

CITY OF SPRINGFIELD, FLORIDA

RESOLUTION NO.: 99-06

WHEREAS, Knology of Panama City, Inc. (herein referred to as 'Knology') heretofore petitioned the City of Springfield for use of certain of the City's rights-of-way to construct a new fiber optic cable route for the purpose of connecting its facilities in the Bay County area; and

WHEREAS, Knology will not be providing cable television, telephone or other multichannel services within the City of Springfield; and

WHEREAS, Knology will obtain all permits and licenses required by local, state and federal rules, regulations and ordinances to construct and install said fiber optic cable project.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Springfield, Bay County, Florida, as follows:

1. Permission for License: The City grants Knology a permit for the purpose of installing the proposed fiber ring project along, over and across the proposed cable route described in Exhibit "A" attached hereto and according to the mutual covenants, terms and conditions contained in the License Agreement to be entered into by the parties.

2. Permits: Knology shall obtain, at its own expense, all permits and licenses required by federal, state and local governmental agencies to complete the installation of the proposed fiber optic cable project. The methods of construction, installation, maintenance and repair of said facilities shall comply with all federal, state and local laws, rules and regulations.

3. Liability: Knology shall exercise all necessary precaution to avoid damage to facilities of the City and of others located in the rights-of-way; and hereby assumes all

responsibility for any and all loss for such damage arising out of, resulting from, or in any manner caused by the presence, use or maintenance of its facilities, or by acts or omissions of Knology's agents or employees engaged in the work of placing, maintaining, renewing or removing its said facilities. Knology shall make an immediate report to the City and/or owners of other facilities of the occurrence of any damage and hereby agrees to reimburse City and/or owners of other facilities for all expense incurred in making repairs. Additional liability and indemnification provisions are more fully set forth in the License Agreement.

4. **Term:** The term of the license here under granted is described in the License Agreement.

5. **Authorization:** The Mayor is hereby authorized and directed to execute said License Agreement on behalf of the City and the City Clerk is hereby authorized and directed to attest the same.

6. **Effective Date:** This resolution shall take effect upon the complete execution of the License Agreement by the parties.

PASSED, APPROVED AND ADOPTED in regular Session of the City Commission of the City of Springfield, in Bay County, Florida, this the 6th day of July, 1999.

CITY OF SPRINGFIELD, FLORIDA


ROBERT WALKER, MAYOR

ATTEST:

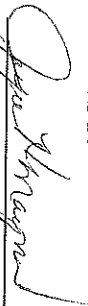

JOYCE MAYNOR
ACTING CITY CLERK

EXHIBIT "A" Attachment to Resolution 99-06
and License Agreement

