#### COMMONWEALTH OF KENTUCKY

#### BEFORE THE PUBLIC SERVICE COMMISSION

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Electronic Application Of Kentucky Power Company	)	
For A Certificate of Public Convenience And	)	
Necessity Authorizing The Applicant To Apply For		Case No. 2024-00257
And Obtain A Franchise From The City Of Russell In	)	
Greenup County, Kentucky	)	

#### APPLICATION

Kentucky Power Company applies to the Public Service Commission of Kentucky pursuant to KRS 278.020(4) and 807 KAR 5:001, Section 15(1) for an Order **to be issued on or before August 26, 2024** for a Certificate of Public Convenience and Necessity authorizing the Company to apply for and obtain a franchise to use the streets and rights-of-way of the City of Russell, located in Greenup County, Kentucky, for the provision of retail electric service, and in support thereof states:

#### **APPLICANT**

1. Kentucky Power was incorporated in 1919 under the laws of the Commonwealth of Kentucky and is in good standing with the Commonwealth. The Company's mailing address is 1645 Winchester Avenue, Ashland, Kentucky 41101. Its electronic mail address is <a href="mailto:kentucky\_regulatory\_services@aep.com">kentucky\_regulatory\_services@aep.com</a>. Kentucky Power is engaged in the generation, purchase, transmission, distribution, and sale of electric power.

<sup>&</sup>lt;sup>1</sup> A certified copy of the Company's Articles of Incorporation and all amendments thereto was attached to the Joint Application in *In the Matter Of: The Joint Application Of Kentucky Power Company, American Electric Power Company, Inc. And Central And South West Corporation Regarding A Proposed Merger*, P.S.C. Case No. 99-149. The Company's August 8, 2024 Certificate of Existence is attached as **EXHIBIT 1**.

2. The Company serves approximately 163,000 retail customers in the following 20 counties of eastern Kentucky: Boyd, Breathitt, Carter, Clay, Elliot, Floyd, Johnson, Knott, Lawrence, Leslie, Letcher, Lewis, Magoffin, Martin, Morgan, Owsley, Perry, Greenup, and Rowan. In addition, the Company also supplies electric power at wholesale to other utilities and municipalities in Kentucky for resale. Kentucky Power is a utility as defined by KRS 278.010.

#### PUBLIC CONVENIENCE AND NECESSITY

- 3. The Company currently is rendering, and for a number of years has been rendering, retail electric service in and to the City of Russell in Greenup County, Kentucky.
- 4. The provision of retail electric service in and to the City of Russell requires that Kentucky Power place its facilities on, under, above, and along the streets, alleys, public grounds, and rights of way, or otherwise make use of the streets, alleys, public grounds, and rights of way, of the City of Russell.
- 5. The public convenience and necessity requires that Kentucky Power continue to provide retail electric service to and in the City of Russell. The City of Russell lies within the certified territory of Kentucky Power, as that term is defined in Chapter 278 of the Kentucky Revised Statutes, and such as Kentucky Power possesses the exclusive right to provide retail electric service in and to the City of Russell. KRS 278.018(1).
- 6. Kentucky Power's existing franchise to place its facilities on, under, above, and along the streets, alleys, public grounds, and rights of way, or otherwise make use of the streets, alleys public grounds, and rights of way, of the City of Russell for the purpose of providing retail electric service expires September 22, 2024.
- 7. The Company desires to bid for a franchise to use the streets, alleys, public grounds, and rights of way of the City of Russell for the provision of retail electric service to and

in the City of Russell. Kentucky Power respectfully requests the Commission issue its Order on or before August 26, 2024 granting the Company a certificate of public convenience and necessity so that it may bid for the required franchise on August 28, 2024.

- 8. A copy of the ordinance providing for the advertisement and sale of the City of Russell franchise is attached hereto as **EXHIBIT 2**.
- 9. The advertisement to receive bids on the City of Russell franchise was published in a newspaper of general circulation in Greenup County on August 8, 2024. A copy of the published advertisement is attached hereto as **EXHIBIT 3**.
- 10. If successful in obtaining a franchise from the City of Russell, Kentucky Power will file a copy of the franchise with the Commission using the Commission's electronic tariff filing system.

