

## ORDINANCE NO. 19

AN ORDINANCE OF THE VILLAGE OF GOLF, FLORIDA, GRANTING TO SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY THE RIGHT TO PROVIDE TELEPHONE SERVICE WITHIN THE VILLAGE AND CERTAIN RIGHTS RESPECTING EASEMENTS AND USE OF PUBLIC STREETS IN RETURN FOR PAYMENT OF CERTAIN SUMS ANNUALLY.

Section 1. Be it ordained by the Village Council of the Village of Golf, Florida, that permission be and the same is hereby granted to the Southern Bell Telephone and Telegraph Company, its successors and assigns, to construct, maintain and operate lines of telephone and telegraph, including the necessary poles, conduits, cables, fixtures and electrical conductors upon, along, under and over the public roads, streets and highways of the Village of Golf, Florida, as its business may from time to time require, provided that all poles shall be neat and symmetrical.

Section 2. The work of erecting poles and constructing underground conduits under this ordinance shall be done subject to the supervision of the Village, and the Company shall replace or properly relay and repair any sidewalk or street that may be displaced by reason of such work, and upon failure of the Company so to do, after twenty days' notice in writing shall have been given by the Mayor of the Village to the Company, the Village may repair such portion of the sidewalk or street that may have been disturbed by the Company, and collect the cost so incurred from the Company.

Section 3. In consideration of the rights and privileges herein granted, the Company shall pay to the Village annually a sum equal to one per cent (1%) of the gross receipts of the Company from rentals derived from telephones in use within the corporate limits of the Village, provided that there shall be credited against such sum the amount of all taxes, licenses, fees and other impositions (except ad valorem taxes and amounts for assessments for special benefits, such as sidewalks, street pavings and similar improvements) levied or imposed by the City upon the Company's property, business or operations and paid during the preceding fiscal year as defined herein. Payment shall be made to the Village for each of the years that this ordinance is in effect and shall be based on the receipts of the Company for the preceding fiscal year. For the purposes of this payment, such fiscal year shall end on the last day of the month in which the ordinance becomes effective. Payment shall be made within six (6) months of the end of such fiscal year.

Section 4. The Company shall indemnify the Village against, and assume all liabilities for, damages which may arise or accrue to the Village for any injury to persons or property from the doing of any work herein authorized, or the neglect of the Company or any of its employees to comply

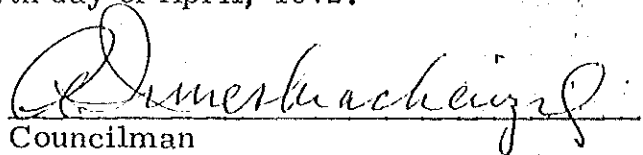
with any ordinance regulating the use of the streets of the Village, and the acceptance by the Company of this ordinance shall be an agreement by it to pay to the Village any sum of money for which the Village may become liable from or by reason of such injury.

Section 5. The Company shall file with the Village Clerk of the Village its acceptance of this ordinance within ninety days from the date when it shall take effect.

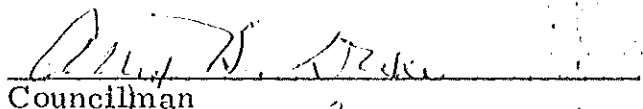
Section 6. Nothing in this ordinance shall be construed as a surrender by the Village of its right or power to pass ordinances regulating the use of its streets.

Section 7. This ordinance shall be in force and effect for a term of thirty (30) years from and after its passage, and the Village hereby reserves the right and requires the said Company, as a condition precedent to the taking effect of this grant, to give and grant to the Village of Golf, Florida, the right, at and after the expiration of such term, to purchase the telephone and telegraph plant or other property in said Village used under or in connection with this grant, or such part of such property as the municipality may desire to purchase at a valuation of the property, real and personal, desired, which valuation shall be fixed by arbitration, as may be provided by law; and the acceptance of this ordinance shall operate as a grant by the said Company to the Village of said right to purchase.

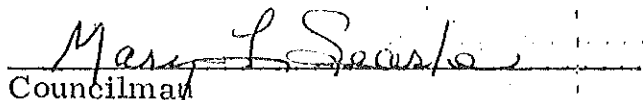
Approved and passed this 17th day of April, 1972.

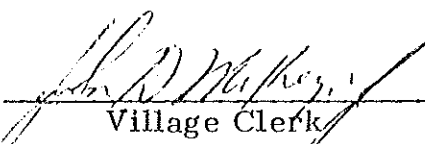
  
Councilman

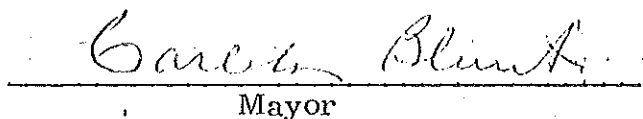
  
Councilman

  
Councilman

  
Councilman

  
Councilman

  
Village Clerk

  
Mayor

(VILLAGE SEAL)

I, John R. McKee, Jr., Village Clerk, for the Village of Golf, Florida, hereby certify that the above is a true and correct copy of an ordinance passed by the Village Council of Golf, the first time when read in full and passed, the second and final time when read by title only at a meeting of the Village Council of Golf held on the 17th day of April, 1972.

I further certify that said ordinance was, after its passage, recorded in Ordinance Book \_\_\_\_\_ at page \_\_\_\_\_, and was published for a period of four (4) weeks, as required by law, by being posted at the Village Hall and at The Country Club of Florida, a public place within the Village, (or) by being published in \_\_\_\_\_ a newspaper in the Village.

John R. McKee, Jr.  
Village Clerk

(VILLAGE SEAL)