

**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. 2025-00406  
TO BID ON A FRANCHISE ESTABLISHED BY THE CITY )  
OF FREDONIA, KENTUCKY**

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

1. The full name and mailing address of KU is Kentucky Utilities Company, c/o Louisville and Gas Electric Company, 2701 Eastpoint Parkway, Louisville, Kentucky 40223. 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	Eubank	Larue	Owen
Barren	Fayette	Laurel	Pendleton
Bath	Fleming	Lee	Pulaski
Bell	Franklin	Lincoln	Robertson
Bourbon	Fulton	Livingston	Rockcastle
Boyle	Gallatin	Lyon	Rowan
Bracken	Garrard	Madison	Russell
Bullitt	Grant	Marion	Scott
Caldwell	Grayson	Mason	Shelby
Campbell	Green	McCracken	Spencer
Carlisle	Hardin	McCreary	Taylor
Carroll	Harlan	McLean	Trimble
Casey	Harrison	Mercer	Union
Christian	Hart	Montgomery	Washington
Clark	Henderson	Muhlenberg	Webster
Clay	Henry	Nelson	Whitley
Crittenden	Hickman	Nicholas	Woodford

Daviess

Hopkins

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

4. KU is incorporated in the Commonwealth of Kentucky and the Commonwealth of Virginia, and attests it is in good corporate standing in both states. KU was incorporated in Kentucky on August 17, 1912, and in Virginia on November 26, 1991.

5. Pursuant to 807 KAR 5:001 Section 8, on December 16, 2025, 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  
2701 Eastpoint Parkway  
Louisville, Kentucky 40223  
svjudd@pplweb.com

Rick E. Lovekamp  
Senior Manager – Regulatory Strategy/Policy  
LG&E and KU Services Company  
2701 Eastpoint Parkway  
Louisville, Kentucky 40223  
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 Fredonia, 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 January 20, 2026.

Dated at Louisville, Kentucky, this 17 day of December 2025.



Sara V. Judd  
Senior Counsel  
PPL Services Corporation  
2107 Eastpoint Parkway  
Louisville, Kentucky 40223  
(502) 627-4850  
svjudd@pplweb.com

## **EXHIBIT A**

**COMMONWEALTH OF KENTUCKY  
CITY OF FREDONIA**

**ORDINANCE NO. 10-20-25**

**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 FREDONIA, KENTUCKY: FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.**

**WHEREAS**, the City of Fredonia ("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 April 17, 2016, under which that utility provided such service, will expire by its terms; April 17, 2026.

**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.

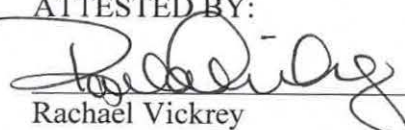
Section 5. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

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 Fredonia City Council on the \_\_20th\_\_ day of \_\_October\_\_, 2025; a second reading was held on the \_\_17th\_\_ day of \_\_November\_\_, 2025; said Ordinance was READ and APPROVED on the \_\_17th\_\_ day of \_\_November\_\_, 2025.

  
\_\_\_\_\_, Mayor  
Jim Seibert

ATTESTED BY:  
  
\_\_\_\_\_, City Clerk  
Rachael Vickrey



# Classifieds

## The Crittenden Press

### sales

8 a.m.-2 p.m., Friday & Saturday, Dec. 12 & 13 at Rozann's Place in Salem. New & slightly used toys, would make perfect Christmas gifts plus new & gently used tools, Christmas décor and more. A little bit of everything! (2t-49-p)

### services

CONCRETE WORK: Parking lots, garages, steel buildings, walls, sidewalks, driveways, room additions, rock driveways, clean ditches. Call for quote (270) 724-4672, Joe Mattingly Concrete Construction. (12t-52-p)

### legal notice

COMMONWEALTH OF KENTUCKY  
CRITTENDEN CIRCUIT COURT  
CASE NO. 25-CI-00053  
FIFTH THIRD BANK, NATIONAL ASSOCIATION, PLAINTIFF  
SUCCESSOR BY MERGER TO FIFTH THIRD BANK N.A. (SOUTHERN INDIANA) v.  
JOHN LIZAK  
1776 STATE ROUTE 1668  
MARION, KY 42064  
UNKNOWN SPOUSE, IF ANY OF JOHN LIZAK,  
1776 STATE ROUTE 1668  
MARION, KY 42064  
FIFTH THIRD MORTGAGE COMPANY  
C/O CORPORATE SERVICE COMPANY  
REGISTERED AGENT  
421 WEST MAIN STREET  
FRANKFORT, KY 40601  
UNKNOWN OCCUPANT, IF ANY, NAME UNKNOWN  
108 NORTH CLAY STREET  
MARION, KY 42064  
COMMONWEALTH OF KENTUCKY,  
COUNTY OF CRITTENDEN  
C/O PERRY NEWCOM,  
JUDGE EXECUTIVE  
200 INDUSTRIAL DRIVE,  
SUITE A  
MARION, KY 42064  
DEFENDANTS  
NOTICE OF SALE