#### COMMUNICATIONS

11. Kentucky Power respectfully requests that communications in this matter be delivered to:

Katie M. Glass Stites & Harbison PLLC kglass@stites.com

Kenneth J. Gish, Jr. Stites & Harbison PLLC kgish@stites.com

Hector Garcia Santana hgarcia1@aep.com

Kentucky Power Company
Kentucky regulatory services@aep.com

Kentucky Power and the persons indicated above possess the facilities to receive electronic transmissions. Kentucky Power waives service by United States mail.

WHEREFORE, Kentucky Power Company respectfully requests that the Public Service Commission of Kentucky issue an Order on or before August 26, 2024:

- (a) Granting the Company a certificate of public convenience and necessity authorizing Kentucky Power to bid upon and obtain a franchise from the City of Russell, Greenup County, Kentucky to use the streets, alleys, public grounds, and rights of way to provide retail electric service in the city; and
  - (b) Granting the Company all further relief to which it may appear entitled.

Respectfully submitted,

Katie M. Glass

STITES & HARBISON PLLC

421 West Main Street

P. O. Box 634

Frankfort, Kentucky 40602-0634

Telephone: (502) 223-3477 Fax: (502) 560-5377

kglass@stites.com

Kenneth J. Gish, Jr.

STITES & HARBISON PLLC

250 West Main Street, Suite 2300

Lexington, Kentucky 40507-1758

Telephone: (859) 226-2300

Fax: (859) 253-9144

kgish@stites.com

COUNSEL FOR KENTUCKY POWER COMPANY

# Exhibit 1

# 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: 317061

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,

### KENTUCKY POWER COMPANY

KENTUCKY POWER COMPANY is a corporation duly incorporated and existing under KRS Chapter 14A and KRS Chapter 271B, whose date of incorporation is July 21, 1919 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 8<sup>th</sup> day of August, 2024, in the 233<sup>rd</sup> year of the Commonwealth.



Michael G. adams

Michael G. Adams Secretary of State Commonwealth of Kentucky 317061/0028317

# Exhibit 2

### Ordinance No. 7, 2024

An Ordinance of the City Council of the City of Russell, 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 Russell, Greenup 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 Russell, Greenup County, Kentucky, and

WHEREAS, there exists a public necessity for adequate service of electric power and energy to the citizens of the City of Russell, Greenup 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 Russell, Greenup County, Kentucky, and to persons, firms and corporations beyond the limits of the City of Russell, Greenup County, Kentucky.

BE IT ORDAINED BY THE CITY OF RUSSELL, GREENUP KENTUCKY, AS FOLLOWS:

#### **SECTION I**

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 Russell, Greenup 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.

#### SECTION2

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.

#### SECTION3

The franchise, privilege, right and authority shall be in full force and effect for a period of ten (10) 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 Russell 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.

#### **SECTION6**

Whenever in this franchise either the City of Russell 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.

#### **SECTION7**

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.

#### SECTION9

The Mayor for the City of Russell, Greenup 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 Council, and said Special Commissioner is directed to offer said franchise for public sale to the highest bidder on the 28<sup>th</sup> day of August, 2024, at 2:00 pm. in the Council Chambers of the Russell City Building, at 410 Ferry Street, Russell, Kentucky, after due notice had been given by publication or advertisement as required by law.

#### **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 advertising for receiving bids. Thereafter, the Special Commissioner shall report and submit to the City Council at the time and place of its next regular meeting said bids and proposals for its approval, and said City Council reserves the right for and on behalf of the City of Russell to reject any and all bids for said franchise, privilege, right and authority.

In the event the bids reported by the Special Commissioner shall be rejected by the said City Council, 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 Russell, Greenup 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 29th day of July, 2024.

