

Covington, Kentucky

November 13, 1980

HONORABLE CITY COUNCIL  
CITY OF DRY RIDGE, KENTUCKY

BID FOR ELECTRIC FRANCHISE

In response to your offer contained in Ordinance No. 352-1980,  
passed by you on October 6, 1980, entitled:

GRANTING AND OFFERING FOR SALE A 20-YEAR  
EXCLUSIVE FRANCHISE TO PLACE ELECTRIC  
TRANSMISSION AND DISTRIBUTION FACILITIES  
IN PUBLIC STREETS AND PLACES OF THE CITY  
OF DRY RIDGE, KENTUCKY,

the undersigned, The Union Light, Heat and Power Company, for itself,  
its successors and assigns, herein called Company, submits its bid  
and requests that such franchise be awarded to it in consideration  
of which the Company shall pay the City the cost of publishing  
necessary ordinances hereto, render service and perform all the terms  
and conditions set forth in such Ordinance.

In compliance with the provisions of Section 3 of such  
Ordinance, the attached tariff, which is made a part hereof, shall,  
upon acceptance hereof and due filing, be applicable to service  
rendered within the City, until lawfully changed:

Respectfully submitted,

THE UNION LIGHT, HEAT AND POWER COMPANY

BY

  
Vice President

BILL NO. R5-R6

RATE RS

RESIDENTIAL SERVICE

AVAILABILITY

Available in all territory to which E.R.C. Ky. No. 3 applies where facilities of suitable voltage and adequate capacity are adjacent to the premise to be served.

APPLICABILITY

Applicable to electric service other than three phase service, for all domestic purposes in private residences, and single occupancy apartments.

Residences where not more than two rooms are used for rental purposes will also be included. Where multi-occupancy buildings are served through one meter this Rate will be applied on a "per residence" or "per apartment" basis. Service to the halls, basement or other common use portions of an apartment building will not be supplied under this Rate.

Where a portion of a residential unit is used for purposes of a commercial or public character, the appropriate General Service Rate is applicable to all service; provided that if the wiring is so arranged that the service for residential purposes can be metered separately, this Rate will be applied to the residential service, if the service qualifies hereunder.

TYPE OF SERVICE

Alternating current 60 Hz, single phase at Company's standard secondary voltage.

NET MONTHLY BILL

(R) Computed in accordance with the following charges:

First 100 kilowatt hours at 6.503¢ per kilowatt hour  
Next 100 kilowatt hours at 4.109¢ per kilowatt hour  
Next 300 kilowatt hours at 3.705¢ per kilowatt hour  
Next 500 kilowatt hours at 3.455¢ per kilowatt hour  
Additional kilowatt hours at 3.175¢ per kilowatt hour  
When electricity is used for "qualified" space heating, all kilowatt hours in excess of 1500 will be billed at 3.07¢ per kilowatt hour.

Plus or minus an adjustment per kWh determined in accordance with the "FUEL COST ADJUSTMENT" set forth on Sheet No. 38 of this tariff.

Minimum: \$3.05

When bills are rendered less frequently than monthly, the time related units such as energy blocks, minimum or other charges will be billed in accordance with the number of billing months in the meter reading interval.

WATER HEATING SERVICE

(R) Rider WHS-Water Heating Service is not applicable to this rate.

When Company approved electric water heaters are installed and in use as the primary source of heating water, the 3.705¢ and 3.455¢ per kilowatt hour blocks of energy will be altered as follows:

First 100 kilowatt hours plus forty (40) percent of the total kilowatt hours used in the month shall be billed at 3.125¢ per kilowatt hour, except the maximum number of kilowatt hours to be billed at 3.125¢ per kilowatt hour is five hundred (500). The remaining kilowatt hours in this energy block shall be billed at 3.455¢ per kilowatt hour.

This water heating service is not applicable where there is in use an electric water heater which may impose a demand greater than 5.5 kilowatts or to any new or replacement water heater installation or succession in the case of an old installation after August 26, 1974.

QUALIFIED SPACE HEATING

"Qualified" space heating is the heating of residential living quarters primarily through the regular use of permanently connected electric heating equipment, the installation of which meets Company's specifications.

PAYMENT

Payment of the Net Monthly Bill must be received in the Company's office within twenty-one (21) days from the date the bill is mailed by the Company. When not so paid, the Gross Monthly Bill, which is the Net Monthly Bill plus 5%, is due and payable.

SERVICE REGULATIONS

The supplying of, and billing for, service and all conditions applying thereto, are subject to the jurisdiction of the Energy Regulatory Commission of Kentucky, and to Company's Service Regulations currently in effect, as filed with the Energy Regulatory Commission of Kentucky, as provided by law.

Issued by authority of an Order of the Energy Regulatory Commission of Kentucky, dated June 12, 1980 in Case No. 7675.

Issued: June 24, 1980

Issued by W. H. Dickhoner, President

Effective: February 19, 1980

By Refund

STATE OF KENTUCKY  
COUNTY OF GRANT  
CITY OF DRY RIDGE

I, \_\_\_\_\_, Clerk of the City of Dry  
Ridge, Grant County, Kentucky, do hereby certify  
that the foregoing bid of The Union Light, Heat & Power Company is a  
true and correct copy of said bid, filed with the records of the City  
of Dry Ridge, under Ordinance No. \_\_\_\_\_,  
passed the \_\_\_\_\_ day of \_\_\_\_\_, 19 80, and recorded  
in the official journal of said City.

