

## ORDINANCE NO.576

AN ORDINANCE APPROVING THE TRANSFER OF THE CABLE TELEVISION FRANCHISE GRANTED BY THE CITY OF BASEHOR, KANSAS IN ORDINANCE NO. 421.

### FINDINGS

- A. The City of Basehor, Kansas ("City"), has received a request from The World Company, d/b/a Sunflower Broadband ("Sunflower"), to assign to Knology of Kansas, Inc. ("Knology") the cable television franchise granted Sunflower under City Ordinance No. 421 ("Franchise").
- B. The Franchise requires that Sunflower obtain the City's prior consent for the assignment of the Franchise by Sunflower to Knology.
- C. Sunflower and Knology have properly requested the City's consent to the assignment and transfer of the Franchise and related assets to Knology.
- D. To the City's knowledge, Sunflower has fulfilled its obligations under the Franchise.
- E. Knology has the financial, technical, and legal ability to fulfill the obligations of the Franchise, and the assignment of the Franchise to Knology will serve the public interest.

### ORDINANCE

Based on the above findings, the City Council ordains as follows:

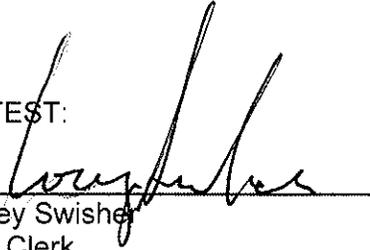
- 1. Sunflower is in material compliance with its obligations under the Franchise, and the City has no knowledge of any breach or default by Sunflower under the Franchise.
- 2. The City consents to the transfer of the Franchise to Knology and all of Sunflower's rights, title, powers, and privileges in and under the Franchise and related assets.
- 3. Upon the closing of the sale of Sunflower's cable system to Knology ("Closing"), Knology shall become bound by the Franchise and shall perform and discharge all obligations and duties under the Franchise that arise on and after the Closing.
- 4. Upon Closing, the City releases Sunflower from all obligations and liabilities under the Franchise that relate to periods from and after the Closing.
- 5. The City consents to the granting by Knology of a security interest in the Franchise for the purposes of securing financing.

Passed and adopted the 20th day of September, 2010



Terry Hill  
Mayor

ATTEST:



Corey Swisher  
City Clerk

