COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

ELECTRONIC APPLICATION OF ATMOS ENERGY CORPORATION FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO BID ON A FRANCHISE TO SERVE THE CITY OF DIXON, KENTUCKY

CASE NO. 2024-00113

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APPLICATION

Comes now, Atmos Energy Corporation ("Atmos Energy or "Company") by counsel, pursuant to KRS 278.020(4), 807 KAR 5:001, Section 15(1), 807 KAR 5:001 Section 14 and other applicable law, and tenders hereby its application for a certificate of public convenience and necessity to apply for and obtain a franchise from the city of Dixon, in Webster County, Kentucky ("Dixon"), to provide natural gas transmission and distribution services, respectfully states as follows:

1. Atmos Energy is a Virginia and Texas corporation duly qualified under the laws of the Commonwealth of Kentucky to carry on its business in the Commonwealth. The Company is an operating public utility engaged in the business of supplying natural gas to the public in numerous cities, towns, and communities in Western and South-Central Kentucky.

2. Atmos Energy's' Articles of Incorporation, together with all amendments thereto, are on file with the Commission in Case No. 2021-00214. There have been no changes to the Articles of Incorporation since they were filed with the Commission in Case No. 2021-00214. Atmos Energy was incorporated in Texas on February 6, 1981 and Virginia on July 21, 1997. It is in good standing to operate in Kentucky and is in good standing to operate in all states of incorporation. Attached as Exhibit A is a Certification of Good Standing from the Kentucky

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Secretary of State.

3. The Company's principal operating office and place of business in Kentucky is

3275 Highland Pointe Drive, Owensboro, Kentucky 42303. The post office address of Company

is PO Box 650205, Dallas, Texas 26265-0205.

Correspondence and communications with respect to this Application should be directed to:

Mark A. Martin Vice President, Public Affairs Atmos Energy Corporation 3275 Highland Pointe Drive Owensboro, Kentucky 42303 Mark.Martin@atmosenergy.com

L. Allyson Honaker Brittany Hayes Koenig Heather S. Temple Honaker Law Office, PLLC 1795 Alysheba Way, Suite 6202 Lexington, Kentucky 40509 (859) 368-8803 allyson@hloky.com brittany@hloky.com heather@hloky.com

John N. Hughes Attorney at Law 124 W. Todd St. Frankfort, KY 40601 502 227 7270 jnhughes@johnnhughespsc.com

4. Dixon is a municipal corporation situated in Webster County, Kentucky and is in an area presently served by the Company. The Company has been the owner of a franchise operation of the natural gas system within Dixon immediately prior to the sale of a new franchise. Atmos Energy currently serves Dixon by and through a natural gas distribution system owned by Atmos Energy.

5. The Dixon City Council has passed an Ordinance setting forth the terms

and requirements for a new natural gas franchise. A copy of the Ordinance is attached as Exhibit B. Dixon has directed that bids for the sale of a natural gas franchise be received on or before May 13, 2024. A copy of the Legal Notice that was published by Dixon in *The Journal Enterprise* regarding said new franchise is attached as Exhibit C.

6. As evidenced by the attached Ordinance, there is and will continue to be, a demand and need for continued natural gas service for Dixon.

WHEREFORE, Atmos Energy respectfully requests the Commission to enter a certificate of public convenience and necessity authorizing it to bid on the aforesaid natural gas franchise for Dixon and, if it is awarded such franchise, to operate the natural gas distribution system pursuant to such franchise. Upon obtaining a franchise from the City, the Company will file a true and correct copy of same with the Commission.

