

Company shall comply at all items with all other applicable federal, state and local laws and regulations, and all executive and administrative orders relating to nondiscrimination which are hereby incorporated and made a part of this Ordinance.

(b) Company shall strictly adhere to the equal employment opportunity requirements of the FCC, state statutes and local regulations and as amended from time to time.

(c) No signals shall be transmitted from a subscriber terminal for purposes of monitoring individual viewing patterns or practices without the express written permission of the subscriber. The request for such permission shall be contained in a separate document with a prominent statement that the subscriber is authorizing the permission in full knowledge of its provision. Such written permission shall be for a limited period of time not to exceed one (1) year, which shall be renewable at the option of the subscriber. No penalty shall be invoked for a subscriber's failure to provide or renew such an authorization. The authorization shall be revocable at any time by the subscriber without penalty of any kind whatsoever. Such authorization is required for each type or classification of cable communications activity planned; provided however, that the Company shall be entitled to conduct system wide or individually addressed "sweeps" for the purpose of verifying system integrity, controlling return-path transmission, or billing for pay services.

(d) The Company, or any of its agents or employees, shall not sell, or otherwise make available to any party:

- (1) lists of the names and addresses of subscribers, or
- (2) any list which identifies the viewing habits of individual subscribers.

This section does not prohibit Company from providing composite ratings of subscriber viewing to any party.

Section 16. Public Notice

(a) Public Notice of any public meeting relating to this franchise shall be by publication at least once in a local newspaper of general circulation in compliance with Kentucky Revised Statute 424, posting at the Boone County Courthouse, and by announcement on at least two (2) of the highest rated origination channels of Company's cable system between the hours of 7:00 p.m. and 9:00 p.m., for five (5) consecutive days prior to the meeting.

ARTICLE II. CATV SYSTEM EXTENSION, CONSTRUCTION, OPERATION, STANDARDS AND PROCEDURES.

Section 1. Service Availability and Record Request

Company shall provide cable communications service throughout the entire franchise area pursuant to the provisions of this franchise and shall keep a record for at least three (3) years of all requests for service received by Company. This record shall be available for public inspection at Company's local office during regular office hours.

Section 2. CATV System Construction.

(a) Construction Timetable

(1) Within twenty-four (24) months of the effective date of this Ordinance, Company shall complete construction of a subscriber distribution system as specified in its franchise proposal dated June 20, 1989. In addition, the system will provide four (4) return video channels and three (3) return data transmission channels from all institutional service installations served by Company in its service area.

(2) Construction of the initial service area will be completed within the following schedule:

- Forty percent (40%) within twelve months;
- Seventy percent (70%) within eighteen months;
- One hundred percent (100%) within twenty four months.

(3) Within twenty-four (24) months of the effective date of this Ordinance, Company will make service available to every dwelling unit in that part of the unincorporated area of Boone County, as said area exists on the date of this Ordinance, which is either currently served by the franchisee under Ordinance 450.1 or is set forth in Form H of the Company's franchise proposal dated June 20, 1989.

(b) Line Extensions

(1) After the initial construction area is completed, Company will extend its system and make service available to every

area reaching a minimum density of eighteen (18) dwelling units per street mile, each located within three hundred (300) feet from the street, measured from the existing system.

(2) Company will extend its system and make service available to every area where there are fewer than eighteen (18) dwelling units per street mile, measured from the existing system, each measured within three hundred (300) feet from the street, on a prorated cost sharing basis, based on actual density as compared with eighteen (18) dwelling units per mile.

(3) Company will extend and make cable service available to any resident, at regular installation rates, if the connection will require no more than a three hundred foot aerial drop line.

(4) Any violation of this section shall be considered a breach of the terms of this ordinance for which the provisions of Section 5 or Section 6 of Article III shall apply, as determined by the CATV Board.

Section 3. Construction and Technical Standards

(a) Compliance with Construction and Technical Standards.

Company shall construct, install, operate and maintain its system in a manner consistent with all laws, ordinances, construction standards, governmental requirements, FCC technical standards, and the detailed standards submitted by Company as part of its application, which standards are incorporated by reference herein. Company shall provide the CATV Board, upon request, with a written report of the results of Company's annual proof of

performance tests conducted pursuant to FCC standards and requirements.

(b) Additional Specifications.

