

Resolution #R-02-2021

**OTTER CREEK BOARD OF SUPERVISORS RESOLUTION TO APPROVE
BROADBAND EXPANSION PROPOSAL FROM MOSAIC TECHNOLOGIES**

WHEREAS, the Town of Otter Creek (the "Town") strives in expansion of fiber optic broadband infrastructure and service available to its residents:

WHEREAS, Mosaic Technologies ("Mosaic") is a provider of broadband services to the area in and around the Town:

WHEREAS, Mosaic presented a proposal for expansion of broadband services in the Town of Otter Creek area (the "Mosaic Proposal") at a Town of Otter Creek Board meeting on July 7, 2021. The Mosaic Proposal shall be part of a Wisconsin Public Service Commission (PSC) Broadband Expansion Grant submitted on or before the grant cycle ending on July 27, 2021. A summary of the Mosaic Proposal is attached hereto and incorporated herein as Exhibit A.

WHEREAS, the Mosaic Proposal sets forth a Town contribution of \$55,474.34 in American Rescue Plan Act ("ARPA") funds, and such contribution assumes additional funds will be provided by a Mosaic contribution, and grant award funds, as illustrated in Exhibit A:

WHEREAS, pursuant to Wis. Stat. § 65.90(5)(a), the Otter Creek Town Board ("Board") must approve the Town contribution of \$55,474.34 set forth in the Mosaic Proposal by a 2/3 member vote. Execution of the Mosaic Proposal will be dependent upon successful award of the respective PSC Broadband Expansion Grant submitted on or before July 27, 2021 and awarded in calendar year 2021.

WHEREAS, the Town Board reviewed and discussed the contents of this Resolution at its meeting on July 13, 2021, and Town Board determined that it is in the best interest of the Town to commit Town funds in the amount of \$55,474.34 in ARPA funds and approve the Mosaic Proposal based on the terms and conditions therein and described in Exhibit A, including the conditions detailed below.

NOW, THEREFORE, BE IT RESOLVED, the Town Board determines the following:

1. Recitals. The Recitals set forth above are true and correct, and are hereby incorporated into this Resolution.
2. Approval of Mosaic Proposal; Conditions. The Town Board hereby approves the Mosaic Proposal and commits \$55,474.34 in ARPA funds to the broadband expansion project described in the Mosaic Proposal with the following conditions:
 - a. Each funding contribution set forth in Mosaic Proposal must be secured to the satisfaction of the Town, including the contribution of state grant(s), and the contribution of funds from Mosaic. Contributions from entities other than the Town may exceed the amounts set forth in the Mosaic Proposal.
 - b. All other necessary governmental approvals for the broadband expansion project set forth in the Mosaic Proposal are secured, including but not limited to, the

State of Wisconsin Public Service Commission.

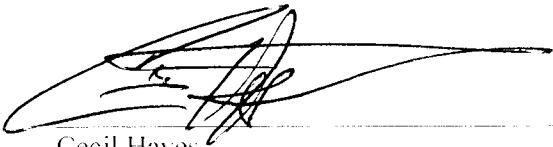
In the event any conditions are not met to the Town Board's satisfaction, the Town shall have no obligation to contribute or otherwise spend Town funds for the broadband expansion project described in the Mosaic Proposal.

3. Health, Welfare and Safety. The Town's approval of this Resolution and the Mosaic Proposal is beneficial to the health, welfare and safety of the Town's residents, taxpayers and visitors.

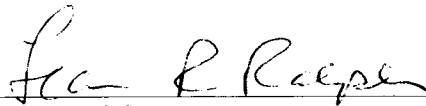
The content of this Resolution was reviewed and discussed at the Otter Creek Town Board meeting on July 7, 2021, and voted to place the Resolution on the agenda for the Otter Creek Town Board's meeting on July 13, 2021



Mark Warner
Town of Otter Creek Chairman



Cecil Hayes
Town of Otter Creek Supervisor 1



LeAnn Ralph
Town of Otter Creek Supervisor 2

ATTEST



Bev Bernier
Town of Otter Creek Clerk Treasurer

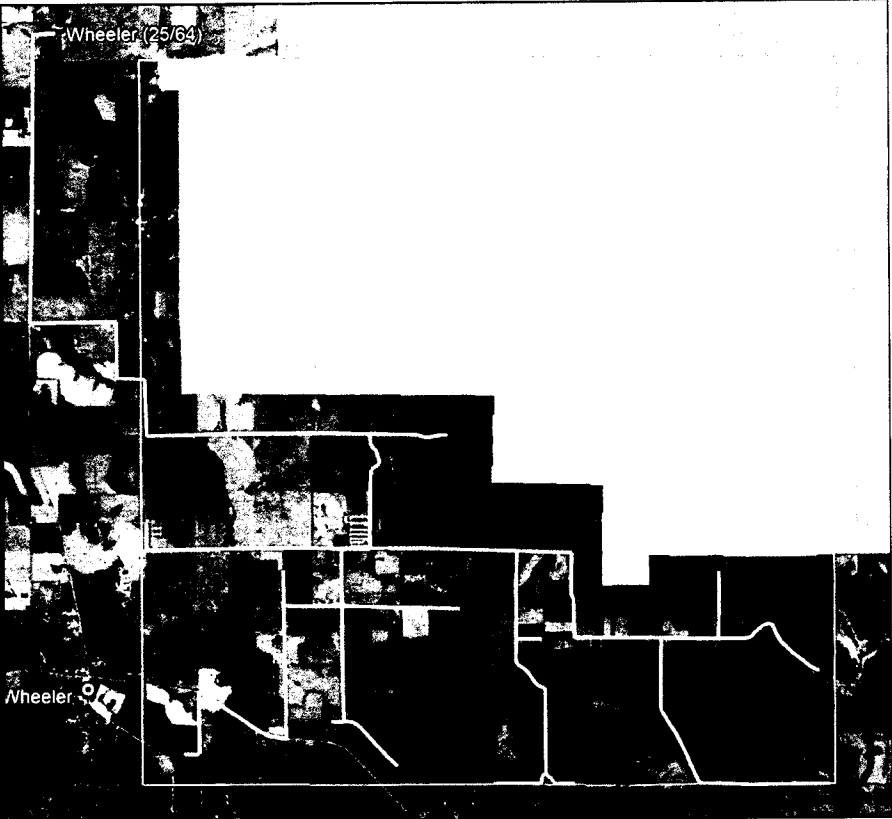
Dated: 7-13-2021

EXHIBIT A

\$1,022,000 Estimated Cost

76 Homes Passed

Otter Creek =	\$	55,474
Mosaic =	\$	101,000
State =	\$	865,525
TOTAL =	\$	1,022,000



This document is proprietary and confidential. No part of this document may be disclosed in any manner to a third party without prior written consent of Mosaic.