AGREEMENT

This AGREEMENT is entered into on this the

day of ,

20 , by and between Hardin County Educational and Community Television (“HCEC-

TV”), a division of the Hardin County Schools, and the Elizabethtown City Council for the July 1, 2017-June 30, 2018 Fiscal Year.

WHEREAS, Elizabethtown City Council hereby agrees to retain the services of HCEC-TV to provide television production services for meetings of the Elizabethtown City Council pursuant to the following terms and conditions:

1. HCEC-TV shall provide appropriate staff for performance services such as multi- camera pre/post production setup and removal, editing, graphics, music licensing, DVD and MPEG fabrication, playback facilitation, and administration of scheduling. Further, HCEC-TV will retain and provide archives of recordings available on an MPEG file and/or DVD for a period of four years.

2. HCEC-TV will air each meeting a minimum of six times on the following cable channels: Comcast, Brandenburg Telecom and Spectrum Cable Providers. HCEC-TV will endeavor to air an open-captioned production of the meeting of Elizabethtown City Council on the Wednesday after the meeting at 11:00 a.m. It will also air Friday and the following Monday at 11:00 a.m. The meeting will also air at 9:00 p.m. and Saturday at 5:00 p.m. and Tuesday at 11:00 p.m. The air dates and schedule will be published in *The News-Enterprise* and on the HCEC-TV website.

3. HCEC-TV will provide a DVD and MPEG file [with the flash drive being provided by Elizabethtown City Council] of Elizabethtown City Council regular monthly meetings and a DVD of participation on “Issues and Insights” each month. It is agreed that the DVDs and MPEGs are provided to Elizabethtown City Council with all rights to that recording, including duplication and re-use at the discretion of Elizabethtown City Council. HCEC-TV shall provide additional copies of DVDs or MPEG4 requested by Elizabethtown City Council at the cost of $10.00 per item.

4. In return for the services described, Elizabethtown City Council shall pay to HCEC-TV the sum of Sixteen Thousand Eight Hundred Dollars ($16,800.00) annually. HCEC-TV will invoice Elizabethtown City Council monthly with each regular meeting costing $700.00{$140.00 per hour with a five- hour minimum charge}. In addition to this fee, Elizabethtown City Council shall be invoiced for any/all captioning services added to Elizabethtown City Council’s programming by HCEC-TV. There will not be a charge for any services for Elizabethtown City Council meetings cancelled and not videotaped.

5. In addition to the annual compensation of $16,800.00, Elizabethtown City Council shall pay

$140.00 per hour, with a two-hour minimum charge, for special meetings of Elizabethtown City Council. Elizabethtown City Council shall pay $140.00 per hour, or any part of an hour, for a meeting that extends beyond 6:00 p.m.

 6. Elizabethtown City Council agrees to hold harmless the Hardin County Schools, the Hardin County Board of Education, and HCEC-TV from any and all liability, claim, action, damage, expense, and loss of any kind (including attorney’s fees) caused by or arising out of: (1) HCEC- TV’s providing broadcast and media services, including but not limited to multi-camera, pre/post production setup/removal, editing, graphics, music licensing, DVD and MPEG fabrication, playback facilitation, administration of the schedule and video streaming on HCEC- TV website; (2) the exercise by HCEC-TV of any of the rights granted by Elizabethtown City Council herein (3) Elizabethtown City Council’s breach or alleged breach of any provision hereof or any statement, action or failure to act by Elizabethtown City Council during or in connection with HCEC-TV’s broadcast and media services; and (4) Elizabethtown City Council’s violation of any law, rule or regulation.

HARDIN COUNTY BOARD OF EDUCATION ELIZABETHTOWN CITY COUNCIL

By:\_

By:\_

 THIS INSTRUMENT PREPARED BY THE OFFICE OF:

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