(1) Construction, installation and maintenance of Company's cable system shall be performed in an orderly and workmanlike manner. All cables and wires shall be installed, where possible, parallel with electric and telephone lines. Multiple cable configurations shall be arranged in parallel and bundled with due respect for engineering considerations. Company shall comply at all times with:

- the National Electrical Safety Code (National Bureau of Standards);
- the National Electrical Code (National Bureau of Fire Underwriters);
- the Bell System Code of Pole Line Construction;
- applicable FCC or other federal, state and local regulations.

In any event, the system shall not endanger or interfere with the safety of persons or property in the franchise areas where the Company may have equipment located.

Any antenna structure used in the cable communications system shall comply with construction, marking, and lighting of antenna structure, required by the United States Department of Transportation.

All working facilities, conditions, and procedures used during construction, installation and maintenance of the CATV system shall

comply with the standards of the Occupational Safety and Health Administration.

RF leakage shall be checked at reception locations for emergency radio services to prove no interference signal combinations are possible. Stray radiation shall be measured adjacent to any proposed aeronautical navigational reception in the normal flight patterns. FCC Rules and Regulations shall govern.

The Company shall maintain equipment capable of providing standby power for headend, transportation and trunk amplifiers for a minimum of two hours.

In all areas of the County where the cables, wires, and other like facilities of public utilities are placed underground, the Company shall place its cables, wires, or other like facilities underground to the maximum extent that existing technology reasonably permits.

Section 4. Use of Streets

(a) Interference with Persons and Improvements

Company's system, poles, wires, and appurtenances shall be located, erected and maintained so that none of its facilities shall endanger or interfere with the lives of persons, or interfere with any improvements the County, Commonwealth, and cities may deem proper to make, or unnecessarily hinder or obstruct the free use of the streets, alleys, bridges, easements or public property.

(b) Minimum Interference with Public Ways

All transmission and distribution structures, lines and equipment erected by Company within the county shall be so located as to cause minimum interference with the proper use of streets, alleys, and other public ways and places, and to cause minimum interference with the rights or reasonable convenience of property owners who adjoin any of the said streets, alleys or other public ways and places.

(c) Restoration to Prior Condition

In case of any disturbance of pavement, sidewalk, driveway or other surfacing, Company shall, at its own cost and expense and in a manner approved by the Board, replace and restore all paving, sidewalk, driveway, landscaping, or surface of any street or alley disturbed, in as good condition as before said work was commenced and in accordance with standards for such work set by the Board.

(d) Erection, Removal, and Common Uses of Poles

(1) No poles or other wire-holding structures shall be erected by Company without prior approval of the CATV Board or County with regard to location, height, types, and any other pertinent aspect. However, no location of any pole or wire-holding structure of Company shall be a vested interest and such poles or structures shall be removed or modified by Company at its own expense whenever the CATV Board determines that the public convenience would be enhanced thereby.

(2) Where poles or other wire-holding structures already existing for use in serving the County are available for use by Company, but it does not make arrangements for such use, the Board

may require Company to use such poles and structures if it determines that the public convenience would be enhanced thereby and the terms of the use available to Company are just and reasonable.

(3) Where Boone County or a public utility serving Boone County desires to make use of the poles or other wire-holding structures of Company, but agreement thereof with Company cannot be reached, the Board may require Company to permit such use for such consideration and upon such terms as the Board shall determine to be just and reasonable, if the Board determines that the use would enhance the public convenience and would not unduly interfere with Company's operations.

(e) Relocation of the Facilities

In the event that at any time during the period of this franchise, the Commonwealth, Boone County or a city shall lawfully elect to alter, or change the grade of any street, alley or other public ways, Company, upon reasonable notice by the proper municipality, shall remove or relocate as necessary its poles, wires, cables, underground conduits, manholes and other fixtures at its own expense.

(f) Cooperation with Building Movers

Company shall, on the request of any person holding a building moving permit issued by Boone County or a city, temporarily raise or lower its wires to permit the moving of buildings. The expense of such temporary removal, raising or lowering of wires shall be paid by the person requesting the same, and Company shall have the

authority to require such payment in advance. Company shall be given not less than forty-eight (48) hours advance notice to arrange for such temporary wire changes.

(g) Tree Trimming

Company shall not remove any tree or trim any portion, either above, at or below ground level, of any tree within any public place without the prior consent of the CATV Board or permission of the affected property owner. Regardless of who performs the work requested by Company, Company shall be responsible, shall defend and hold Boone County harmless for any and all damages to any tree as a result of trimming, or to the land surrounding any tree, whether such tree is trimmed or removed.

