

AGREEMENT FOR TERM EXTENSION OF MASTER OPERATING AGREEMENT  
BETWEEN COMMUNITY ACCESS TELEVISION OF SILVER CITY AND THE TOWN OF  
SILVER CITY

This Agreement to Extend Master Operating Agreement, herein referred to as "Agreement or MOA", is made and entered into as of the 31<sup>st</sup> day of May, 2023, by and between the Town of Silver City, a municipal corporation, herein referred to as "Town", and Community Access Television of Silver, Incorporated, a New Mexico 501(c)(3) nonprofit corporation, herein referred to as "CATS", and hereinafter referred to collectively as the "Parties".

**RECITAL:**

On August 7, 1997, the Town and Century New Mexico Cable Television Corporation entered into a new Silver City Cable Television Franchise Agreement. Comcast is a successor to Century and is the current "Grantee" to the Silver City Cable Franchise Agreement. The Franchise contains provisions for the funding and operation of Community Access channels and services on the Comcast system. The Town agreed to forward the franchise revenues to CATS for the services provided, and the parties entered into a Master Operating Agreement ("MOA") in August 1999 for a four-year period. The 1999 MOA expired May 10, 2003. The Town and CATS renewed and entered into a new MOA on July 1, 2003 which expired on June 30, 2007 and was extended to August 31, 2011. A new MOA was executed September 1, 2011 to terminate on June 30, 2015, which was twice amended on November 28, 2012 and then again on April 3, 2013. The MOA, as amended, was once again extended to terminate June 30, 2019.

The Town and CATS desire to continue its relationship and continue to be bound by the MOA, as last amended April 3, 2013 and as extended to terminate June 30, 2019. This extended MOA will continue to provide for the distribution of franchise fee capital support and operating

funds for a period not to exceed four years with annual review, and to authorize CATS to administer community, educational and government access channels. It is anticipated that there will be continued franchise fees collected by the Town and that those fees will constitute the sole source from which allocations or compensation will be transferred from the Town to CATS. The term of the 2019 extension was for four years and scheduled to terminate on June 30, 2023. The term of this extension shall be for four years and terminate on June 30, 2027 or earlier pursuant to provisions in the MOA as amended.

**IN WITNESS THEREOF**, the parties have executed this Extended Master Operating Agreement this 31 day of May, 2023.

**Town of Silver City:**

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Ken Ladner, Mayor

**Community Access Television of Silver, Inc.:**

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Jose A. Ray Jr. President, Board of Directors

**Attest:**

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Alfred Sedillo, Town Clerk

**Approved as to form:**

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Jim Reynolds, Town Attorney