

THE CORPORATION OF THE CITY OF KENORA

BY-LAW NUMBER 55-2002

A BY - LAW TO EXECUTE VARIOUS AGREEMENTS BETWEEN THE CORPORATION OF THE CITY OF KENORA AND 360 NETWORKS (CDN FIBER) LTD. FOR THE PURCHASE OF FIBRE OPTICS.

WHEREAS the Corporation of the City of Kenora deems it necessary to execute various Agreements between The Corporation of the City of Kenora operating as Kenora Municipal Telephone System (KMTS) and 360 Networks (CDN Fiber) Ltd. for the purchase of fiber optics;

NOW THEREFORE the Council of the Corporation of the City of Kenora enacts as follows:

1. That the Mayor and Clerk of the Corporation of the City of Kenora are hereby authorized to execute the following agreements between The Corporation of the City of Kenora operating as Kenora Municipal Telephone System (KMTS) and 360 Networks (CDN Fiber) Ltd. in accordance with the terms and conditions therein and affix the Seal of the Corporation thereto:-

- a) Fibre Sale Agreement;**
- b) Maintenance Agreement;**
- c) Co-Location License Agreement;**
- d) Escrow Agreement;**
- e) Non-Compete Agreement.**

2. THAT this by-law shall come into force and take effect upon final approval of the Chief Administrative Officer being satisfied that all documentation is complete and in order for execution by municipal officials.

**BY-LAW READ A FIRST & SECOND TIME THIS 23 DAY OF SEPT., 2002.
BY-LAW READ A THIRD & FINAL TIME THIS 23 DAY OF SEPT., 2002.**

THE CORPORATION OF THE CITY OF KENORA

.....**MAYOR**
David S. Canfield

.....**CLERK**
Joanne L. McMillin