Respectfully submitted,

Suttany Harrow 7 L. Allyson Honaker

L. Allyson Honaker Brittany Hayes Koenig Heather S. Temple Honaker Law Office, PLLC 1795 Alysheba Way, Suite 6202 Lexington, Kentucky 40509 (859) 358-8803 allyson@hloky.com brittany@hloky.com heather@hloky.com

And John N. Hughes 124 W. Todd Street Frankfort, Kentucky 40601 No Fax (502)227-7270 jnhughes@johnhughespsc.com

Counsel for Atmos Energy Corporation

CERTIFICATE OF SERVICE

A true and accurate copy of the foregoing was filed electronically with the Commission on April <u>26</u>, 2024 and there are no parties that have been excused from participating electronically. Pursuant to prior Commission orders, no paper copies of this filing will be made.

Buttany Hayon Krewy Counsel, Atmos Energy Corporation

EXHIBIT A

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 Authorization

Authentication number: 305963

Visit https://web.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,

ATMOS ENERGY CORPORATION

, a corporation organized under the laws of the state of Texas, is authorized to transact business in the Commonwealth of Kentucky, and received the authority to transact business in Kentucky on December 14, 1987.

I further certify that all fees and penalties owed to the Secretary of State have been paid; that an application for certificate of withdrawal has 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 27th day of February, 2024, in the 232nd year of the Commonwealth.



Michael G. aldam

Michael G. Adams Secretary of State Commonwealth of Kentucky 305963/0237484

EXHIBIT A

EXHIBIT B

ORDINANCE 2024-1

AN ORDINANCE OF THE CITY OF DIXON, KENTUCKY, PROVIDING FOR THE CREATION AND SALE OF A FRANCHISE FOR THE PRIVILEGE OF CONSTRUCTING, TRANSPORTING, OPERATING, MAINTAINING AND DISTRIBUTING NATURAL GAS ALONG AND UNDER PUBLIC RIGHT OF WAY WITHIN THE CITY OF DIXON, KENTUCKY, FOR A TERM OF TWENTY (20) YEARS IN CONSIDERATION FOR WHICH, THE SUCCESSFUL FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO ONE PERCENT (1%) OF ITS REVENUES; AND FURTHER ESTABLISHING A BID PROCEDURE FOR THE AWARD OF SAID FRANCHISE TO THE SUCCESSFUL BIDDER.

WHEREAS, the existing natural gas franchise agreement between the City of Dixon, Kentucky and Atmos Energy Corporation expires on May 3, 2024; and,

WHEREAS, the City has determined that it is in the best interest of its citizens to create and offer for sale a new natural gas franchise.

BE IT ORDAINED BY THE CITY OF DIXON, KENTUCKY (hereinafter referred to as the "City") that the Mayor of the City, or such other person as the Mayor may designate, shall offer for sale, to the highest and best bidder, a non-exclusive franchise to enter upon, acquire, construct, operate, maintain and repair in the public right of way of the City, a gas distribution system within the corporate boundaries of the City, subject to the provisions of the Franchise Agreement attached hereto and incorporated herein by reference.

The Mayor, or such other person as the Mayor may designate, shall, as soon as practicable after passage of this Ordinance, offer for sale, under sealed public bids, the franchise and privileges created herein. Such bids shall be in writing and shall be delivered to the Mayor or his designee, at City Hall, Dixon, Kentucky, by 12 p.m. on May_{13} , 2024 (the "Bid Deadline"). Advertisements for such bids shall be published in accordance with the requirements of KRS Chapter 424. All costs for such advertisements shall be borne by the successful Franchisee.

Sealed bids offered for the purchase of this franchise shall be publicly opened and read at $\underline{0}$ p.m. C.D.T. on $\underline{Mw_{1}}$, 2024. All bids shall state the bidder's acceptance of the terms and provisions set forth in the attached franchise agreement.

The Mayor shall present all written bids to the City of Dixon at its first meeting scheduled

after the Bid Deadline for the City's consideration and approval. The City reserves the right to accept any bid, to reject any and all bids received, to waive any irregularities or informalities in awarding the franchise and to accept what, in its opinion, is the best responsive and responsible bid. In the event all bids are rejected, the City reserves the right to direct by resolution or ordinance that the franchise created hereunder be offered again for sale until a satisfactory bid is received and approved.

