

ORDINANCE NO. 37

AN ORDINANCE of the Village of Golf, Florida GRANTING TO CENTEL CABLE TELEVISION COMPANY OF FLORIDA ITS SUBSIDIARIES, AFFILIATES, LESSEES, SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE FRANCHISE FOR A PERIOD OF TWENTY (20) YEARS TO USE DESIGNATED AREAS AND OTHER PUBLIC PLACES OF GOLF, FLORIDA, FOR THE PURPOSE OF CONSTRUCTING, INSTALLING, MAINTAINING AND OPERATING A COMMUNITY ANTENNA TELEVISION SYSTEM, INCLUDING ALL NECESSARY APPURTENANCES, AND PRESCRIBING CERTAIN TERMS AND CONDITIONS UNDER WHICH SAID COMPANY IS TO OPERATE.

BE IT ORDAINED by the Village Council of the Village of Golf, Florida that:

1. Centel Cable Television Company of Florida (Centel) is hereby granted by the Village of Golf the nonexclusive franchise to construct, install, maintain and operate a Cable Television System in, upon, along, across, above, over and under certain designated areas of the Village and all extensions thereof and additions thereto, in the Village. The franchise herein granted shall extend to any area annexed to the Village, and Centel shall be bound by the same rules and regulations as to such area as are otherwise provided herein.

2. All facilities shall be located so as to avoid unreasonable interference with the proper use of designated area to avoid unreasonable interference with the rights or reasonable convenience of property owners who adjoin any of said designated areas and to avoid unreasonable interference with the normal use of said designated areas by utilities.

3. In case of any disturbance by Centel of pavement, sidewalks, driveways, or other surfaces owned by the Village, Centel shall, at its own expense replace and restore such areas so disturbed, in good condition.

4. Centel shall provide, as a minimum, the initial services and programming as set forth in Schedule A attached hereto and by reference made a part hereof and shall not increase any rate or charge for the services set forth in Schedule A for a period of one (1) year from the date service is first offered to subscribers.

5. Centel shall pay to the Village for the privilege of operating a Cable Television System under this franchise a fee of \$1.00 per subscriber, per year.

6. It is expressly understood and agreed by and between Centel and the Village that Centel shall save the Village, its officials and employees harmless from all loss sustained by the Village, its officials and employees on account of any claim, suit, judgment, execution or demand whatsoever arising out of the construction, installation, maintenance and operation of the Cable Television System by Centel. Centel shall obtain liability insurance coverage, naming the Village, its officials and employees as additional insureds, to protect the Village, its officials and employees against any such claims, suits, judgments, executions, or demands to the following extent:

Bodily Injury

\$250,000 per person
\$500,000 per accident

Property Damage

\$200,000 per accident

7. The franchise granted and authorized by this Ordinance shall remain in full force and effect for a primary term of twenty (20) years from its effective date. Centel at the end of said primary term shall have an option to renew said franchise for an additional term of twenty (20) years upon reasonable terms to be negotiated by the Village and Centel for such additional term.

8. Within sixty (60) days of the termination of the franchise, or any renewal thereof, except for underground cable, Centel shall remove its facilities from all property of the Village and all space reserved for the Village's use on property belonging to others.

9. The franchise herein granted by this Ordinance shall be subject to and controlled by all of the provisions of the laws of the State of Florida and of the United States, and State and Federal regulations, now existing or hereafter enacted, and all permits required in connection therewith shall be obtained by Centel at its own expense.

10. In the event any Section or part of this Ordinance shall be held invalid, such invalidity shall not affect the remaining Sections or portions of this Ordinance.

11. The franchise granted by this Ordinance, if it is accepted by Centel within thirty (30) days after final passage

of this Ordinance, to be in full force and effect on or after July 1, 1982.

12. READ IN FULL AND PASSED BY THE VILLAGE COUNCIL of the Village of Golf, Florida, this 18th day of May, 1982.

APPROVED AND ADOPTED upon signature of all Council members in accordance with Section 17, Article III of the Village Charter this 18th day of May, 1982.

APPROVED:

Carlton Blunt
Mayor

James W. Berkenstock
George B. Turner
Edward H. Whitmer
Donald H. Tustaf
Councilmen

ATTEST:

Suzanne Gudoew
Village Clerk

VILLAGE OF GOLF
CHANNEL LINE-UP

<u>Cable Channel</u>	<u>Service</u>	<u>Source</u>
2	WPBT/WTHS/Miami Ch. 2	ETV
3	WTZX/Ft. Pierce/Vero Beach Ch. 34	CBS
4	WTVJ/Miami Ch. 4	CBS
5	WPTV/Palm Beach Ch. 5	NBC
6	WCIX/Miami Ch. 6/Ch. 33	IND
7	WCKT/Miami Ch. 7	
8	WKID/Ft. Lauderdale Ch. 51	IND
9	Reserved	
10	WPLG/Miami Ch. 10	ABC
11	WLRN/Miami Ch. 17	ETV
12	WPEC/West Palm Beach Ch. 12	ABC
13	Reserved	
14	WGN/Chicago Ch. 9 - The nation's top-ranked independent station features movies, sports, children's programming, news and specials.	Satellite
15	USA Network - The USA Network features a package of 375 sporting events annually including week night action from the NHL, NASL, NBA, MISL, Major League Baseball. The USA Network also includes the English Channel featuring documentary and dramatic programming from the British Broadcasting Corporation.	Satellite
16	HBO/Home Box Office - HBO is a full service premium television option offering fresh new movie titles, all uncut and unedited with no commercials. Approximately 15% of HBO's programming is special entertainment exclusives such as Las Vegas Shows, nightclub and comedian acts, documentaries, concerts and spectacular sports events.	Satellite
17	Cinemax - Cinemax is an exclusive movie channel which includes blockbusters, classic films, foreign films and action-adventure movies.	Satellite
18	Dow Jones Financial News This service furnishes the viewer with financial news, including feature reports from the Wall Street Journal and Barrons.	Character-Generated

<u>Cable Channel</u>	<u>Service</u>	<u>Source</u>
19	WTBS/Atlanta Ch. 17 - WTBS offers family-directed programs including sports, movies, quality syndication, national and international news, and unique "Superstation" programming.	Satellite
20	CNN/Cable News Network - CNN will present a 24-hour "as it happens" continuous news report highlighted by a prime time, two-hour broadcast of world and national news.	Satellite
21	CNN 2/Cable News Network 2 CNN 2 is a continuous updated 30-minute wheel of hard news.	Satellite
22	C-SPAN/Public Affairs - The Cable Satellite Public Affairs Network offers live coverage of the House of Representatives' daily proceedings, congressional hearings, and National Press Club luncheons, plus daily coverage of the U. S. Senate.	Satellite
23	CBN/Christian Broadcasting Network - CBN presents Christian music, news sports, children's and family entertainment 24-hours per day, including Ross Bagley, the world's first video dee-jay, plus free phone-in prayer and counseling for viewers.	Satellite
24	ESPN/Entertainment & Sports Programming - The Entertainment and Sports Programming Network is the sports fanatics Shangri-la, featuring round-the-clock sports coverage and sports related programming including 1,400 NCAA events.	Satellite
--	FM-Stereo Service	