Section 5. Operational Standards

(a) Company shall put, keep, and maintain all parts of the system in good condition throughout the entire franchise period.

(b) Upon the reasonable request for service by any person located within the franchise territory, Company shall, within thirty (30) days, furnish the requested service to such person within the terms of the line extension policy. A request for service shall be unreasonable for the purpose of this subsection if no trunk line installation capable of servicing that person's block has as yet been installed.

(c) Company shall render efficient service, make repairs promptly, and interrupt service only for good cause and for the shortest time possible. Such interruptions, insofar as possible,

shall be preceded by notice and shall occur during periods of minimum system use.

(d) Company shall not allow its cable or other operations to interfere with television reception of persons not served by Company, nor shall the system interfere with, obstruct or hinder in any manner, the operation of the various utilities serving the residents within the confines of the County.

(e) Company shall continue, through the term of the franchise, to maintain the technical standards and quality of service set forth in this ordinance. Should the CATV Board find, by resolution, that Company has failed to maintain these technical standards and quality of service, and should it, by resolution, specifically enumerate improvements to be made, Company shall make such improvements. Failure to make such improvements within three (3) months of such resolution will constitute a breach of a condition for which the remedies of this franchise are applicable.

Section 6. Continuity of Service Mandatory

(a) It shall be the right of all subscribers to continue receiving service insofar as their financial and other obligations to Company are honored. In the event that Company elects to overbuild, rebuild, modify, or sell the system, or the CATV Board gives notice of intent to terminate or fails to renew this franchise, Company shall act so as to ensure that all subscribers receive continuous, uninterrupted service regardless of the circumstances.

In the event of a change of franchisee, or in the event a new operator acquires the system, Company shall cooperate with Boone County, new franchisee or operator in maintaining continuity of service to all subscribers. During such period, Company shall be entitled to the revenues for any period during which it operates the system, and shall be entitled to reasonable costs for its services when it no longer operates the system.

(b) In the event Company fails to operate the system for seven (7) consecutive days without prior approval of the Board or without just cause, the Board may, at its option, operate the system or designate an operator until such time as Company restores service under conditions acceptable to the Board or a permanent operator is selected. If the Board is required to fulfill this obligation for Company, Company shall reimburse the Board for all reasonable costs or damages in excess of revenues from the system received by the Board that are the result of Company's failure to perform.

Section 7. Complaint Procedures

(a) The CATV Board is designated as having primary responsibility for the continuing administration of the franchise and implementation of complaint procedures.

(b) During the term of this franchise, and any renewal thereof, Company shall maintain a local business office for the purpose of receiving and resolving all complaints regarding the quality of service, equipment malfunctions, and similar matters.

The office must be reachable by a local, toll-free telephone call to receive complaints regarding quality of service, equipment malfunctions and similar matters. The local office shall be open to receive inquiries or complaints from subscribers during normal business hours, and in no event less than 9:00 a.m. to 5:00 p.m., Monday through Friday, excluding legal holidays. Company shall provide the means to accept complaint calls twenty-four (24) hours a day, seven days a week. Any service complaints shall be investigated within 48 hours of receipt. Company shall keep a maintenance service log which will indicate the nature of each service complaint, the date and time it was received, the disposition of said complaint and the time and date thereof. This log shall be made available for periodic inspection by the Board.

(c) As subscribers are connected or reconnected to the system, Company shall, by appropriate means, such as a card or brochure, furnish information concerning the procedures for making inquiries or complaints, including the name, address and local telephone number of the employee or employees or agent to whom such inquiries or complaints are to be addressed, and furnish information concerning the office responsible for administration of the franchise with the address and telephone number of the office.

(d) When there have been similar complaints made, or where there exists other evidence, which, in the judgment of the CATV Board, casts doubt on the reliability or quality of cable service, the Board shall have the right and authority to require Company to

test, analyze, and report on the performance of the system. Company shall fully cooperate with the Board in performing such testing and shall prepare results and a report, if requested, within thirty (30) days after notice. Such report shall include the following information:

- (1) The nature of the complaint or problem which precipitated the special tests;
- (2) What system component was tested;
- (3) The equipment used and procedures employed in testing;
- (4) The method, if any, in which such complaint or problem was resolved; and
- (5) Any other information pertinent to said tests and analysis which may be required.

