

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION OF KENTUCKY**

In the Matter of:

Electronic Application Of Kentucky Power Company)	
For A Certificate of Public Convenience And)	
Necessity Authorizing The Applicant To Apply For)	Case No. 2026-00164
And Obtain A Franchise From The City Of)	
Prestonsburg In Floyd County, Kentucky)	

APPLICATION

Kentucky Power Company (“Kentucky Power” or the “Company”) applies to the Public Service Commission of Kentucky (the “Commission”) pursuant to KRS 278.020(4) and 807 KAR 5:001, Section 15(1) for an order **to be issued on or before June 18, 2026** for a Certificate of Public Convenience and Necessity (“CPCN”) authorizing the Company to apply for and obtain a franchise to use the streets and rights-of-way of the City of Prestonsburg, located in Floyd County, Kentucky, for the provision of retail electric services, 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 in the Commonwealth.¹ The Company’s mailing address is: 1645 Winchester Avenue, Ashland, Kentucky 41101. Its electronic mailing address is: kentucky_regulatory_services@aep.com. Kentucky Power is engaged in the generation, purchase, transmission, distribution, and sale of electric power.

¹ 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*, Ky PSC Case No. 99-149. The Company’s June 12, 2026 Certificate of Existence is attached hereto as **EXHIBIT 1**.

2. The Company serves approximately 162,000 retail customers in the following 20 counties of eastern Kentucky: Boyd, Breathitt, Carter, Clay, Elliott, Floyd, Johnson, Knott, Lawrence, Leslie, Letcher, Lewis, Magoffin, Martin, Morgan, Owsley, Perry, Greenup, and Rowan. Kentucky Power is a utility defined by KRS 278.010.

PUBLIC CONVENIENCE AND NECESSITY

3. The Company is currently rendering, and for a number of years, has been rendering, retail electric service to the City of Prestonsburg in Floyd County, Kentucky.

4. The provision of retail electric services in and to the City of Prestonsburg 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 Prestonsburg.

5. The public convenience and necessity requires that Kentucky Power continues to provide retail electric service to and in the City of Prestonsburg. The City of Prestonsburg lies within the certified territory of Kentucky Power, as that term is defined in Chapter 278 of the Kentucky Revised Statutes, and as such Kentucky Power possesses the exclusive rights to provide retail electric service in and to the City of Prestonsburg. *See* KRS 278.018(1).

6. Kentucky Power's existing franchise to place its facilities on, above, and along the streets, alleys, public grounds, and rights-of-way of the City of Prestonsburg for the purpose of providing retail electric service expired in April 2025.

7. The Company desires to bid for a franchise to use the streets, alleys, public grounds, and rights-of-way of the City of Prestonsburg for the provision of retail electric service to and in the City of Prestonsburg. Kentucky Power respectfully requests the Commission issue

its Order on or before June 18, 2026, granting the Company a CPCN so that it may bid for the required franchise on June 22, 2026.

8. A copy of the ordinance providing for the advertisement and sale of the City of Prestonsburg franchise is attached hereto as **EXHIBIT 2**.

9. The advertisement to receive bids on the City of Prestonsburg franchise was published in the newspaper of general circulation for the City of Prestonsburg on June 3, 2026. A copy of the published advertisement is attached hereto as **EXHIBIT 3**.

10. If successful in obtaining a franchise from the City of Prestonsburg, 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 the matter be delivered to:

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

Juan M. Dawson, II
Stites & Harbison, PLLC
jdawson@stites.com

Amy J. Elliott
Kentucky Power Company
ajelliott@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 services by United States Mail.

WHEREFORE, Kentucky Power Company respectfully requests that the Public Service Commission of Kentucky issue an Order on or before June 18, 2026:

- (a) Granting the Company a CPCN authorizing Kentucky Power to bid on and obtain a franchise from the City of Prestonsburg, Floyd 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,



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: 370603
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; that the most recent annual report required by KRS 14A.6-010 has been delivered to the Secretary of State; and is therefore in good standing.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Official Seal at Frankfort, Kentucky, this 12th day of June, 2026, in the 235th year of the Commonwealth.



