

- 7c. If yes, how many qualifying jobs were created at the specified wage in the year covered by the report?
8. How many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based on the qualified property in the year covered by the report? 0
- 8a. Of the qualifying job-holders last year, how many were employees of the approved applicant? 0
- 8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 0
- 8c. If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs? ☐ Yes ☐ No ☒ N/A

SECTION 5B: Wage and Employment Information for Applications After Jan. 1, 2014 (#1000 and Above)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at comptroller.texas.gov/economy/local/ch313/agreement-docs.php.

NOTE: For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3).

QUALIFYING JOBS

1. What is the number of new qualifying jobs the applicant committed to create in the year covered by this report?
2. Did the applicant request that the governing body waive the minimum qualifying job requirement as provided under Tax Code §313.021(5)(A)? ☐ Yes ☐ No
- 2a. **This section is not applicable to NRG South Texas 4 LLC (application #119).**
3. Which Tax Code section are you using to determine the wage standard required for this project? ☐ §313.021(5)(A) or ☐ §313.021(5)(B)
- 3a. Attach calculations and cite exact Texas Workforce Commission data sources as defined in TAC §9.1051.
4. What is the minimum required annual wage for each qualifying job in the year covered by this report? \$
5. What is the annual wage the applicant committed to pay for each of the qualifying jobs in the year covered by this report? \$
6. How many qualifying jobs (employees of this entity and employees of a contractor with this entity) were based on the qualified property in the year covered by the report?
- 6a. Of the qualifying job-holders last year, how many were employees of the approved applicant?
- 6b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant?
- 6c. If any qualifying job-holders were employees of an entity contracting with the applicant, does the approved applicant or assignee have documentation from the contractor supporting the conclusion that those jobs are qualifying jobs? ☐ Yes ☐ No ☐ N/A
7. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3) and TAC 9.1051(30)? ☐ Yes ☐ No

NON-QUALIFYING JOBS

8. What is the number of non-qualifying jobs the applicant had on Dec. 31 of the year covered by this report?
9. What was the average wage you were paying for non-qualifying jobs on Dec. 31 of the year covered by this report? .. \$
10. What is the county average weekly wage for non-qualifying jobs, as defined in TAC §9.1051? \$

MISCELLANEOUS

11. Did the applicant rely on a determination by the Texas Workforce Commission under the provisions §313.024(3)(F) in meeting the minimum qualifying job requirements? ☐ Yes ☐ No
- 11a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
12. Are you part of a Single Unified Project (SUP) and relying on the provisions in Tax Code §313.024(d-2) to meet the qualifying job requirements? ☐ Yes ☐ No
- 12a. If yes, attach supporting documentation from the Texas Economic Development and Tourism Office including a list of the other school district(s) and the qualifying jobs located in each.

SECTION 6: Qualified Investment During Qualified Time Period

ENTITIES ARE NOT REQUIRED TO COMPLETE THIS SECTION IF THE YEAR COVERED BY THE REPORT IS AFTER THE QUALIFYING TIME PERIOD OF THEIR AGREEMENT.

1. What is the qualified investment expended by this entity from the beginning of the qualifying time period through the end of the year covered by this report? \$ 0.00
2. Was any of the land classified as qualified investment? ☐ Yes ☐ No
3. Was any of the qualified Investment leased under a capitalized lease? ☐ Yes ☐ No
4. Was any of the qualified Investment leased under an operating lease? ☐ Yes ☐ No
5. Was any property not owned by the applicant part of the qualified investment? ☐ Yes ☐ No

SECTION 7: Partial Interest

THE FOLLOWING QUESTIONS MUST BE ANSWERED BY ENTITIES HAVING A PARTIAL INTEREST IN AN AGREEMENT.

For limitation agreements where there are multiple company entities that receive a part of the limitation provided by the agreement:

1) each business entity not having a full interest in the agreement should complete a separate form for their proportionate share of required employment and investment information; and, 2) separately, the school district is required to complete an Annual Eligibility Report that provides for each question in this form a sum of the individual answers from reports submitted by each entity so that there is a cumulative Annual Eligibility Report reflecting the entire agreement.

1. What was your limitation amount (or portion of original limitation amount) during the year covered by this report? Not Applicable
2. Please describe your interest in the agreement and identify all the documents creating that interest.