The CATV Board may require that tests be supervised, at Company's expense, by a professional engineer, not on the permanent staff of Company. The engineer should sign all records of special tests and forward to the CATV Board such records with a report interpreting the results of the tests and recommending actions to be taken.

The CATV Board's right under this section, shall be limited to requiring tests, analyses, and reports covering specific subjects and characteristics based on said complaints or other evidence when and under such circumstances as the Board has reasonable grounds to believe that the complaints or other evidence require that tests be performed to protect the public against sub-standard cable service.

Section 8. Company Rules and Regulations

The Company shall have the authority to promulgate such rules, regulations, terms and conditions governing the conduct of its business as shall be reasonably necessary to enable the company to exercise its rights and perform its obligations under this franchise, and to assure uninterrupted services to each and all of its customers. Provided, however, that such rules, regulations, terms and conditions shall not be in conflict with the provisions hereof or applicable State and Federal laws, rules and regulations.

Section 9. Franchise Fee

(a) For the reason that the streets of the County, Commonwealth, and cities to be used by the Company in the operation of its system within the boundaries of the County are valuable public properties acquired and maintained by the County, Commonwealth, and cities at great expense to its taxpayers, and that the grant to the Company to the said streets is a valuable property right without which the Company would be required to invest substantial capital in right-of-way costs and acquisitions, the Company shall pay to the CATV Board an amount equal to three percent (3%) of Company's annual gross revenues from all sources attributable to the operations of the Company within the confines of the franchise area. Company agrees to future reasonable increases equal to the percentage then paid by the franchisee under Ordinance No. 450.1, but in no event to greater than five percent (5%).

(b) This payment shall be in addition to any other tax or payment owed to the County, city, or other taxing jurisdiction by the Company.

(c) The franchise fee and any other act or penalties assessed shall be payable quarterly, and the Company shall file a complete and accurate verified statement of all gross revenues within the County during the period for which said payment is made. Said payment shall be made to the Board not later than thirty (30) days after the expiration of each quarter year.

(d) The Board shall have the right to inspect the Company's income records and the right to audit and to recompute any amounts determined to be payable under this Ordinance; provided, however, that such audit shall take place within thirty six (36) months following the close of each of the Company's fiscal years. Any additional amount due to the Board as a result of the audit shall be paid within thirty (30) days following written notice to the Company by the Board which notice shall include a copy of the audit report.

(e) In the event that any franchise payment or recomputed amount, cost or penalty, is not made on or before the applicable date heretofore specified, interest shall be charged daily from such date at the annual rate of eight percent (8%) plus five percent (5%) penalty.

Section 10. Transfer of Ownership or Control

(a) Company shall not assign, sell or transfer its ownership

or control of the company franchise, the assets associated with the franchise, and/or the franchisee will not be transferred to Storer, Telecommunications Inc. ("TCI"), or Comcast Cablevision, Inc. ("Comcast"), or to any other entity owning or controlling the franchise under Ordinance 450.1 at any time within two years of the date of this franchise grant.

(b) The term "control" as used in subsection (a) means constructive ownership of 1% (one percent) of the stock or capital of an entity.

(c) This franchise shall not be assigned or transferred, either in whole or in part, or leased, sublet, or mortgaged in any manner, nor shall title thereto, either legal or equitable or any right, interest or property therein, pass to or vest in any person without the prior written consent of the CATV Board. Company may, however, transfer or assign the franchise to a wholly-owned subsidiary of Company and such subsidiary may transfer or assign the franchise back to Company without such consent. The proposed assignee must show financial responsibility as determined by the CATV Board and must agree to comply with all provisions of the franchise. The CATV Board shall be deemed to have consented to a proposed transfer or assignment in the event its refusal to consent is not communicated in writing to Company within sixty (60) days following receipt of written notice of the proposed transfer or assignment.

(d) Company shall promptly notify the CATV Board of any actual or proposed change in, or transfer of, or acquisition by

any other party of, control of Company. The word "control" as used in this subsection is not limited to major stockholders but includes actual working control in whatever manner exercised. A rebuttable presumption that a transfer of control has occurred shall arise upon the acquisition or accumulation by any person or group of persons of ten percent (10%) of the voting shares of Company. Every change, transfer, or acquisition of control of Company shall make the franchise subject to cancellation unless and until the CATV Board shall have consented thereto, which consent will not unreasonably withheld. For the purpose of determining whether it shall consent to such change, transfer, or acquisition of control, the CATV Board may inquire into the qualification of the prospective controlling party, and Company shall assist the CATV Board in any such inquiry.