The franchise created by this ordinance shall become effective when the franchise agreement is signed by the successful bidder and the City.

INTRODUCED AND PUBLICLY READ ON FIRST READING, this the $\frac{11^{H}}{10}$ day of March _____, 2024.

PUBLICLY READ AND FINALLY APPROVED ON SECOND READING, this the $\frac{\mathcal{H}}{\mathcal{H}}$ day of $\frac{\mathcal{H}p_{\mathcal{H}}}{\mathcal{H}}$, 2024.

CITY OF DIXON, KENTUCKY By: 1. Crowley, Mayor

ATTEST:

Barbara Goff, City Clerk

Dixon City Commission Regular Session Monday, March 11, 2024, 6pm

Dixon City Commission met in session Monday, March 11, 2024, 6 p.m. Attending were Mayor Dorris Crowley, Commissioners Terry Webb, Randy Norman, Jeff Graham, and Peggy Poole, City Attorney Lindsay Durbin, City Clerk Barb Goff, Code Enforcement Officer Jessica Veach, and Code Enforcement Board Chairman Sondra Norman.

Minutes were approved on a motion by Commissioner Webb, seconded by Commissioner Graham, all ayes.

Bills were approved on a motion by Commissioner Poole, seconded by Commissioner Norman, all ayes.

The City's annual insurance review was recently completed with Peel & Holland, local representative for KLC.

Water loss for February was 22.55%. A possible leak on St Rt 132 is being investigated.

Dixon Fire Department completed 29 runs in February.

Webster County Youth Soccer has made a \$1,000 donation to Dixon Park, and expects to the do the same next year. The league hosts spring and fall soccer seasons at Baker Park.

Restrooms have been repaired from last fall's vandalism event and were opened today for the 2024 season.

Construction has been completed to move the concession stand window under the pavilion seating area so that lines no longer will back up into the parking lot.

CEO Veach reported 12 open cases for the City's Code Enforcement Board. Half of those cases are repeat offenders.

A 5K is scheduled to begin at Baker Park on May 18. This is a joint effort between Dixon Tourism Board and Teen Challenge, with hopes to become an annual event. The City's Tourism Board and Park Board will partner to operate the concession stand during the event this year.

A second reading of an amendment to Ordinance 51.04 was approved on a motion by Commissioner Webb, seconded by Commission Norman, all ayes. This will impose a \$10 daily fine for residents who block access to their water meter in order to prevent disconnection.

A renewal of a franchise agreement with Atmos Energy was approved for a first reading on a motion by Commissioner Graham, seconded by Commissioner Webb, all ayes. The agreement will provide for an annual payment of 1% of gross revenues from Atmos.

Commissioner Poole made a motion to declare a 1998 Ford F250, most recently used by Dixon Fire Department, as surplus property, seconded by Commissioner Webb, all ayes. It was noted that Webster County Fiscal Court has been using gov.deals online auction to sell surplus property and suggested the City do the same. Commissioner Webb made a motion to advertise the pickup truck for sale via gov.deals, seconded by Commissioner Graham, all ayes. Commissioner Poole made a motion to authorize the mayor to sign a Collateral Security Agreement with United Community Bank, seconded by Commissioner Webb, all ayes.

Commissioner Poole made a motion to enter closed session under KRS 61.810 (f), seconded by Commissioner Norman, all ayes. Following, Commissioner Webb made a motion to resume public session, seconded by Commissioner Graham, all ayes. There was no report from the closed session.

A motion to adjourn was made by Commissioner Webb, seconded by Commissioner Norman, all ayes.

nuo C ans. Signed: Dorris Crowley, Mayor

Barbara Goff, City Clerk

Dixon City Commission Special Session Tuesday, March 19, 2024, 2pm

Dixon City Commission met in a special session March 19, 2024, 2 p.m. for the purpose of designating which account to deposit the funds from the sale of property at 71 US Hwy 41A N, hire a water apprentice, and first reading of an ordinance amendment.