Michael G. Adams

Michael G. Adams
Secretary of State
Commonwealth of Kentucky
370603/0028317

Exhibit 2

ORDINANCE NO. 08 2026

An Ordinance of the City Council of the City of Prestonsburg, 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 Prestonsburg, Floyd 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 Prestonsburg, Floyd County, Kentucky, and

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

BE IT ORDAINED BY THE CITY OF Prestonsburg, Floyd County, KENTUCKY, AS FOLLOWS:

SECTION 1

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 Prestonsburg, Floyd 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.

SECTION 2

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.

SECTION 3

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 Prestonsburg 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. During the term of the franchise, when the grantee of the franchise sets a new pole within the city, the grantee and the city will use reasonable efforts to communicate with the other joint users whose equipment and facilities are on the pole being replaced to request that the joint users relocate their equipment and facilities to the replacement pole within a reasonable time after the grantee has relocated its equipment and facilities to the replacement pole.

SECTION 6

Whenever in this franchise either the City of Prestonsburg 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.

SECTION 9

The City Clerk for the City of Prestonsburg, Floyd 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 22 day of June 2026, at 11:00 a.m. at the front door of the City Building, at 200 North Lake Drive, Prestonsburg, Kentucky, 41163, after she has given due notice thereof 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 Prestonsburg 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 Prestonsburg, Floyd County, Kentucky, a plant and equipment sufficient to render the service required by this Ordinance.

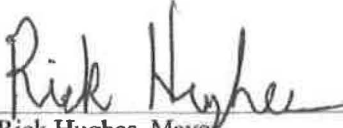
SECTION 11

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.

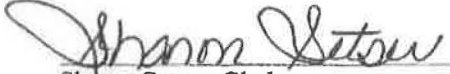
SECTION 12

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

APPROVED, this 29 day of May, 2026.


Rick Hughes, Mayor

ATTEST:


Sharon Setser, Clerk

Introduction and First Reading: April 27, 2026

Second Reading: May 29, 2026

Exhibit 3

PHONE: (800) 539-4054

EMAIL: ecompton@floydct.com

MAIL: P.O. Box 802 • Pikeville, KY 41502

FAX: (606) 437-4246

Deadline is Friday @ 3PM

Pre-Pay and Save!

All major credit cards accepted



Floyd County Chronicle & Times • Page 3B • June 2-8, 2026

TO OUR READERS **LEADS** **LEADS** **LEADS** **LEADS** **LEADS** **LEADS** **LEADS**

PLEASE CHECK YOUR AD
Please read your ad the first day it appears in the paper. Report any errors immediately and we will gladly correct any errors published. Great! It will be issued for one (1) day only. After the first day the ad can be corrected for the remaining number of runs, but credit will not be issued for days ad run incorrectly.

POLICIES
The Floyd County Chronicle and Times reserves the right to edit, properly classify, cancel or decline any ad. We will not knowingly accept advertising that discriminates on the basis of sex, age, religion, race, national origin or physical disability.

PUBLISHER'S NOTICE

All real estate advertising in this newspaper is subject to the Fair Housing Act which makes it illegal to advertise "any preference, limitation or discrimination based on race, color, religion, sex, handicap, familial status or national origin, or an intention to make any such preference, limitation or discrimination." Familial includes children under the age of 18 living with parents or legal custodians, pregnant women and people securing custody of children under 18. This newspaper will not knowingly accept any advertising for real estate which is in violation of the law. Our readers are hereby informed that all dwellings advertised in this newspaper are available on an equal opportunity basis. In compliance with the Equal Housing Opportunity Act, HUD toll-free at 1-800-669-9777. The toll-free number is available on the hearing impaired at 1-800-927-5273.