(e) The consent or approval of the CATV Board to any transfer of Company shall not constitute a waiver or release of the rights of Boone County in and to the streets, and any transfer shall by its terms, be expressly subordinate to the terms and conditions of this franchise.

(f) In the absence of extraordinary circumstances, the CATV Board will not approve any transfer or assignment of the franchise prior to substantial completion of construction of proposed system.

(g) In no event shall a transfer of ownership or control be approved without the successor in interest becoming a signatory to this franchise agreement.

Section 11. Availability of Books and Records

Company shall fully cooperate in making available at reasonable times, and the CATV Board shall have the right to inspect the books, records, maps, plans and other like materials of Company applicable to its cable system, at any time during normal business hours provided where volume and convenience necessitate, Company may require inspection to take place on Company premises at the local office.

Section 12. Other Petitions and Applications

Copies of all petitions, applications, communications and reports submitted by Company to the Federal Communications Commission, Securities and Exchange Commission (specifically 10K and 8K) or any other federal or state regulatory commission or agency having jurisdiction in respect to any matters affecting cable television operations authorized pursuant to the franchise, shall be provided simultaneously to the CATV Board.

Section 13. Fiscal Reports

Company shall file annually with the CATV Board, no later than one hundred twenty (120) days after the end of Company's fiscal year, a copy of a financial report applicable to its cable system including an income statement applicable to its operations during the preceding twelve (12) month period, a balance sheet, and a statement of its properties devoted to CATV system operations, by categories, giving its investment in such properties on the basis

of original cost, less applicable depreciation. The reports filed pursuant to this section shall be certified as correct by an authorized officer of Company and there shall be submitted along with them such other reasonable information as the CATV Board shall request with respect to Company's properties and expenses related to its CATV system operations within Boone County. The CATV Board may hire an independent certified public account ("CPA") to audit Company's financial records, in which case Company shall provide all necessary records to the CPA.

Section 14. Removal of CATV System

At the expiration of the term for which this franchise is granted, or upon its termination as provided herein, Company shall forthwith, upon notice by the CATV Board, remove at its own expense all designated portions of the CATV system from all streets and public property within Boone County. If Company fails to do so, Boone County may perform the work at Company's expense. A bond shall be furnished by Company in an amount sufficient to cover this expense.

Section 15. Required Service and Facilities

(a) The cable television system shall have a design and installed capacity bandwidth and video channel service will be activated and provided as specified in the Company's June 20, 1989 proposal.

(b) The system shall have an activated transmission capacity

for video and data return from all institutional service locations on the system. Company will provide modulators for originating two way video and data transmissions at all institutional service sites of the Company within its service area and will install the necessary equipment to make each institutional site of the Company capable of two-way video and/or data transmission, as reasonably requested by each institution and as approved by the CATV Board. Two-way capability shall be activated from identified institutional user locations upon reasonable notice by the CATV Board to Company.

(c) Company shall activate and maintain available to users and subscribers the following fully dedicated access channels:

- (1) At least one (1) specially-designated, noncommercial public access channel available on a first-come, nondiscriminatory basis;
- (2) At least two (2) specially-designated channels for use by local educational authorities, including one channel provided to the Board of Education;
- (3) At least one (1) specially-designated channel for local governmental uses; and
- (4) Leased access channels as provided under federal law.

(d) Company shall purchase capital equipment within the first two years of this franchise for video production of programming on the public access, educational and governmental channels in an amount equal to one million dollars (\$1,000,000) multiplied by the ratio of Company subscribers as of the end of the Company's initial

construction to the total number of cable subscribers of the franchisee under Ordinance 450.1 as of the same time. The Company shall have available this equipment and other related production facilities for local production and presentation of cablecast programs other than automated services and shall permit its use for the production and presentation of public access programs.

(e) Company will provide transmission capacity on demand to transmit the same number of hours, at the times designated by the CATV Board, of institutional, public access, governmental access, and educational access programming as is transmitted on the system of the franchisee under Ordinance 450.1, but only as is reasonably deemed necessary and relevant by the CATV Board. This will include all minority, higher education, and religious programs displayed on the system of the franchisee under Ordinance 450.1, to the extent required by the CATV Board. "Reasonably deemed" shall mean, for purposes of this paragraph, that at least one of the Boone County unincorporated representatives of the CATV Board joins in the majority decision of the CATV Board.

