

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, RELATING TO A CABLE TELEVISION FRANCHISE, CONDITIONALLY CONSENTING TO A TRANSFER OF THE NON-EXCLUSIVE CABLE TELEVISION FRANCHISE GRANTED UNDER ST. JOHNS COUNTY ORDINANCE 81-28 AS AMENDED AND RESTATED FROM CLEARVIEW PROPERTIES, LTD., A FLORIDA LIMITED PARTNERSHIP, TO CONTINENTAL CABLEVISION OF JACKSONVILLE, INC., A FLORIDA CORPORATION, TO OPERATE A CABLE TELEVISION SYSTEM IN CERTAIN UNINCORPORATED AREAS WITHIN THE NORTHEAST PORTION OF ST. JOHNS COUNTY, FLORIDA, WHOSE BOUNDARIES ARE DESCRIBED IN EXHIBIT "A" ATTACHED TO ORDINANCE 81-28; PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA:

SECTION 1. The transfer of the franchise established by St. Johns County Ordinance 81-28, as amended and restated by St. Johns County Ordinance 87- 61 and the franchise assets from CLEARVIEW PROPERTIES, LTD., a Florida Limited Partnership to Continental Cablevision of Jacksonville, Inc., a Florida corporation, is hereby authorized subject to the timely occurrence of the conditions described in Section 2, below.

SECTION 2. The transfer authorized by Section 1 of this Ordinance may not occur until the prior occurrence of each and every of the following events:

- (a) The filing with the Clerk of St. Johns County of a written undertaking executed by an appropriate and authorized officer of CLEARVIEW PROPERTIES, LTD., a Florida Limited Partnership, assuming and agreeing to be bound by all terms and conditions of Ordinance No. 87- 61 and the amended cable television franchise established by said Ordinance.
- (b) The filing prior to January 1, 1988 with the Clerk of St. Johns County by CLEARVIEW PROPERTIES, LTD., a Florida Limited Partnership, of a certificate acknowledging completion of the transaction conditionally approved in Ordinance No. 87- 61.

(c) The filing with the Clerk of St. Johns County of a written undertaking executed by an appropriate and authorized officer of CONTINENTAL CABLEVISION OF JACKSONVILLE, INC., assuming and agreeing to be bound by all terms and conditions of Ordinance No. 87- 61 and the amended cable television franchise established by said Ordinance.

SECTION 3. If the transfer authorized by this ordinance does not occur prior to January 15, 1988, with a certificate acknowledging completion of the transfer being filed with the Clerk of St. Johns County by CONTINENTAL CABLEVISION OF JACKSONVILLE, INC., on or before January 15, 1988, then the consent reflected by this Ordinance shall be deemed rescinded ab. initio.

SECTION 4. This Ordinance shall take effect upon the later of (i) receipt of official acknowledgment of the Department of State to the Clerk of the Board of County Commissioners that same has been filed or (ii) twenty-four (24) hours after the effective date of Ordinance No. 87- 61, whichever event is later.

PASSED by the Board of County Commissioners of St. Johns County, State of Florida, this 20 day of October, 1987.

BOARD OF COUNTY COMMISSIONERS  
OF ST. JOHNS COUNTY, FLORIDA

BY: Phyllis L. Lydon  
Its Chairman

ATTEST: Carl "Bud" Markel, Clerk

BY: Cheryl Kent  
Deputy Clerk

Adopted special meeting 10/20/87

Effective: November 3 1987

**The St. Augustine Record**  
 PUBLISHED EVERY AFTERNOON EXCEPT SUNDAY  
 ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA, }  
 COUNTY OF ST. JOHNS }

Before the undersigned authority personally appeared \_\_\_\_\_  
Kristi Robertson who on oath says that he is  
Accounting Clerk of the St. Augustine Record, a  
 daily newspaper published at St. Augustine in St. Johns County, Florida;  
 that the attached copy of advertisement, being a \_\_\_\_\_  
Public Notice  
 \_\_\_\_\_ in the matter of \_\_\_\_\_  
Ordinance no. 81-28 (Cablevision franchise)  
 \_\_\_\_\_ in the \_\_\_\_\_ Court,  
 was published in said newspaper in the issues of \_\_\_\_\_  
September 30, 1987

Affiant further says that the St. Augustine Record is a newspaper  
 published at St. Augustine, in said St. Johns County, Florida, and that the  
 said newspaper has heretofore been continuously published in said St.  
 Johns County, Florida, each day, except Sundays, and has been entered  
 as second class mail matter at the post office in the City of St. Augustine,  
 in said St. Johns County, Florida, for a period of one year next preceding  
 the first publication of the attached copy of advertisement; and affiant  
 further says that he has neither paid nor promised any person, firm or  
 corporation any discount, rebate, commission or refund for the purpose  
 of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me Kristi Robertson  
 this 30th day of September  
 A.D. 19 87

[Signature]  
 (SEAL) Notary Public

Notary Public, State of Florida  
 My Commission Expires Aug. 4, 1989  
 Bonded thru: [unclear] Insurance, Inc.

**COPY OF ADVERTISEMENT**

NOTICE IS HEREBY GIVEN THAT THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, AT ITS SPECIAL MEETING ON OCTOBER 20, 1987 AT 10:00 O'CLOCK A.M. IN THE COUNTY AUDITORIUM, COUNTY ADMINISTRATION BUILDING, LEWIS SPEEDWAY COUNTY ROAD 16-A) AND U.S. #1 NORTH, ST. AUGUSTINE, FLORIDA, WILL HOLD A PUBLIC HEARING TO CONSIDER THE PASSAGE OF THE FOLLOWING ORDINANCE:  
 AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA, RELATING TO A CABLE TELEVISION FRANCHISE, CONDITIONALLY CONSENTING TO THE TRANSFER OF THE NON-EXCLUSIVE CABLE TELEVISION FRANCHISE GRANTED UNDER ST. JOHNS COUNTY ORDINANCE 81-28 AS AMENDED FROM CLEARVIEW PROPERTIES, LTD., A FLORIDA LIMITED PARTNERSHIP, TO CONTINENTAL CABLEVISION OF JACKSONVILLE, INC., A FLORIDA CORPORATION, TO OPERATE A CABLE TELEVISION SYSTEM IN CERTAIN UNINCORPORATED AREAS WITHIN THE NORTHEAST PORTION OF ST. JOHNS COUNTY, FLORIDA, WHOSE BOUNDARIES ARE DESCRIBED IN EXHIBIT "A" ATTACHED TO THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.  
 The proposed Ordinance is on file in the office of the Clerk of the Circuit Court, St. Johns County, Florida, St. Johns County Administration Building, Lewis Speedway, and may be examined by parties interested prior to said public hearing.  
 All parties having any interest in said Ordinance will be afforded an opportunity to be heard at the public hearing.  
 If a person decides to appeal any decision made by the Board of County Commissioners with respect to any matter considered at the meeting or hearing, he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.  
 BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA  
 Carl "Bud" Markel, Its Clerk  
 By: /s/ Cheryl Kent  
 Deputy Clerk  
 L226, Sept. 30, 1987