Attending were Mayor Dorris Crowley, Commissioners Terry Webb, Jeff Graham, and Peggy Poole, and City Clerk Barb Goff.

Commissioner Graham made a motion to deposit the funds received for the sale of property at 71 US Hwy 41A N to the City's Park Fund, seconded by Commissioner Webb, all ayes.

Commissioner Poole made a motion to hire Rob Hensley as a water apprentice effective April 1, 2024 at a rate of \$12.50 an hour, seconded by Commissioner Graham, all ayes. The City will utilize a water apprenticeship grant from Kentucky Rural Water Association to assist with the additional payroll expenses.

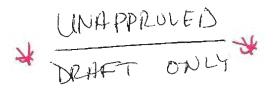
Commissioner Poole made a motion to amend Ordinance 91.06, seconded by Commissioner Webb, all ayes. The amendment will remove the requirement for three quotes when the City wishes to repair sidewalks; private property owners will continue to submit three quotes prior to repair or install of sidewalks.

A motion to adjourn was made by Commissioner Webb, seconded by Commissioner Graham, all ayes.

Signed: Dorris Crowley, Mayor

Barbara Goff, City Clerk

Dixon City Commission **Regular Session** Monday, April 8, 2024, 6pm



Dixon City Commission met in session Monday, April 8, 2024, 6 p.m. Attending were Mayor Dorris Crowley, Commissioners Terry Webb, Randy Norman, Jeff Graham, and Peggy Poole, City Attorney Lindsay Durbin, City Clerk Barb Goff, and Code Enforcement Board Chair Sondra Norman.

Minutes were approved on a motion by Commissioner Norman, seconded by Commissioner Webb, all ayes.

Bills were approved on a motion by Commissioner Webb, seconded by Commissioner Poole, all ayes.

Water loss for March was 22.91%. Dixon Fire Department made 26 runs during March.

The Kentucky Transportation Department has begun work to pave St Rt 132 in Dixon. They are also installing ADA compliant sidewalks on St Rt 132 E near Stegal St.

Commissioner Graham announced the Park Board will have a work session April 12 to discuss details on a LWCF grant application for Baker Park. He presented a request from the Park Board for the Commission to allow use of the funds from the sale of Bourland Park to be used as needed for in-kind funding should the grant be awarded to the City and Dixon Park Board. A motion to approve the request was made by Commissioner Poole, seconded by Commissioner Graham, all ayes.

Mrs. Norman gave a report that Code Enforcement Officer Veach will be mailing 6 Notice of Violations, most of which will be going to repeat offenders. Minimum amounts of time will be allowed to bring the properties into compliance before citations will be issued. She reminded that property owners, not tenants, are ultimately responsible for the upkeep of properties.

A second reading הם an Ordinance for a franchise agreement with Atmos Energy was approved on a motion by Commissioner Webb, seconded by Commissioner Graham, all ayes.

Commissioner Webb made a motion to advertise the City's surplus 1998 F250 pickup for sealed bids in the newspaper and via the City's Facebook page, seconded by Commissioner Poole, all ayes.

A second reading an amendment to Ordinance 91.06 was approved on a motion by Commissioner Poole, seconded by Commissioner Norman, all ayes. The amendment removes the requirement for the City to obtain three quotes when repairing or installing sidewalks; private property owners will continue to submit three quotes prior to work performed.

Lot: Haves' resignation from the Park Board was accepted on a motion by Commissioner Norman, seconded by Commissioner Webb, all ayes. The Park Board will discuss a recommendation on a replacement.

Commissioner Webb made a motion to enter closed session due to pending litigation, seconded by Commissioner Poole, all ayes. Following the closed session, Commissioner Webb made a motion to resume public session, seconded by Commissioner Graham, all ayes. There was no report.