Given under my hand and the seal of the City of Dry  
Ridge, Grant County, Kentucky, this \_\_\_\_\_ day of  
\_\_\_\_\_, 19 80.

\_\_\_\_\_  
Clerk

ORDINANCE NO. 352-1980

GRANTING AND OFFERING FOR SALE A 20-YEAR EXCLUSIVE FRANCHISE  
TO PLACE ELECTRIC TRANSMISSION AND DISTRIBUTION FACILITIES  
IN PUBLIC STREETS AND PLACES OF THE CITY OF DRY RIDGE,  
KENTUCKY

THE COUNCIL OF THE CITY OF DRY RIDGE, STATE OF KENTUCKY,  
DOES ORDAIN AS FOLLOWS:

Section 1. The City hereby grants and offers for sale to the successful bidder an exclusive franchise, consent, right and privilege, for a period of 20 years starting from the date of acceptance of the bid of the successful bidder, to construct, reconstruct, erect, extend, operate, maintain, repair, replace, and remove (collectively called install or installation) poles, anchoring systems, manholes, pullboxes, surface mounted transformers, conduit, wires, cables, apparatus, fixtures, and equipment for the transmission and distribution of electricity (collectively called facilities) within, along, over, under and across the public streets, alleys, ways, places, lands, and grounds of the City (collectively called public property). Such transmission and distribution shall include the transmission and distribution of electricity into, through and out of the City. The successful bidder may, in its discretion, install any and all facilities overhead. The successful bidder shall not encumber public property by temporary obstructions or excavations any longer than shall be necessary in the accomplishment of such purposes. If, during the franchise period, the City constructs or relocates public property or sewer lines, water lines or other utilities owned by it and located within the boundaries of any public property, and such construction or relocation interferes with facilities of the successful bidder, the successful bidder shall, within a reasonable time after receiving written request of the Mayor of the City, move or relocate the same within public property so as not to interfere therewith; but the successful bidder shall not be required to terminate any service provided by its facilities. Where such moving or relocation of the successful bidder's facilities is required by any project of the City done in its governmental capacity, such moving or relocation shall be done

by the successful bidder at its own expense, but where the same is required by the City acting in a proprietary capacity, it shall be at the City's expense. The successful bidder shall have the right, without payment of fees, to cut, trim or remove any trees, overhanging branches or other obstructions on public property which in the opinion of the appropriate engineer of the successful bidder may endanger or interfere with the efficient installation, operation, and maintenance of the successful bidder's facilities.

Section 2. The successful bidder shall render electric service from its facilities to the City and its inhabitants at such rates and under such conditions as may be applicable and effective from time to time throughout the franchise period, as set forth in its filings with the Energy Regulatory Commission of Kentucky, and in the rules, regulations and service requirements thereof. The electric service to be rendered shall be alternating current, 60 HZ, single or three phase service, at the nominal voltage levels supplied by the successful bidder. If during the franchise period the City vacates public property under, over, in, or on which the successful bidder's facilities are located, the City shall make such provisions as may be necessary to grant the successful bidder the right to retain its facilities at their present locations, along with the rights to operate, maintain, repair, etc. as provided in Section 1 hereof.

Section 3. Each bid shall specify the rate tariffs which, until the reafter duly changed, shall be applicable to service rendered within the City.

Section 4. The successful bidder shall defend and indemnify the City against any suit or claim for any expense or liability whatsoever by reason of the sole negligence of the successful bidder, arising out of the construction, maintenance or operation of its facilities.

Section 5. The words successful bidder mean the successful bidder and his, its or their heirs, successors and assigns, each of which must, upon rendering service hereunder, be a utility providing electric service under K.R.S. §278.010 and any succeeding section. The word City means the City of Dry Ridge, Grant County, Kentucky, its successors and assigns, as it now exists or as changed through annexation, reduction of its boundaries, merger, consolidation, or other similar proceedings.

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Section 6. The City Clerk is hereby directed to advertise, as provided by law, for bids for this franchise, such bids to be received by City Council at its regular meeting to be held at 7:30 P.M. on the 1st day of December, 1980. Each bid shall be sealed and marked "Bid for Electric Franchise," and shall be opened by City Council at such regular meeting.

Section 7. This Ordinance and the bid accepted by the City Council of the City shall, upon passage of the Ordinance accepting the bid, constitute a contract between the City and the person, firm or corporation to which the franchise is awarded.

Section 8. This ordinance shall be effective at the earliest time allowed by law.

Passed this 6th day of October, 1980.

*Charles Edmondson Meyer*

Mayor

ATTEST:

*Anna Breeden*

Clerk

STATE OF KENTUCKY  
COUNTY OF GRANT  
CITY OF DRY RIDGE

I, Anna Breeden, Clerk of the City of Dry Ridge, Grant County, Kentucky do hereby certify that the foregoing is a true and correct copy of Ordinance No. 352-1980, passed by the City Council of said City on the 6th day of October, 1980 and recorded in the official journal of said City.

Given under my hand and the seal of the City of Dry Ridge, Grant County, Kentucky, this 6th day of October, 1980.

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*Anna Breeden*  
Clerk