

EXTENSION OF THE TELECOMMUNICATIONS UTILITY SYSTEM

FRANCHISE AGREEMENT

MOAPA VALLEY TELEPHONE COMPANY, INC.

THIS FRANCHISE EXTENSION is granted this 7th day of March, 2023, 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 Moapa Valley Telephone Company, Inc. (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 19, 2013, for a Telecommunications Utility System within the Rights-of-Way of the Franchise area for the sole purpose of providing Telecommunication Utility Service for which it holds a Certificate from the Public Utilities Commission of Nevada; and

WHEREAS, the Franchise Agreement is set to expire on March 19, 2023, and the Franchisee desires to extend the Franchise Agreement for an additional five years under the same terms and conditions, except as provided herein, pursuant to the provisions in Subsection 5.01.070(c) of the Clark County Code; and

WHEREAS, the Franchisee has substantially 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 Moapa Valley Telephone Company, Inc. is hereby extended beginning March 19, 2023, for a period of five years until March 19, 2028 (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, except as otherwise provided herein, 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 7th day of MARCH, 2023.

CLARK COUNTY BOARD OF COMMISSIONERS

BY:


JAMES B. GIBSON, Chair

ATTEST:


LYNN MARIE GOYA, County Clerk

APPROVED AS TO FORM:

DISTRICT ATTORNEY'S OFFICE

BY:


ASHLEY BALDUCCI

Deputy District Attorney

MOAPA VALLEY TELEPHONE COMPANY, INC.

BY:


Name: Bradley C. Lyon

Title: President