THE MINUTES OF THE SPECIAL MEETING ARE AS FOLLOWS:

VANESSA BURZYNSKI, COUNTY CLERK

COUNTY JUDGE JOE FAUTH III

1. Call to Order.

County Judge Joe Fauth III called the Meeting to order at 10:31 a.m.

2. Discuss and take action on Blue Jay solar project.

A discussion was held between the commissioners, the county judge and the county attorney and Bob Leiper about the revised agreement with Blue Jay solar project. Two representatives from Blue Jay were present as well as a new partner with Blue Jay. His name is Robert Pena, and he is with Enel Green Power.

County Attorney Jon C. Fultz proposed a draft of an agreement and sent it out late yesterday. The agreement includes the 3-year Reimbursement (100%, 50%, 25%) and a 25-year payment based on 175 megawatts of power generated. Jon C. Fultz also took a look at the 312 guidelines and the 381 guidelines and they are not consistent with each other. Jon C. Fultz suggested that the court revise these guidelines at a future date. Jon C. Fultz stated
that the proposed draft came from notes from Judge Joe Fauth and from Blue Jay Solar. This agreement would just be solely for the Blue Jay Solar Project.

Blue Jay Solar responded that they appreciated getting this agreement from the county attorney and that the agreement was something Blue Jay could work with. 3 years of grants plus the 25-year PILOT payments. Blue Jay indicated that they would need to have their lawyers take a look at the agreement before they would be able to commit to anything.

Bob Leiper stated that he disagreed with using appraised values or market values. Mr. Leiper stated that the committee recommended the 25-year PILOT payments in lieu of taxes and not based on appraised values but on the amount of megawatts generated with 175 being the minimum. The Committee wants a set amount of minimum payments for the full 25-year period to go to the county and not the appraisal district.

Jon C. Fultz indicated that he was not aware of the recommendations by the committee and stated that he would need to modify the agreement to reflect those changes.

Blue Jay indicated that this project is a $200 million dollar investment.

Mr. Bob Lieper indicated that Blue Jay would actually be reimbursed $1 million in taxes over the first 3 years and the county would receive over $7 million in taxes over the following 22 years.

County Auditor Jesse Murphy stated that the formula was based on $800,000 per megawatt based on a minimum of 175 megawatts of power generated. If that amount increases to 210 megawatts that amount will increase.

Judge Joe Fauth stated that Jon C. Fultz will revise the agreement as discussed today by Monday and thanked Bob Lieper for his input.

NO ACTION TAKEN.

3. Adjourn.

MOTION BY: Commissioner Barbara Walker to adjourn.  
SECONDED BY Commissioner David Dobyanski 
VOTE IN FAVOR 5   VOTE OPPOSED 0  MOTION PASSED

Judge Joe Fauth adjourned the Meeting at 11:15 a.m.