

**EXTENSION OF THE TELECOMMUNICATIONS UTILITY SYSTEM  
FRANCHISE AGREEMENT**

**MCImetro ACCESS TRANSMISSION SERVICES CORP.**

*THIS FRANCHISE EXTENSION* is granted this 7th day of August, 2018, by Clark County, Nevada, a political subdivision of the State of Nevada, acting by and through its Board of County Commissioners which is its governing body (hereafter called "County"), to MCImetro Access Transmission Services Corp. (formerly MCImetro Access Services LLC) (hereafter called "Franchisee") which is authorized by the Public Utilities Commission of Nevada to do business in the State of Nevada.

***WITNESSETH:***

*WHEREAS*, the Franchisee was granted a Telecommunications Utility System Franchise on March 3, 2009, to install, maintain and operate telecommunications facilities in the rights-of-way of the County; and

*WHEREAS*, the Franchise Agreement is set to expire on March 3, 2019, and the Franchisee desires to extend the Franchise Agreement for an additional five years under the same terms and conditions pursuant to the provisions in Subsection 5.01.070(c) of the Clark County Code; and

*WHEREAS*, the Franchisee notified the County of its desire to renew the franchise twenty-four months prior to the expiration of this Franchise Agreement, pursuant to Subsection 5.01.070(c) of the Clark County Code, and has significantly complied with the terms and conditions of the Franchise Agreement and County Code; and

*NOW THEREFORE*, the County agrees to the following:

1. The Telecommunications Utility System Franchise Agreement with MCImetro Access Transmission Services Corp. is hereby extended beginning March 9, 2019, for a period of five years until March 9, 2024 (the "Extension Period"), pursuant to the provisions of Clark County Code Subsection 5.01.070(c);

2. During the Extension period, all terms and conditions set forth in the Telecommunications Utility System Franchise Agreement shall continue in full force and effect.
3. This Extension of the Telecommunications Utility System Franchise Agreement shall be without prejudice to any rights of either party under any federal, state or local laws or regulations. Other than extending the term of the Telecommunications Utility System Franchise Agreement for the duration of the Extension Period, this extension shall not expand or limit the rights of either party, create new rights that would not have existed without the extension, or adversely affect either party's rights in any proceeding. No claim that either party may have against the other shall be released or otherwise affected by this extension.

APPROVED this 7<sup>th</sup> day of AUGUST, 2018.

CLARK COUNTY BOARD OF COMMISSIONERS

ATTEST:

  
LYNN MARIE GOYA, County Clerk

BY: \_\_\_\_\_

  
STEVE SISOLAK, Chairman

APPROVED AS TO FORM:

DISTRICT ATTORNEY'S OFFICE

BY: \_\_\_\_\_

  
ROBERT GOWER

Deputy District Attorney