SamuelR. Simpson, IV

Mayor

ATTEST:

City Clark

infer Williams

First Reading & Adoption: July 25, 2024 Second Reading & Adoption: July 29, 2024

Publication: August 8th, 2024

# Exhibit 3

# **Public Notice**

# UK utilizes network to provide expanded heart care

By Melissa Patrick **Kentucky Health News** LEXINGTON

of the many UK that strives HealthCare to improve the heart health of Kentuckians is through its Gill Heart and Vascular Institute Affiliate Network, which includes a community of hospitals

close to home. Among those hospitals is UK/King's Daughters in Ashland.

across the state working

to ensure patients receive

high-quality cardiac care

The program serves a great need, since heart disease is the leading cause of death in Kentucky and the state has one of the country's

PUBLIC ROTTLE

Notice is hereby given that The City of Greenup, 1005 Walnut Street, Greenup, ICT 41144 has filed an applica tion with the Energy and Environment Cabinet to install The Phase 9A Waterline Extension Project. The project will be lornied along Lower White Clak Road, Buck Bol-low Road, and Pennington Bollow Road. Any comments or objections can be submitted via entail to: DOWFlandplain@ky.gov Kentucky Division of Water, Floodplain Management Section, 300 Sower Bod. Frankfort, ICY 40601. Call 502-564-3410 with questions. Published Arg. 1, 2024, Arg. 9, 2024

highest rates of heart disease. Dr. Navin

Rajagopalan, director of the affiliate network, said it is made up of over 20 hospitals.

"Our key mantra is always . . . one of collaboration," he said. "The University Kentucky is a big hospital, we have lots of services here. But we never want to be seen as competing with local, community hospitals for their patients. So we want patients to stay local for as long as possible to receive optimal

cardiovascular care." He added that while it's important for UK's program to remain strong for patients who may need higher levels of care, the goal of the network is to "provide resources, education, and training, where appropriate, to the hospitals in

our network." CEO Ed Heath said being in the network "furthers our mission to heal the sick and to improve the health of the communities we serve." "We look forward to

utilizing the expertise of UK HealthCare and the perks of this affiliation to better serve our patients," he added.

Rajagopalan stressed that the program isn't about UK taking over a hospital's cardiovascular program, but is designed to foster collaboration and expertise-sharing among the member hospitals. Members of the network have access to educational resources, quality-improvement initiatives and cialized training, and Rajagopalan said the network can provide outreach clinics or assist cardiovascular imaging. "The idea . . . is

COMMONWEALTH OF KENTUCKY GREENUP DISTRICT COURT CASE NO. 24-C-00226

THE LOWE COMPANY,

AMENDED NOTICE OF SALE

JAMES P. CRAFT, JR.

DEFENDANT.

PLAINTIFF,

In pursuance of the Judgment and Order of Sale entered in the above styled action, I will on Friday, August 16, 2024 at 9:30 a.m., offer for sale at public auction to the highest and best bidder, inside the front doors at the Greenup County Courthouse, Greenup County, Kentucky, the following:

2002 Mobile home (VIN #1NFLY26A57290SSI3)

The above referenced property located on Lot No. 19 in Lowe's Mobile Home Park, Inc., in Flatwoods, Kentucky, shall be sold on terms of cash. Reference is hereby made to all proceedings in said case now on file with the Clerk of the Greenup District Court, Greenup, Kentucky, this 23RD day of July, 2024.

> /s/ Matt Smith SHERIFF, GREENUP COUNTY, KY

Published:

August I, 2024 August 8, 2024 August 15, 2024

> COMMONWEALTH OF KENTUCKY **GREENUP CIRCUIT COURT DIVISION I** ACTION NO. 23-CI-00426

PENNYMAC LOAN SERVICES, LLC

**PLAINTIFF** 

KEVIN D. CARTER, ET AL

**DEFENDANTS** 

## NOTICE OF SALE

Pursuant to a Judgment and Order of Sale entered in the above styled action on July 11, 2024, I will on Tuesday, August 13, 2024, at the hour of 1:00 p.m., offer for sale at public auction to the highest and best bidder at the main and front door of the Greenup County Courthouse at Greenup, Kentucky, the following described real estate, to-wit:

Property Address: 513 Riverside Drive, Russell, KY 41169 Parcel ID: 186-20-01-048.00

Being Lots Nos. 30 and 10 1/2 feet of Lot No. 29 of the Bixby Wilson Addition, Russell, Greenup County, Kentucky.

Being the same property conveyed by Carolyn Herron, single, to Kevin D. Carter and Gwendolyn Carter, husband and wife, by Deed dated January 6, 2001, and recorded in Deed Book 645, Page 110, Greenup County Court Clerk's Records.

