

**WAKULLA COUNTY
RESOLUTION NO. _____**

A RESOLUTION OF WAKULLA COUNTY, FLORIDA EXPRESSING INTENT TO COMMIT RIGHTS OF USE AND ACCESS TO CERTAIN WAKULLA COUNTY ASSETS TO THE NORTH FLORIDA BROADBAND AUTHORITY FOR USE IN ITS BROADBAND NETWORK; STATING A NEED FOR SUCH COMMITMENT; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the North Florida Broadband Authority (the “NFBA”) was created by interlocal agreement dated as of August 7, 2009, as amended, between the Counties of Baker, Bradford, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Putnam, Suwannee, Taylor, Union, and Wakulla and the City of Cedar Key, Town of Cross City, City of Lake City, City of Live Oak, City of Monticello, City of Perry, Town of White Springs, and the City of Worthington Springs to submit an application for federal stimulus funding to develop broadband middle mile infrastructure to serve the NFBA member communities; and

WHEREAS, the NFBA was notified on February 18, 2010 of the award of BTOP Grant #NT10BIX5570023 in the amount of \$30,142,676 to develop its broadband network; and

WHEREAS, during the application process each NFBA member identified certain assets owned by the NFBA member which could be contributed as in kind assets to meet matching fund requirements of the BTOP program; and

WHEREAS, Wakulla County, Florida (the “County”) intends to commit rights of use and access to certain assets owned by the County and identified in Exhibit A (the “in kind assets”) to the NFBA for use in its broadband network; and

WHEREAS, the County acknowledges that final terms and conditions of conveyance will be determined upon final acceptance of respective agreements to be executed and recorded as required by the conditions and terms of the NTIA BTOP grant award.

NOW, THEREFORE BE IT RESOLVED:

1. Commencing with the effective date of this resolution and continuing through such term as agreed upon in the final conveyance agreements, the County intends to commit rights of use and access to the NFBA for those in kind assets described in Exhibit A.
2. The County hereby determines that the provision of broadband infrastructure by the NFBA is a benefit to the County and its residents.
3. The County hereby determines that providing access and rights of use to in kind assets allows NFBA broadband infrastructure to be efficiently and cost effectively deployed within the County, and represents the County’s contribution of grant cost matching.
4. Upon adoption, the County Clerk is hereby directed to send a copy of this Resolution by United States mail to the North Florida Broadband Authority, Attn: Marguerite McCauley, 1500 Mahan Drive, Suite 250, Tallahassee, FL 32308.
5. **This Resolution shall be effective upon adoption.**

DULY ADOPTED this 7th day of June, 2010.

WAKULLA COUNTY, FLORIDA

Chairman

ATTEST:

Clerk

APPROVED AS TO FORM:

Heather Encinosa, County Attorney

EXHIBIT A

DESCRIPTION OF WAKULLA COUNTY COMMITTED IN KIND ASSETS TO THE NFBA

Wakulla County Courthouse 45 ft	3056 Crawfordville Highway	30° 10'33"N 84° 22'32"W
City of St. Marks Water Tower 80 ft	788 Port Leon Dr.	30° 09'28"N 84° 12'18"W
Wakulla County Water Tower 100 ft	689 Crawfordville Hwy	30° 16'29"N 84° 21'25"W
Sheriff's Office 400 ft	15 Oak Street	30° 11'49"N 84° 22'40"W
Recreation Fields	177 Evalinda Street	30° 06'58"N 84° 22'40"W
City of Sopchoppy Water Tower 140 ft	10 Harvey Pitman Street	30° 11'08"N 84° 22'19"W
Firing Range	2146 Lawhon Mill Road	30° 04'48"N 84° 25'15"W
Old DOT Yard Tower 100 ft	55 McKenzie Place	30° 2'49.13" N 84°49'51.39" W
Smith Creek Tower (under construction 150 ft)	2984 Smith Creek Rd	30° 11'15"N 84° 39'23"W