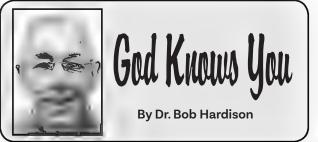
A motion to adjourn was made by Commissioner Webb, seconded by Commissioner Poole, all ayes.

Signed: Dorris Crowiey, Mayor

Barbara Goff, City Clerk

EXHIBIT C

THE SEBREE BANNER



Should I Become A Veterinarian Or Go Into The Gospel Ministry?

Q: When I was young, I decided I wanted to be a veterinarian working with large animals. Recently, I've been feeling a call to some area of gospel ministry. How can I know whether to pursue a path of veterinarian work or that of the gospel ministry?

A: When we trust and obey Jesus, we put ourselves in the position for Him to do amazing things in our lives. Either path can be filled with adventure and meaning for you. The familiar saying is true, Where God Guides, He Provides.

Of course, I can't tell you which vocation to pursue, but here are ways you can discern God's will. The primary way God reveals His will is through the Scripture. The words of the Bible are inspired and as we read them, God speaks to our hearts and directs our paths (Prov. 3:5 & 6).

In your prayers, ask God to show you which direction He would have you to follow. God answers prayers. He will give you peace of mind about the direction you should follow.

Also, it's important you spend time talking to trusted, mature Christian friends and leaders about your direction in life. Seek their counsel and let them speak insights into your lives.

Whether you go into veterinary medicine or full-time gospel ministry, God calls all Christians to become an active, vocal witness that others may follow Christ and experience His blessings. Jesus said to Simon, "Don't be afraid; from now on you'll catch men" (Lk. 5:10).

-- PUBLIC NOTICE --

BUDGET HEARING REGARDING PROPOSE USE OF COUNTY ROAD AID AND

LOCAL GOVERNMENT ECONOMIC ASSISTANCE (LGEA) FUNDS. A public hearing will be held by the Webster County Fiscal Court at the Webster County Senior Building, 80 College Dr., Dixon, KY 42409 on Monday, May 13, 2024, at 9 a.m., our regular Fiscal Court meeting, to receive public comments regarding the possible uses of the County Road Aid (CRA) and Local Government Economic Assistance (LGEA) Funds will be presented.

All interested persons in Webster County are invited to comment on possible uses of the CRA and LGEA Funds. Written comments will be accepted at the above address or emailed to steve.henry@websterco. org. Any person(s) who cannot submit written comments via mail or email to the above addresses, but wish to submit comments, should call the office of the County Judge/Executive at 270-639-5042 before 4:00 p.m. on Friday, May I 0, 2024 so arrangements can be made to secure their comments.

-- PUBLIC NOTICE

NOTICE OF SALE OF GAS FRANCHISE NOTICE IS HEREBY GIVEN that the City of Dixon, Kentucky, will on May 13, 2024, at 6:00 p.m. at City Hall, Dixon, Kentucky, consider offers for sale to the highest and best bidder, plus all costs, including advertising cost, a franchise as defined in Ordinance 2024-1 adopted by the Dixon City Council on April 8, 2024 the full text of which Ordinance, including the agreement containing the terms of the franchise, is available for inspection in the Office of the City Clerk, City Hall, 10 US Highway 41-A North, Dixon, Kentucky between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday.

Deaths And Funerals-

Nancy Palmer

Nancy Jean (Murray) Palmer of Providence passed away Tuesday, April 16, in Jewish Hospital in Louisville, Kentucky.

She was born on February 22, 1960 in Detroit, MI to Robert and Barbara Murray.

Nancy is survived by her husband, Chip Palmer, to whom she was married for 43 years. Nancy had three children: Tracy (Matt) Hudson of Louisville, Kentucky, Bob (Allyson) Palmer of Providence, Kentucky, and Kristen (Zane) Co-

peland of Miami, Oklahoma.

Nancy also had nine grandchildren and is probably bragging about them to folks in glory right now: Dawson, Kendall, Kylie, Sophia, Eli, Aliyah, Keith, William, and Max.