Pursuant to a Judgment and Order of Sale and to satisfy the judgment of the Plaintiff in the above styled action, the Commissioner will offer for sale on or about the hour of 10:00 a.m., Monday December 22, 2025, at public auction to the highest bidder at the Crittenden County Office Complex at 200 Industrial Drive (the Crittenden County Courthouse being under demolition), Marion, Kentucky, the following described property: PROPERTY ADDRESS: 108 North Clay Street, Marion, Kentucky, 42064

PARCEL NO.: 070-40-13-006.00  
All iron pins set are 1/2x24" rebar with a plastic cap stamped "B.J. MAY L.S. 878". BEGINNING at a 2" iron pipe found on the east side of and 20 feet from the center of North Clay Street, corner to Arflack (d.b. 115 p.208), and being 308.4 ft. south of the center of Old Shady Grove Road; thence leaving the street and with Arflack's line S. 88 deg. 09 min. 40 sec. E. 135.71 ft. to a 2" iron pipe found, corner to Arflack (d.b. 137 p.128); thence with his line S. 86 deg. 32 min. 16 sec. E. 129.36 ft. to 1/2" rebar found in Pugh's line (d.b. 191 p.480); thence with his lines S. 01 deg. 31 min. 07 sec. W. 171.92 ft. to a 36" cherry tree, and S. 07 deg. 52 min. 49 sec. E. 9.89 ft. to a 1/2" rebar found with a plastic cap stamped "B.J. MAY L.S. 878", in Elvis James' line (d.b. 164 p.433), thence with his lines S. 69 deg. 59 min. 41 sec. W., passing another of his corners (d.b. 157 p.348), in all 38.62 ft. to an iron pin set, corner to Tract 3; thence with the north line of Tract 3 N. 85 deg. 02 min. 09 sec. W 59.94 ft., to an iron pin set, corner to Tract 2; thence with the north line of Tract 2 N. 85 deg. 02 min. 48 sec. W. 92.56 ft. to a 1/2" iron rebar found, corner to Winders (d.b. 141 p.544); thence with her line N. 85 deg. 02 min. 48 sec. W. 92.14 ft. a 1/2" rebar found on the east side of and 20 feet from the center of N. Clay St.; thence with the east side of the street N. 05 deg. 32 min. 58 sec. E. 186.82 ft. to the beginning, containing 1.20 acres, more or less, according to a survey by Billy J. May L.S. 878 of J & J LAND SURVEYS on July 19, 2002.

Being all of that certain property conveyed to John Lizak and his wife Betty L. Lizak from Elvis Wayne James and wife Robin James for their joint lives with the remainder to the survivor in fee simple by Deed dated 08/16/2003 and recorded 08/18/2003 in volume 196, Page 717 in the land records of Crittenden County, Kentucky. Pursuant to right of survivorship, John Lizak became the sole owner of the above described property upon the death of his spouse, Betty Lizak, who died on or about June 14, 2016.

ALL REFERENCES HEREIN TO THE CRITTENDEN COUNTY COURT CLERK'S OFFICE.

THE DESCRIPTION OF THE PROPERTY CONVEYED HEREIN WAS PROVIDED TO THE DRAFTSMAN BY

THE PLAINTIFF AND THE DRAFTSMAN DOES NOT CERTIFY THE ACCURACY OF THE SAME NOR ANY EXISTING EASEMENTS

Terms: The following terms are in effect unless otherwise mentioned above:

At the time of sale, the successful bidder shall either pay full cash or make a deposit of ten percent (10%) of the purchase price with the balance on credit for thirty (30) days. If the purchase price is not paid in full, the successful bidder shall execute a bond at the time of sale with sufficient surety to secure the unpaid balance of the purchase price. The bond shall bear interest at the rate of 6% from the date of sale until paid. In the event the successful bidder is one of the parties, they shall be allowed a credit against the purchase price of their pro rata interest and pay over to the Master Commissioner the balance and any costs of sale apportioned to their interest in the property. The purchaser shall be responsible for ad valorem taxes for the year 2025 and subsequent years. No written bids are allowed and any announcements made at the sale take precedence over printed matter contained herein. To the extent applicable, the property will be sold subject to the statutory right of redemption.

The Master Commissioner does not warrant title. The Master Commissioner only conveys pursuant to the Judgment and Order of Sale. The successful bidder has 10 days after the sale to examine title and file exceptions.

