

AN ORDINANCE AMENDING ORDINANCE 75-46, KNOWN AS THE FERNANDINA CABLE T.V. ORDINANCE, AS AMENDED BY ORDINANCE 80-13 AND 81-4; PROVIDING A DEFINITION FOR GROSS SUBSCRIBER REVENUES PURSUANT TO SECTION 27; PROVIDING FOR AN EXTENSION OF THE FRANCHISE PURSUANT TO SECTION 43; PROVIDING AN EFFECTIVE DATE;

WHEREAS, the Board of County Commissioners has previously approved the transfer of the cable franchise to RIFKIN CABLE INCOME PARTNERS, L.P.; and

WHEREAS, RIFKIN CABLE INCOME PARTNERS, L. P., has requested that the Board extend the life of the existing franchise; and

WHEREAS, the Board wishes to define Gross Subscriber Revenues; and

WHEREAS, the Board has conducted a public hearing.

NOW, THEREFORE, BE IT ORDAINED by the Board of County Commissioners of Nassau County, Florida:

Section 1. Section 27 of Ordinance 75-46, as amended by Ordinance 80-13, is amended as follows:

The grantee shall pay to the County annually an amount equal to four (4) percent of the annual gross subscriber revenues taken in and received by it on all retail sales of television signals with the County during the year, for the use of the streets and other facilities of the County in the operation of the CATV system and for the County supervision thereof. This payment shall be in addition to any other tax or payment owed to the County by the grantee and will be made within sixty (60) days of the close of the grantee's fiscal year. Gross subscriber revenues shall include installation fees, disconnect and reconnect fees, fees for regular or basic cable benefits, per-program or per-channel charges, leased channel revenues, advertising revenues, and any other subscriber-related income derived from the system, but not to include revenue from investments.

Section 2. Section 43 of Ordinance 75-46, as amended by Ordinance 80-13 and 81-4, is hereby amended as follows:

(a) Under the authority of Section 21 of above, Transfer of Franchise, the Franchise granted herein is hereby transferred and awarded to ~~SEABOARD--COAST--LINE--INDUSTRIES,--INC.7--a--Delaware corporation,~~ RIFKIN CABLE INCOME PARTNERS, L.P., its successors or any subsidiaries thereof.

(b) The unexpired portion of the fifteen (15) year Franchise term to grantee shall be extended to the original fifteen (15) year term upon the acceptance and promise in writing as provided in Section 31 herein by ~~Seaboard--Coast--Line Industries7--Inc.,~~ RIFKIN CABLE INCOME PARTNERS, L.P., its successors or any subsidiary thereof.

Section 3. This Ordinance shall take effect and become law

upon enactment.

BOARD OF COUNTY COMMISSIONERS  
OF NASSAU COUNTY

By: Gene R Blackwelder  
GENE R. BLACKWELDER  
Its: Chairman

ATTEST: T.J. Greeson  
T.J. GREESON  
Its: Ex-Officio Clerk