

**HARDIN COUNTY FISCAL COURT
COMMONWEALTH OF KENTUCKY**

RESOLUTION NO. 2005-041

This Resolution made and entered into this 10th day of May, 2005, by the Hardin County Fiscal Court, Hardin County, Commonwealth of Kentucky.

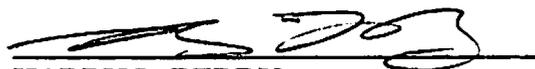
WHEREAS, the Hardin County Fiscal Court has duly adopted Ordinance No. 2005-227 granting a franchise to Brandenburg Telecom, LLC, in order to construct and maintain a cable television system in the unincorporated areas of Hardin County by second reading and adoption of said Ordinance on May 10, 2005;

WHEREAS, as of this date, Brandenburg Telecom, LLC, has not accepted and agreed to the specific terms and conditions contained in Ordinance No. 2005-227 granting such franchise, thus Ordinance No. 2005-227 constitutes an offer to Brandenburg Telecom, LLC, to enter into a franchise agreement.

NOW, THEREFORE BE IT RESOLVED, by the Hardin County Fiscal Court as follows:

1. Brandenburg Telecom, LLC, shall be given through and until December 31, 2005, to formally accept and agree to the terms and conditions of a Franchise Agreement as contained in Ordinance No. 2005-227 and upon such acceptance and agreement by Brandenburg Telecom, LLC, a binding and legal franchise pursuant to Sections 163 and 164 of the Constitution of the Commonwealth of Kentucky and Title VI of the Communications Act of 1934 as amended 47 U.S.C. § 521, et seq. for a franchise to construct, operate, maintain and repair a non-exclusive franchise to provide cable services within Hardin County shall exist.
2. Hardin County Judge/Executive Harry L. Berry or his designee, Hardin County Attorney Ken M. Howard or his designee and any other officer or agent of Hardin County is hereby authorized and directed to perform any other act, which shall specifically include the execution of any documents, reasonably necessary to effectuate the purpose and intent of this Resolution.

Adopted by the Hardin County Fiscal Court on the date hereinabove stated.


HARRY L. BERRY
HARDIN COUNTY JUDGE/EXECUTIVE

Attested by:


KENNETH L. TABB
HARDIN COUNTY COURT CLERK

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