LEADS

ADVERTISEMENT FOR BIDS
The Floyd County Fiscal Court is accepting sealed bids for the demolition and disposal of four (4) properties as part of DR 4683 FEMA buyout Program will be received by Missy Allen, Administrative Assistant/Special Projects Director, Floyd County Fiscal Court, Floyd County Court House, 2nd Floor, 149 S. Central Avenue, Suite 9, Prestonsburg, KY 41653 until 3:00 p.m. EST, Friday, June 12, 2026, and then at said office public opening and read aloud at their next scheduled meeting. **CONTACT:** 2025-0090 (DH-0065) Four (4) sites located in

the area of Wayland, Garrett, & Daniels, KY. The Bid Specification and Bid Form and other related forms may be obtained by contacting Missy Allen at 606-886-9193 or at the Floyd County Courthouse between the hours of 8:00 a.m. - 4:00 p.m. Monday through Friday. The contract must be in a bid form and submitted with the contract number written on the outside of the envelope. Potential bidders must attend a Mandatory Pre-Bid Site Inspection scheduled for Tuesday, June 9th, 2026 at 9:00 a.m. at the Floyd County Community Center. The Owner reserves the right to waive any informalities or reject any and all bids. All structure(s) must be demolished and material disposed of each within 90 days of award.

Floyd County Fiscal Court

ADVERTISEMENT FOR BIDS

The Floyd County Fiscal Court is accepting sealed bids for the demolition and disposal of eleven (11) properties as part of DR 4683 FEMA buyout Program and will be received by Missy Allen, Administrative Assistant/Special Projects Director, Floyd County Fiscal Court, Floyd County Court House, 2nd Floor, 149 S. Central Avenue, Suite 9, Prestonsburg, KY 41653 until 3:00 p.m. EST, Thursday, June 18th, 2026, and then at said office public opening and read aloud at their next scheduled meeting. **CONTACT:** 2025-0075 (DR-0076) Eleven (11) sites located in the areas of Wayland, Garrett, Langley, Muddy Gut, Drift, and Melvin, KY. The Bid Specification and Bid

APPLICATIONS BEING ACCEPTED FOR 1-2 Bedroom Apartments
Located on Myra Branch in Prestonsburg. All utilities included, rent is based on gross monthly income. Several activities such as law dancing, crafts, church services, hair salon, furnished with stove, refrigerator, emergency alarm system and air conditioner. For more information, please call Highland Heights at 606-886-1025, TDD: 1-800-648-6056 or 711 or come by the office for an application.

Form and other related forms may be obtained by contacting Summit Architects + Engineers, 160 Lanoka Branch, Suite #2, Pikeville, KY 41501. *Summit Architects + Engineers, 3285 Summit Square, Lexington, KY 40509. The Contract Documents may be purchased from Lynn Imaging, Inc. at 328 Old Vine Street, Lexington, KY 40507, or at www.lynnimaging.com. The OWNER and ENGINEER shall not be responsible for any full or partial sets of Contract Documents obtained from any other source. No bid will be considered unless submitted on the Bid Form provided with the Contract Documents. The OWNER reserves the right to reject any and all bids or to let the contract in whole or in part and to waive formalities. A Pre-Bid Meeting will be held at the Prestonsburg Housing Authority office at 3:00 pm on Tuesday, June 9, 2026. Federal wage and

Floyd County Fiscal Court

ADVERTISEMENT FOR BIDS

Separate sealed bids for the construction of a project entitled: **Indian Hills Parking Improvements**. Project will be received by the Prestonsburg Housing Authority, at its office at 12 Walnut Hill Street, Prestonsburg, KY 41653 until 2:00 PM on June 14, 2026. Bids received shall be publicly opened and read aloud immediately after the close of the bid period. The work consists of construction of a new 475 SY asphalt parking lot to serve an existing 10-unit Housing Complex, including site grading, concrete curbs, sidewalk, stairs, storm drainage and asphalt paving. The Contract Documents may be examined at the following locations: • Prestonsburg Housing Authority, 12 Blaine Hill

APPLICATIONS BEING ACCEPTED FOR 1,2,3 & 4 Bedroom Apartments

Located in Prestonsburg in Highland Heights Apartments in Gettie Roberts addition and Cliffside Apartments on Cliff Road. Rent is based on gross monthly income. All utilities included at Highland Heights and a utility allowance at Cliffside. Learning centers at both sites with computers available. For more information, call Highland Heights at 606-886-0808 and Cliffside at 606-886-1010. TDD: 1-800-648-6056 or 711 or come by the office for an application.

hour provisions apply to this project. All provisions of the U.S. Department of Housing and Urban Development of a bid are applicable to this contract.