Nancy was preceded in death by her father, Robert, and her sister, Robin.

She is survived by her mother, Barbara, who lives in Providence, and her little brother Bob, who is married to Tabitha and lives in Spring Hill, Tennessee. Nancy had two very special in-laws, James and Rachel Palmer, who live in Dixon, and also led a special group of "outlaws," who joined the Palmer family by marriage. She had numerous nieces and nephews, who affectionately called her 'Aunt Nancy' and loved her dearly.

To know Nancy was to love her. Her personality was much bigger than her and she filled whatever room she entered. She never met a stranger and left a trail of friends and close acquaintances wherever she went. At her heart, Nancy was a servant. She was the daughter of a minister and married a minister who was also a soldier. She worked a variety of jobs, many of which centered around serving others, and she also volunteered her time to a number of civic groups and church committees. It's not a cliche to say that Nancy's service work and service vocations created a list that was far too long to list here.

Nancy's legacy is her family. She built a lasting marriage with Chip and God blessed her with children and grandchildren who still struggle to express their love and admiration for her. Nancy was not shy when it came to talking about her family. She loved showing photos, telling stories, and even engaging strangers at the Dollar Store about her pride and joy. Even in her final days, she was planning future events and looking forward to celebrations and gatherings with her loved ones.

Most importantly, Nancy was a Godly woman of deep faith. Her steady lifelong faithfulness to Christ left an impression on more people than any of us will ever know. She did her best to live and love like Jesus, and that commitment continues to bring blessings to those that knew her. Nancy's family invited the community to join them in celebrating her life on Saturday April 20th at Providence Church of Christ, Providence. Ministers Bob Palmer and Zane Copeland officiated, Everyone was welcome to come by. Jimmy Denton, Sr. Jimmy Denton, Jr., 84, of Dixon died on Sunday, April 21..

Jimmy was a carpenter for 50 years. He enjoyed woodworking, tractors, gospel singings, and being with his family.



He was of the Baptist faith.

He was the son of the late Verlie and Susie Denton.

Survivors include two daughters, Rhonda (Doyle) Wood of Manitou, Kentucky and Sheri (Michael) Riddle of Providence; two sons, Jimmy Denton Jr. and wife, Patty of Manitou and Johnie (Julie) Denton of Nebo, Kentucky; two brothers, Gene Denton and Walter (Mary Lou) Denton, both of Sebree; seven grandchildren; 13 great-grandchildren; nieces and nephews; and a caregiver.

Funeral service will be today (Wednesday), 1:00 P.M., at Townsend Funeral Home in Dixon. Bro. Sam Haulk will officiate.

Visitation is 11:00 A.M. to service time today.

Burial will be in Green Grove Cemetery in Providence.

Memorial contributions can be made to Green Grove Cemetery Fund, c/o Green Grove Church, Providence, KY 42450.

Online condolences at www.townsendfuneralhomeinc.com.

Many Benefits To Volunteering

Community service is a great way to strengthen one's community and build relationships with neighbors. But the benefits of volunteering go beyond building communities. According to Harvard Health Publications, people who routinely volunteer are less likely than non-volunteers to develop cardiovascular issues, including high blood pressure. Additional studies have found that individuals who volunteer have lower mortality rates than non-volunteers. But one's motivation when volunteering is important, especially as it pertains to the effect that community service can have on individuals' overall health, including their mortality. A 2012 study published in the journal Health Psychology found that people who volunteered for self-oriented reasons had similar mortality risk as non-volunteers, while those who volunteered to help others had a lower mortality risk than non-volunteers.

PUBLIC NOTICE

ACCEPTING SEALED BIDS The City of Dixon is accepting sealed bids for a 1998 Ford F250 pickup. Truck may be viewed at Dixon Fire Department. Bids may be delivered to Dixon City Hall at 10 US Hwy 41A N, or mailed to PO Box 197, Dixon KY 42409, and are due no later than 12 noon on May 13. Bids will be opened, reviewed, and possible awarding at the regular Commission meeting on May 13 at 6pm. The City reserves the right to accept or reject any or all bids.