(f) Local Origination Programming

(1) Company shall provide local origination programming serving the community's needs and interests. The total annual cost of such programming, excluding advertising or program production for a fee under contract to a third party shall equal at least two hundred thousand dollars (\$200,000) multiplied by the ratio of Company subscribers to total cable subscribers of the franchisee under Ordinance 450.1. The \$200,000.00 shall be adjusted annually

for inflation as reflected in the Consumer Price Index for the Cincinnati area, provided comparable rate increases have been instituted by the Company for the same period.

(2) Company will maintain a local programming coordinator and will spend the same dollars per subscriber for institutional network services as the franchisee under Ordinance 450.1.

(3) The aggregate annual expenditure of the Company for local origination programming pursuant to this section, for institutional service, public access, government access, educational access, minority programming, higher education programming, higher education programming, and religious programming, shall not exceed the same amount required of the franchisee under Ordinance 450.1, adjusted pursuant to the ratio of Company subscribers over total subscribers of the franchisee under Ordinance 450.1.

(g) Lock-Out Devices

All subscribers receiving channels showing first-run movies and special entertainment events shall be provided with a key-lock device which prevents the unauthorized viewing of such channels or, in the alternative, a parental control mechanism provided in the Company's proposal dated June 20, 1989.

(h) Emergency Override

Company shall incorporate into its cable television system the capacity which will permit Boone County, in times of emergency, to override, by remote control, the audio portion of all channels

simultaneously. Company shall designate a channel which will be used for emergency broadcasts of both audio and video. Company shall cooperate with Boone County in the use and operation of the emergency alert override system.

(i) Interconnection with Other Cable Systems

(1) Company shall provide interconnection and exchange of all PEG access programming with the franchisee under Ordinance 450.1 and will agree to transmit at times designated by the Board such programming when requested by the CATV Board.

(2) Company will provide at times designated by the CATV Board the same number of hours for the presentation of all public access, educational access and governmental access programs as the franchisee under Ordinance 450.1, and will agree to interconnect, to exchange, and to display same at times as reasonably requested by CATV Board. Broadcast priority will be given to programming produced by Company over programming produced by or for the system of franchisee under Ordinance 450.1.

(3) Company may be required to interconnect its system with other broadband communications facilities. Such interconnection shall be made within the reasonable time limit established by the CATV Board. The interconnection shall, at the CATV Board's discretion, be accomplished according to the method and technical standards determined by the CATV Board and generally accepted in industry practices. "Broadband communication facility," as used herein, means any network of cable, optical, electrical or electronic equipment, including cable television

systems, used for the purpose of transmitting telecommunications signals.

(4) Company shall use all reasonable diligence in negotiating with operators of other broadband systems and governmental authorities in arranging for such interconnection. Company may be excused from any requirements under this paragraph upon a showing that the operator of the broadband facility to be interconnected or the franchising authorities in other jurisdictions refuse to reach a reasonable agreement regarding such interconnection.

(j) Other Services and Facilities

The Company shall provide such additional services and facilities as are contained in its application, which is incorporated by reference herein.

ARTICLE III. ADMINISTRATION AND REGULATION.

Section 1. Rules and Regulations

(a) In addition to the inherent powers of Boone County to regulate and control this franchise, and those powers expressly reserved by Boone County, or agreed to and provided for herein, the right and power is hereby reserved to the CATV Board to promulgate such additional regulations as it shall find necessary in the exercise of its lawful powers and in furtherance of the terms and conditions of this franchise after the addition of two members to the Board from the unincorporated areas of Boone County.

(b) Boone County may also adopt such regulations at the request of Company upon application.

(c) CATV Board administration of this franchise will commence upon the addition of two members to the Board from the unincorporated areas of Boone County

Section 2. Performance Evaluation Sessions

(a) The CATV Board and Company shall hold scheduled performance evaluation sessions within thirty (30) days of the third, sixth, ninth, and twelfth anniversary dates of Company's award of the franchise and as may be required by federal and state law. All such evaluation sessions shall be open to the public.

(b) Special evaluation sessions may be held at any time during the term of the franchise at the request of the CATV Board