

AN ORDINANCE OF ST. JOHNS COUNTY, FLORIDA AMENDING ORDINANCE NO. 84-31, AS PREVIOUSLY AMENDED, WHICH IS THE CABLEVISION INDUSTRIES LIMITED PARTNERSHIP CABLE TV FRANCHISE ORDINANCE. THIS AMENDMENT INCREASES THE FRANCHISE FEE; EXTENDS THE TERM OF THE FRANCHISE; MODIFIES THE PUBLIC ACCESS REQUIREMENTS; REQUIRES THE FRANCHISEE TO PROVIDE CERTAIN TECHNICAL AND PRODUCTION ASSISTANCE TO THE COUNTY; AND PROVIDES AN EFFECTIVE DATE.

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

Section 1. St. Johns County Ordinance 84-31, as previously amended, is hereby amended by deleting section 15 thereof and by adding and substituting the following section 15 in its stead:

SECTION 15. Payments to County. The Grantee shall pay to the County a fee of five percent (5%) of the gross subscriber revenues received by it for the operation of the system within the franchise area, including revenues for installation fee, disconnect and reconnect fee, and basic monthly services for the relay of broadcast signals, including any revenues derived from additional or separate fees such as per program or per channel charges, lease channel charges, advertising revenues, or any other income derived from the system.

The percentage payments shall continue to be made semi-annually and shall be due within ninety (90) days after the close of the preceding six (6) months. This franchise fee shall not modify or diminish any fees, taxes, assessments or charges that are or would be due from Grantee under any other law, ordinance, rule or regulation.

Section 2. St. Johns County ordinance 84-31, as previously amended, is hereby amended by deleting section 20 thereof and by adding and substituting the following section 20 in its stead:

SECTION 20. Duration of Franchise Ordinance. This franchise ordinance shall remain in full force and effect until July 1, 2004 unless sooner terminated for cause or pursuant to the terms contained herein.

Section 3. St. Johns County ordinance 84-31, as previously amended, is hereby amended by deleting the first paragraph of subsection 7(d)(2) thereof and by adding and substituting the following first paragraph in its stead:

Grantee shall provide without charge at least one access channel that: is available to educational institutions located within the Service Area; and is available to local government agencies in the Service Area.

Section 4. St. Johns County ordinance 84-31, as previously amended, is hereby amended by adding the following paragraph to subsection 7(e) thereof:

Grantee shall provide, at no charge to the County, a cameraman and necessary equipment to record County meetings and County-sponsored events upon reasonable advance notice, with the stipulation that this specific technical and production assistance shall not exceed sixteen (16) hours in any calendar month. The unused portion of this monthly assistance, if any, shall not be cumulative. Camera services provided in excess of the stipulated sixteen (16) hours in any calendar month shall be paid for by the County according to a fee schedule agreed upon by the grantor and grantee in advance, and such fees are limited to the actual use of the cameraman and camera on the stipulated site, and shall not include administrative or billing charges by the grantee. In no case shall portal-to-portal time or travel fees be assessed to the County by the Grantee for the sixteen (16) hours monthly service for any work within Grantee's Service Area or reasonably adjacent thereto.

Section 5. This ordinance shall take effect immediately upon receipt by the Clerk of official acknowledgment from the Florida Department of State that same has been filed.

Passed And Enacted by the Board of County Commissioners
of St. Johns County, State of Florida this 14 day of
June, 1994.

BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA

By: Allan Felber
Its Chair

ATTEST: CARL "BUD" MARKEL, CLERK

By: Carl "Bud" Markel
Clerk

ACCEPTANCE

Cablevision Industries Limited Partnership, the
Franchisee under St. Johns County, Florida ordinance 84-31, as
amended, hereby accepts and agrees to be bound by the provisions
set forth in the above ordinance amendment.

Cablevision Industries Limited
Partnership

By: Thomas J. Crud
Via President

Effective Date: June 27, 1994