ORDINANCE 2024-1

AN ORDINANCE OF THE CITY OF DIXON, KENTUCKY, PROVIDING FOR THE CREATION AND SALE OF A FRANCHISE FOR THE PRIVILEGE OF CONSTRUCTING, TRANSPORTING, OPERATING, MAINTAINING AND DISTRIBUTING NATURAL GAS ALONG AND UNDER PUBLIC RIGHT OF WAY WITHIN THE CITY OF DIXON, KENTUCKY, FOR A TERM OF TWEN-TY (20) YEARS IN CONSIDERATION FOR WHICH, THE SUCCESSFUL FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO ONE PERCENT (1%) OF ITS REVENUES; AND FURTHER ESTABLISHING A BID PROCEDURE FOR THE AWARD OF SAID FRANCHISE TO THE SUCCESS-FUL BIDDER.

Sealed Bids are to be delivered by 12:00 p.m. on May 13, 2024, to 10 US Highway 41-A North, Dixon, Kentucky, to be publicly opened and read at 6:00 p.m. on May 13, 2024.

The City of Dixon reserves the right to accept any bid, to reject any and all bids, to waive any irregularities or informalities in awarding the franchise and to accept what, in its opinion, is the best responsive and responsible bid.

-- PUBLIC NOTICE --

ORDINANCE 91.06

CONSTRUCTION, REPAIR, REPLACEMENT, AND MAINTENANCE OF SIDEWALKS AND DRIVEWAYS

WHEREAS, the City Commission is desirous to amend the ordinance,

NOW, THEREFORE, BE IT ORDAINED by the City of Dixon, Kentucky, acting by and through its Commission, as follows:

§ 91.06 Construction, Repair, Replacement, and Maintenance of Sidewalks and Driveways

(A) (1) <u>The party</u> Any private property owner arranging for the repair, <u>whether it be the city or a private property owner</u>, shall obtain not fewer than three written estimates from reputable contractors, estimating the cost of making the repair, replacement, or maintenance at the follow specifications:

(a) Repairs or replacements to sidewalks shall be, in dimension, not less that the surface width and dimensions of the previously existing sidewalk and not less than four inches thick in depth;

(b) All walkways shall be constructed of not less than 3,000-strength concrete;

(c) All driveways shall be constructed of not less than 3,500-strength concrete; and

(d) All concrete used on sidewalks or driveways shall be reinforced with standard rebar or other reinforcement wire.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

First reading of Amendment - March 19, 2024. Second reading of Amendment - April 8, 2024 Date of publication - April 24, 2024

Read and approved on this the 8th day of April 2024.

		DORRIS CROWLEY, Mayor
		City of Dixon, KY
Randy Norman	Aye	
Terry Webb	Aye	
Jeff Graham	Aye	
Peggy Poole	Aye	
ATTEST:		
BARBARA GOFF, C	ity Clerk	

Townsend Funeral Home in Dixon handled the arrangements.

Private burial took place Monday morning at the Kentucky Veteran's Cemetery West in Hopkinsville, Kentucky.

You may be reading this and were not blessed enough to know her in life, but even so, her family wants you to know you are invited to come celebrate her, too! Nancy never met a stranger and there would be no more fitting tribute to her than to meet new people as we tell her goodbye.

Pallbearers were Bob Murray, Tim Palmer, John David Palmer, Greg Hobgood, Mike Asbell, Matt Hudson, Dawson Hudson, Eli Palmer, Keith Bolen, William Copeland and Max Hudson.