INVITATION TO BID

Floyd County Schools
442 KY RT 550
Eastern, KY 41622

Exterior Painting of South Floyd Elementary

The Floyd County Board of Education is requesting sealed bids for the exterior painting of South Floyd Elementary. All sealed bids must be submitted using the official bid form and clearly marked on the exterior of the envelope: "Exterior Painting of South Floyd Elementary." Only bids submitted on official bid forms obtained from the district will be accepted.

Project Scope
This project will include, but is not limited to, the preparation, caulking, and cleaning of the exterior surfaces of South Floyd Elementary. Contractors will be responsible for proper surface preparation and cleanup associated with the project. All work shall be completed in a professional manner and in accordance with industry standards. To obtain copies of the official bid forms, this request for sealed bids, and to schedule site visits, contact Kevin O'Quinn, Chief Facilities Officer, at 442 KY RT 550, Eastern, KY 41622, or by phone at 606-874-3529 between the hours of 8:30 a.m. and 3:00 p.m., Monday through Friday, prior to the time and date specified for bid opening. Sealed bids may be mailed or hand-delivered to: Kevin O'Quinn, Chief Facilities Officer, 442 KY RT 550

Eastern, KY 41622

Board of Education assumes no responsibility for delays caused by mail delivery services. Bids will be opened and read aloud at the time and location stated above. Interested parties are invited to attend the bid opening. The Floyd County Board of Education reserves the right to reject any and/or all bids.

NOTICE OF BOND RELEASE Permit Number 836-0471
In accordance with the provisions of KRS 350.093, notice is

WE'RE GROWING & HIRING

HEAVY EQUIPMENT PARTS PERSON
Candidate must have at least 10 years of experience.
OFFICE PROFESSIONAL
Candidate must be well versed in Excel and thrive in a fast-paced environment.
If you're dependable, motivated and ready for a great opportunity, now's the time to apply.
For more information on these positions, email ehall@bizzackconstruction.com or call Eric at 606-372-0181.
BIZZACK CONSTRUCTION LLC

NOTICE OF SALE
Pursuant to the provisions of Ordinance No. 08-2026, I, the undersigned, City Clerk of the City of Prestonsburg, 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 Prestonsburg, Kentucky, to reject any and all bids; said sale to be held at the hour of 1:00 p.m. on June 22, 2026, at the front door of the City Building, located 200 N. Lake Dr. #104, Prestonsburg, Kentucky. All persons, firms or corporations desiring to offer bids shall submit them in writing to the undersigned at said time and place in accordance with and subject to the terms and provisions set forth in Ordinance No. 08-2026, a summary of which ordinance is as follows:

ORDINANCE NO. 08-2026

An Ordinance of the City Council of the City of Prestonsburg, Kentucky, Providing for the Advertisement and Sale of a Franchise Authorizing the Owner Thereof to 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.

The franchise shall be in effect for ten (10) years from the date of the passage of the Ordinance granting it. The grantee of the 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 the franchise shall have the right to take up portions of and make excavation in the streets, alleys, sidewalks, public ways and public places of the City as deemed necessary for the construction and maintenance of the aforesaid electric transmission and distribution lines, but the grantee of the franchise shall promptly prosecute such work to completion and shall leave the streets, alleys, sidewalks, public ways and public places in as good condition of repair as before such work was commenced. The franchise granted will be binding upon and will inure to the benefit of the successors and assigns of the City and of the grantee. The grantee shall 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.

Bids and proposals for the purchase and acquisition of the franchise shall be in writing and shall be delivered to Sharon Setser, City Clerk, who is appointed Special Commissioner, to sell said franchise and the Special Commissioner is directed to offer said franchise for sale at public auction on the 22nd day of June, 2026, at 1:00 p.m. at the front door of the Prestonsburg City Building, located at 200 N. Lake Dr. #104, Prestonsburg, Kentucky, after she has advertised the sale of the franchise by inserting a notice of sale in the *Floyd County Chronicle & Times*, a newspaper of general circulation, with the advertisement to include a summary of the Ordinance. Bids for the franchise shall be in writing and each bidder 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 pursuant to KRS 278.020(5).

Published: June 3, 2026

Sharon Setser
Sharon Setser, Clerk
City of Prestonsburg, Kentucky