martinhoses@gmail.com



CITY OF AUGUSTA
COMMONWEALTH OF KENTUCKY
ORDINANCE NO. 2024-1

AN ORDINANCE OF THE CITY OF AUGUSTA, KENTUCKY REPEALING ORDINANCE NO. 2004-22, AS AMENDED, RELATING TO THE CITY PERSONNEL POLICIES, EXCEPT THOSE SECTIONS RELATING TO COMPENSATION PLAN AND CLASSIFICATION PLAN (INCLUDING AUTHORIZED POSITIONS), AS AMENDED BY CITY OF AUGUSTA ORDINANCE NO. 2018-01.

WHEREAS, the Augusta City Council has determined that the City's Personnel Policies and Procedures, Compensation Plan and Classification Ordinance No. 2004-22, as amended, initially enacted on November 17, 2004, be repealed in part to delete the city's Personnel Policy and Procedures, which will subsequently be adopted by Municipal Order, while leaving the Compensation Plan and Classification Plan (including Authorized Positions) of Ordinance No. 2004-22 as amended by City of Augusta Ordinance No. 2018-01, in effect until same can be reviewed, revised and updated by separate Ordinance, as required by KRS 83A.070, and

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Augusta, Kentucky as follows:

SECTION I: That Ordinance No. 2004-22, as amended, initially enacted on November 17, 2004, is hereby repealed as to those sections setting forth the city's Personnel Policy and Procedures, while the remaining portions of such Ordinance which relate to the City's Compensation Plan and Classification Plan (including Authorized Positions), as amended by City of Augusta Ordinance 2018-01, shall remain effective until such time as same can be reviewed, revised and updated by future Ordinance.

SECTION II: That the city's Personnel Policy shall be hereafter be referred to as the City of Augusta Employee Handbook, and shall be adopted by subsequent Municipal Order.

SECTION III: That this ordinance shall become effective upon passage and publication as required by law.

Adopted by the City Council of the City of Augusta, this the 3rd day of January, 2024.

/s/ JOHN LAYCOCK, MAYOR

Passed on first reading: 12/20/2023
Adopted on second reading: 01/03/2024
Signed by Mayor: 01/03/2024
Recorded by Clerk: 01/04/2024
Published: 01/11/2024

ATTEST: /s/ GRETCHEN USLEAMAN,
CITY CLERK

PREPARED BY:
/s/ Cynthia C. Thompson, Esq.
Legal Counsel, City of Augusta
202 East Riverside Drive
Augusta, KY 41002

This advertisement was paid for by the City of Augusta using taxpayer dollars in the amount of \$115. 1/11

KEN PERRY REALTY TEAM! Your Hometown REALTY TEAM!

Kathy Bell (606) 217-3004
Rusty Monahan (606) 782-4206
Heather Bramley (606) 782-2672
Ashlee Brooks (606) 402-0160

Call our office! (859) 442-6800
Visit our website! kenperryrealty.com

New puppy or kitten? Give them the Best Start

Our caring and experienced team is here to provide your pet with the very best care.
•Vaccines & Preventive Care
•Illness, Injury & Surgical Care
•Flea & Heartworm Prevention
•Allergies & Nutrition

TOWN & COUNTRY VETERINARY
The Glens, The Highlands, The Overton
606-759-5496

170 Buckle Drive, down from Super 8 Motel, KY
Opening at 8 a.m. Mon-Sat, with 24 Hour Emergency Service



Home ACCIDENTS happen

Insure you're safeguarded against accidents, such as fire and theft, with a comprehensive coverage plan that protects your home and personal property. Get a free, no-obligation policy review and rate quote from us today.

LOCALLY OWNED
STA Schumacher
INSURANCE AGENCY

Brooksville • 606-725-3555 AUTO • HOME • BUSINESS • FARM
Waynesville • 606-759-5063 LIFE • HEALTH
Mt. Olive • 606-724-5321 www.schumacherinsuranceagency.com

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/fehow/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