Dated this the 3rd day of Dec., 2025.  
REBECCA J. JOHNSON  
MASTER COMMISSIONER  
217 WEST BELLVILLE STREET  
P.O. BOX 415  
MARION, KENTUCKY 42064  
270-965-2222

### bid notices

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for snow removal and/or debris removal and/or tree cutting services for 2026. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. Bidders must show proof of liability insurance, provide equipment size(s) and price per hour of operation or price per tree to be cut. If you have any questions regarding this bid notice, contact the office of the Judge Executive on 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for the application of Chip and Seal, single and double layer, on various roads in Crittenden County during 2026. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. If you have any questions regarding this bid notice, contact the office of the Judge Executive on 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for the application of bituminous hot mix asphalt on various roads in Crittenden County for 2026. All bids must state the price per applied

ton as well as the FOB price if available. Bids may include the price for any or all of the following mixes: base, binder, and surface asphalt; and shall meet KYTC Std. Spec. for Road and Bridge Const. Sect. 403.03.01. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. If you have any questions regarding this bid notice, contact the office of the Judge Executive on 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for FOB pricing on all aggregate materials for 2026. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. If you have any questions regarding this bid notice, contact the office of the Judge Executive on 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for RS-2 Oil delivered in bulk to the county road garage for 2026. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during the regularly scheduled meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. If you have any questions regarding this bid notice, contact the office of the Judge Executive on 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for the following lubricant products delivered to the county road garage for 2026. Items include SAE 15-40

that meets CAT, ECF-3, API, CJ-4, and ACEA E9 specs; SAE 5-20 Synthetic Motor Oil that meets API SN specs; ATF D/M GM Dexron IIIH, Allison C-4, and Ford Mercon transmission fluids; DEF fuel additive; and 120-pound Barrel Grease EP-2. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject box. If you have any questions regarding this bid notice, contact the County Road Supervisor on 270-969-1772. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for 2026 on the following products to be delivered to the county road garage located at 1901 U.S. 60 E. Marion KY 42064. Items being accepted for bid are 12 ga. Metal culverts sizes ranging from 12" to 42" diameter and various lengths plain and coated and round and arched, and N-12

plastic culverts sizes ranging from 12" to 42" diameter and 4" perforated and non-perforated coils. Also being bid are connection bands for both types of culverts. All bids must be submitted to the County Judge Executive's office, 200 Industrial Dr., Ste. A, Marion KY 42064, or email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject line. If you have any questions regarding this bid notice, please contact the County Road Supervisor at 270-969-1772. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for portable toilet services for 2026. All bids must be submitted to the county Judge Executive's office at 200 Industrial Dr., Ste. A, Marion KY 42064 or by email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject line. If you have any questions regarding this bid notice, please contact the Judge Executive's office at 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

ation during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject line. If you have any questions regarding this bid notice, please contact the Judge Executive's office at 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

BID NOTICE: The Crittenden County Fiscal Court is accepting sealed bids for the Pest Control services on all county owned facilities for 2026. A list of addresses and facilities can be obtained by calling the Judge Executive's office. All bids must be submitted to the county Judge Executive's office at 200 Industrial Dr., Ste. A, Marion KY 42064 or by email at kristi.drury@crittendencountyky.org by 4:30 p.m. CST December 18, 2025. Bids will be opened by the bid review committee of the Fiscal Court on December 19, 2025, at 3:00 p.m. and presented to Fiscal Court for consideration during a special meeting of the Fiscal Court on December 23, 2025, at 4:30 p.m. Please indicate the item being bid on the outside of the envelope or in the subject line. If you have any questions regarding this bid notice, please contact the Judge Executive's office at 270-965-5251. The County reserves the right to accept or reject any or all bids in accordance with KRS 45-A. (1t-49-c)

### NOTICE OF SALE OF FRANCHISE

By virtue of an ordinance heretofore passed by the City Council of Fredonia, Kentucky, directing the advertisement for bids and selling of a franchise to use certain streets, alleys, and public grounds of the City of Fredonia, Kentucky for the purpose of owning, operating, equipping and maintaining a system for the transmission and distribution of electric energy. The City Clerk of Fredonia will on January 20, 2026, at or about 7 p.m., sell at public auction to the highest bidder at the City Hall of Fredonia, 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 Fredonia City Clerk, 312 Cassidy Avenue, Fredonia, Kentucky.

The ordinance by title and summary is as follows: ORDINANCE #10-20-2025. 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.

### COMMONWEALTH OF KENTUCKY CITY OF FREDONIA

#### ORDINANCE NO. 10-20-25

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 FREDONIA, KENTUCKY; FOR FURNISHING AND SELLING ELECTRICITY BY MEANS OF SAID FACILITIES; AND PROVIDING FOR THE SALE OF SAID FRANCHISE.

WHEREAS, the City of Fredonia ("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 April 17, 2016, under which that utility provided such service, will expire by its terms, April 17, 2026.

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 Fredonia City Council on the 20th day of October, 2025; a second reading was held on the 17th day of November, 2025; said Ordinance was READ and APPROVED on the 17th day of November, 2025.

Signed Mayor  
Jim Seibert

ATTESTED BY  
City Clerk  
Rachael Vickrey

M

G

&

- plumbing
- septic tanks
- dirt work

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270-994-3143

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