



TOWN OF MARBLETOWN

A regular meeting of the Town Board of the Town of Marbletown was convened in a public session of the Town Hall, 1925 Lucas Ave Cottekill, New York on February 7, 2023, at 6:00 o'clock P.M. local time. The meeting was called to order by Supervisor Rich Parete, and, upon roll being called, the following were:

PRESENT:

ABSENT:

The following Resolution was offered by _____, seconded by _____:

RESOLUTION # -2023 BROADBAND FUNDING AND DEVELOPMENT AGREEMENT

WHEREAS, the Town of Marbletown seeks to provide broadband internet service to the Town and all the unserved/ underserved residents and businesses in the Town ("Project"); and,

WHEREAS, Archtop and the Town agree on the objectives of the Project and desire to further make available broadband service ("Service") to the unserved/underserved areas within the Town via the System (defined below); and,

WHEREAS, there are multiple, overlapping programs at the federal and State level that support broadband access as their main purpose, including Federal Communications Commission, Rural Utility Services, US Department of Commerce and National Telecommunications and Information Administration programs, creating difficulty in determining the most effective approach to securing public funding for the Project; and

WHEREAS, Archtop is willing to assist the Town's efforts to secure public funding from all available sources for the Project if all funding which the Town derives from this joint effort is dedicated to the maximum extent legally permissible to support infrastructure within portions of the Town for Archtop to provide broadband internet service ("System"), and if applicable permit and inspection fees on Town property and rights-of-ways required for the construction of the System are waived; and

WHEREAS, the Town of Marbletown is willing to assist in such efforts as part of the Project, under the terms of this Broadband Agreement.

NOW THEREFORE RESOLVED, for value received and in consideration of the covenants and conditions set forth below, the Parties agree to the attached agreement: