

June 20, 2022

RE: Memorandum of Agreement - Town of Olive with Heart of the Catskills
Communication, Inc. dba MTC Cable

As agreed MTC Cable will provide to the Town of Olive the following services at the locations specified below:

- 1.) free basic wifi internet service
- 2.) free basic TV service
- 3.) telephone service at a reduced cost

These services will be installed at two (2) locations: 50 Bostock Road and at 26-28 Mountain Road (County Rte 44) at no costs to the Town.

Also, it's agreed that the Town will arrange for all excavating, trenching and back filling work needed for the placement of the conduits and site work associated with the building site at 50 Bostock Road and that the Town shall provide the electric service to the MTC building.

Notwithstanding anything contained herein or in the Grant of Easement between the parties, to the contrary, MTC Cable, its successors and assigns, agree that MTC Cable's failure to provide the services as described herein between the Town of Olive and MTC Cable (free basic WIFI internet service, free basic TV service, and telephone service at a reduced cost) may, upon sixty (60) days written notice and MTC Cable's failure to cure, enable the Town of Olive to terminate the Grant of Easement between the Town of Olive and MTC Cable. Such failure of services shall not include those failures caused by a force majeure, act of war, weather caused failures, terrorist attacks or any cause outside of MTC Cable's dominion and control.

Jim Sofranko, Supervisor Town of Olive

Date

Glen Faulkner, President MTC Cable

Date