For those who feel so inclined, the family has asked that in lieu of flowers donations be made to West Kentucky Youth Camp in her honor. WKYC was a very special place to Nancy and she has left a part of her heart there. Those donations can be mailed to: WKYC, 301 Youth Camp Road, Marion, KY, 42064. Online condolences can be made at www.townsendfuneralhomeinc.com. Paid



DORRIS CROWLEY, Mayor City of Dixon 4/24c

-- PUBLIC NOTICE --

ORDINANCE 2024-1

AN ORDINANCE OF THE CITY OF DIXON, KENTUCKY, PROVIDING FOR THE CREATION AND SALE OF A FRANCHISE FOR THE PRIVI-LEGE OF CONSTRUCTING, TRANSPORTING, OPERATING, MAIN-TAINING AND DISTRIBUTING NATURAL GAS ALONG AND UNDER PUBLIC RIGHT OF WAY WITHIN THE CITY OF DIXON, KENTUCKY, FOR A TERM OF TWENTY (20) YEARS IN CONSIDERATION FOR WHICH, THE SUCCESSFUL FRANCHISEE SHALL PAY TO THE CITY AN ANNUAL SUM EQUAL TO ONE PERCENT (1%) OF ITS REVENUES; AND FURTHER ESTABLISHING A BID PROCEDURE FOR THE AWARD OF SAID FRANCHISE TO THE SUCCESSFUL BIDDER.

WHEREAS, the existing natural gas franchise agreement between the City of Dixon, Kentucky and Atmos Energy Corporation expires on May 3, 2024; and, WHEREAS, the City has determined that it is in the best interest of its citizens to create and offer for sale a new natural gas franchise.

BE IT ORDAINED BY THE CITY OF DIXON, KENTUCKY (hereinafter referred to as the "City"} that the Mayor of the City, or such other person as the Mayor may designate, shall offer for sale, to the highest and best bidder, a non-exclusive franchise to enter upon, acquire, construct, operate, maintain and repair in the public right of way of the City, a gas distribution system within the corporate boundaries of the City, subject to the provisions of the Franchise Agreement attached hereto and incorporated herein by reference.

The Mayor, or such other person as the Mayor may designate, shall, as soon as practicable after passage of this Ordinance, offer for sale, under sealed public bids, the franchise and privileges created herein. Such bids shall be in writing and shall be delivered to the Mayor or his designee, at City Hall, Dixon, Kentucky, by 12:00 P.M. on MONDAY, MAY 13, 2024 (the "Bid Deadline"}. Advertisements for such bids shall be published in accordance with the requirements of KRS Chapter 424. All costs for such advertisements shall be borne by the successful Franchisee.

Sealed bids offered for the purchase of this franchise shall be publicly opened and read at 6:00 P.M.,C.D.T. on MAY 13, 2024. All bids shall state the bidder's acceptance of the terms and provisions set forth in the attached franchise agreement.

The Mayor shall present all written bids to the City of Dixon at its first meeting scheduled

after the Bid Deadline for the City's consideration and approval. The City reserves the right to accept any bid, to reject any and all bids received, to waive any irregularities or informalities in awarding the franchise and to accept what, in its opinion, is the best responsive and responsible bid. In the event all bids are rejected, the City reserves the right to direct by resolution or ordinance that the franchise created hereunder be offered again for sale until a satisfactory bid is received and approved.

The franchise created by this ordinance shall become effective when the franchise agreement is signed by the successful bidder and the City.

Introduced and publicly read on First Reading, this the 11th day of March 2024.

Publicly read and finally approved on Second Reading, this the 8th day of April 2024.

DORRIS CROWLEY, Mayor City of Dixon, KY

ATTEST: BARBARA GOFF, City Clerk

Affidavit of Publication

I, Anthony L. Catlett, editor of The Sebree Banner, affirm that a public notice advertising for bids for a sale of gas franchise for the City of Dixon, KY was published in The Sebree Banner April 24, 2024 issue as required by city ordinance 2024-1.

Anthony L. Catlett, editor

Subscribed and sworn before me this 25th day of April 2024, in the county of Webster in the state of Kentucky.

reginal. Citletts

Regina A. Catlett, notary KYNP52676 My commission expires June 30, 2026.

