

RESOLUTION

SUPPORTING APPLICATION OF SPINNING STAR ENERGY LLC FOR AN AGREEMENT FOR LIMITATION ON APPRAISED VALUE OF PROPERTY FOR SCHOOL DISTRICT MAINTENANCE AND OPERATIONS TAXES (*AUTHORIZED BY TEXAS TAX CODE, CHAPTER 313*)

WHEREAS, the Crockett County Consolidated Common School District (hereinafter the “District”) has been approached by Spinning Star Energy LLC (hereinafter the “Company”) about a possible Application for Appraised Value Limitation on Qualified Property, pursuant to Chapter 313 of the Texas Tax Code for a wind farm to be located with the school district boundaries; and,

WHEREAS, under the Texas Economic Development Act, school districts may offer property value limitations to attract major economic development projects for qualifying activities, such as wind farms; and,

WHEREAS, a school board may not grant a property value limitation until the formal application and review process has been completed, which includes an economic analysis prepared by the state and a financial analysis of the impact of the value limitation on the finances of Crockett County Consolidated CSD, as well as negotiation of an implementation agreement between the District and the Company; and,

WHEREAS, Spinning Star Energy LLC desires a preliminary indication of intent of the Crockett County Consolidated Common School District with respect to the Application in order to proceed with final financing arrangements for the Project; and,

WHEREAS, it appears from the evidence accumulated to date that Spinning Star Energy LLC would be eligible for the limitation on the appraised value of the Applicant’s qualified property once it makes a qualified investment under Chapter 313, Texas Tax Code within the District, and that the granting of the Application and the District’s entering into an Agreement would be in the best interest of the District and the State;

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE CROCKETT COUNTY CONSOLIDATED COMMON SCHOOL DISTRICT:

That the Board of Trustees of the Crockett County Consolidated Common School District hereby finds that it would favorably consider an Application for Appraised Value Limitation on Qualified Property, pursuant to Chapter 313 of the Texas Tax Code, provided:

1. A formal application and application fee is submitted to Crockett County Consolidated CSD in a manner that is consistent with state law and school board policy;
2. The economic and financial analyses indicate that the project would benefit the area;
3. Suitable language is included in an implementation agreement to protect the school district from any potential revenue losses as a result of entering into the agreement, which is also required by state law; and
4. The agreement includes language that would spell out the process for covering future expansion at the site under an existing agreement or by filing a new application, whichever is most beneficial to the Company and Crockett County Consolidated CSD.

PASSED, APPROVED AND ADOPTED on this 31st day of May, 2012.

**CROCKETT COUNTY CONSOLIDATED
COMMON SCHOOL DISTRICT**

By: _____

RAY DON MYERS
President
Board of Trustees

ATTEST:

HARVEY SANCHEZ
Secretary
Board of Trustees