The above described property shall be sold as a whole on terms of cash or on a credit of thirty (30) days. If sold on terms of credit, the purchaser shall be required to make a deposit of 10% of the purchase price and shall execute a bond with good surety for the remaining balance, said bond being payable to the Master Commissioner and shall bear interest at the rate the Judgment herein bears from the date of the sale until paid and shall have the force and effect of a judgment, upon which execution may issue, if not paid at maturity. A lien shall be retained upon the real estate so sold as additional security.

Out of the proceeds derived from the sale herein, the Master Commissioner shall retain the same until further Orders of the Court. Reference is hereby made to all proceedings in this case now on file with the Clerk of the Greenup Circuit Court, Greenup, Kentucky, this the 15th day of July, 2024.

> /s/ Reagan Reed REAGAN REED MASTER COMMISSIONER GREENUP CIRCUIT COURT P. O. Box 648 Greenup, KY 41144

Telephone: (606) 473-3839 Facsimile: (606) 473-0144 E-Mail: greenupcountymc@gmail.com

PUBLISHED:

July 25, 2024 August 1, 2024 August 8, 2024

that patients can receive specialized care close to home," he said.

When Dr. Michael Karpf was running UK HealthCare in 2013, he

said it needed to expand its geographical reach to maintain its national status and to ensure access to quality care for

Kentuckians.

"We want the hospital to be the first choice when it comes to complex care," he said, identifying several regional competitors."

## NOTICE OF SALE

Pursuant to the provisions of Ordinance No. 7, 2024 I, the undersigned, Mayor of the City of Russell, Kentucky, will offer for sale at public auction an electric power franchise and will sell same to the highest and best bidder, subject to the right reserved in said ordinance to the City Council of the City of Russell, Kentucky, to reject any and all bids; said sale to be held at the hour of 2:00 p.m. on August 28, 2024 in the council chambers at 410 Ferry Street, Russell, Kentucky. All persons, firms or corporations desiring to offer bids shall submit them in writing at said time and place in accordance with and subject to the terms and provisions set forth in Ordinance No. 7, 2024, a summary of which ordinance is as follows:

ORDINANCE No. 7, 2024

An Ordinance of the City Council of the City of Russell, 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 Russell, Greenup 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 Russell, Greenup County, Kentucky, and

WHEREAS, there exists a public necessity for adequate service of electric power and

energy to the citizens of the City of Russell, Greenup 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 Russell, Greenup County, Kentucky, and to persons, firms and corporations beyond the limits of the City of Russell, Greenup County, Kentucky. BE IT ORDAINED BY THE CITY OF RUSSELL, GREENUP KENTUCKY, AS FOLLOWS:

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 Russell, Greenup 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

Said lines and appurtenances shall be constructed so as to interfere as little as pos-

sible 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 pe-

riod of ten (10) years from the date of passage of the Ordinance granting the franchise. 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. The grantee of this franchise shall have the right and privilege to take up such por-

tion 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 Russell 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 Russell 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.

The Mayor for the City of Russell, Greenup 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 Council, and said Special Commissioner is directed to offer said franchise for public sale to the highest bidder on the J6l" day of August, 2024, at 2:00 pm. in the Council Chambers of the Russell City Building, at 410 Ferry Street, Russell, Kentucky, after due notice had been given by publication or advertisement as required by law.

SECTIÓN 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 advertising for receiving bids. Thereafter, the Special Commissioner shall report and submit to the City Council at the time and place of its next regular meeting said bids and proposals for its approval, and said City Council reserves the right for and on behalf of the City of Russell to reject any and all bids for said franchise, privilege, right and authority.

In the event the bids reported by the Special Commissioner shall be rejected by the said City Council, 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 Russell, Greenup County, Kentucky, a plant and equipment sufficient to render the service required by this Ordinance.

Each bidder for said franchise, privilege, right and authority shall file, as a part of its bid, a certified copy of Certificate of Convenience and Necessity from the Public Service Commission of Kentucky, issued under the authority of KRS 278.020. SECTION 12

Gersefe Williams

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

APPROVED, this 29th day of July, 2024.

Samuel R Simpson 10

City Clerk

First Reading & Adoption: July 25, 2024 Second Reading & Adoption: July 29, 2024 Publication: August 8, 2024