Not Applicable

SECTION 8: Approval

"I am the authorized representative for the Company submitting this Annual Eligibility Report. I understand that this Report is a government record as defined in Chapter 37 of the Texas Penal Code. The information I am providing on this Report is true and correct to the best of my knowledge and belief."

print
here

Dan Keane

Print Name (Authorized Company Representative)

sign
here

Signature (Authorized Company Representative)

VP-Tax

Title

Date

10/11/17

print
here

Shana Davis - Cummings Westlake LLC

Print Name of Preparer (Person Who Completed the Form)

713-266-4456

Phone

**Franchise Tax Account Status**

As of : 10/03/2017 14:45:31

This Page is Not Sufficient for Filings with the Secretary of State

| NINA TEXAS 4 LLC | |
|--|---|
| Texas Taxpayer Number | 32036693904 |
| Mailing Address | 804 CARNEGIE CTR PRINCETON, NJ 08540-6023 |
| ? Right to Transact Business in Texas | ACTIVE |
| State of Formation | DE |
| Effective SOS Registration Date | 04/04/2008 |
| Texas SOS File Number | 0800961147 |
| Registered Agent Name | C T CORPORATION SYSTEM |
| Registered Office Street Address | 1999 BRYAN ST., STE. 900 DALLAS, TX 75201 |

2007 Manufacturing Wages by Council of Government Region
Wages for All Occupations

| <u>COG</u> | <u>Hourly</u> | <u>Annual</u> |
|--|---------------|------------------------------------|
| <u>Texas</u> | \$19.80 | \$41,184 |
| <u>1. Panhandle Regional Planning Commission</u> | \$17.49 | \$36,379 |
| <u>2. South Plains Association of Governments</u> | \$14.48 | \$30,118 |
| <u>3. NORTEX Regional Planning Commission</u> | \$16.97 | \$35,298 |
| <u>4. North Central Texas Council of Governments</u> | \$21.72 | \$45,178 |
| <u>5. Ark-Tex Council of Governments</u> | \$15.05 | \$31,304 |
| <u>6. East Texas Council of Governments</u> | \$15.40 | \$32,032 |
| <u>7. West Central Texas Council of Governments</u> | \$15.35 | \$31,928 |
| <u>8. Rio Grande Council of Governments</u> | \$14.41 | \$29,973 |
| <u>9. Permian Basin Regional Planning Commission</u> | \$16.36 | \$34,029 |
| <u>10. Concho Valley Council of Governments</u> | \$13.49 | \$28,059 |
| <u>11. Heart of Texas Council of Governments</u> | \$15.65 | \$32,552 |
| <u>12. Capital Area Council of Governments</u> | \$23.66 | \$49,213 |
| <u>13. Brazos Valley Council of Governments</u> | \$14.86 | \$30,909 |
| <u>14. Deep East Texas Council of Governments</u> | \$14.86 | \$30,909 |
| <u>15. South East Texas Regional Planning Commission</u> | \$22.73 | \$47,278 |
| <u>16. Houston-Galveston Area Council</u> | \$21.06 | \$43,805 x 1.10 = 48185 |
| <u>17. Golden Crescent Regional Planning Commission</u> | \$17.91 | \$37,253 |
| <u>18. Alamo Area Council of Governments</u> | \$16.09 | \$33,467 |
| <u>19. South Texas Development Council</u> | \$12.37 | \$25,730 |
| <u>20. Coastal Bend Council of Governments</u> | \$21.78 | \$45,302 |
| <u>21. Lower Rio Grande Valley Development Council</u> | \$12.66 | \$26,333 |
| <u>22. Texoma Council of Governments</u> | \$18.23 | \$37,918 |
| <u>23. Central Texas Council of Governments</u> | \$15.94 | \$33,155 |
| <u>24. Middle Rio Grande Development Council</u> | \$12.91 | \$26,853 |

Source: Texas Occupational Employment and Wages

Data published: 9 June 2008

Data published annually, next update will be June 2009.

Note: Data is not supported by the Bureau of Labor Statistics (BLS).

Wage data is produced from Texas OBS data, and is not to be compared to BLS estimates.

Data intended for TAC 313 purposes only.