O'HANLON, DEMERATH & CASTILLO
ATTORNEYS & COUNSELORS AT LAW
808 WEST AVE
**AUSTIN, TEXAS 78701**
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1237-anson-ansonsolar2-amendment002
August 3, 2018

August 3, 2018

Local Government Assistance & Economic Analysis
Texas Comptroller of Public Accounts
P.O. Box 13528
Austin, Texas 78711-3528

RE: Amended Application to Anson Independent School District from Anson Solar Center, LLC

To the Local Government Assistance & Economic Analysis Division:

I have enclosed for you the Amended Application to the Anson Independent School District from Anson Solar Center, LLC. Below are the changes:

1. age 7, Section 14, Question 7a, 7b and 7c - Updated
2. Page 7, Section 14, Question 9 - Updated
3. Page 7, Section 14, Question 10 - Updated
4. Tab 13 – Updated Wage Data
5. Tab 14 – Revised Schedule C

A copy of the amended application will be submitted to the Jones County Appraisal District.

Please do not hesitate to call with any questions.

Sincerely,

William Eggleston
Assistant to Kevin O'Hanlon
School District Consultant

Cc: Jones County Appraisal District

## SECTION 14: Wage and Employment Information

1. What is the estimated number of permanent jobs (more than 1,600 hours a year), with the applicant or a contractor of the applicant, on the proposed qualified property during the last complete quarter before the application review start date (date your application is finally determined to be complete)? . . . . . 0

2. What is the last complete calendar quarter before application review start date:

   ☐ First Quarter ☑ Second Quarter ☐ Third Quarter ☐ Fourth Quarter of 2018 (year)

3. What were the number of permanent jobs (more than 1,600 hours a year) this applicant had in Texas during the most recent quarter reported to the Texas Workforce Commission (TWC)? . . . . . 0

   **Note:** For job definitions see TAC §9.1051 and Tax Code §313.021(3).

4. What is the number of new qualifying jobs you are committing to create? . . . . . 2

5. What is the number of new non-qualifying jobs you are estimating you will create? . . . . . 0

6. Do you intend to request that the governing body waive the minimum new qualifying job creation requirement, as provided under Tax Code §313.025(f-1)? . . . . . ☑ Yes ☐ No

   6a. If yes, attach evidence in **Tab 12** documenting that the new qualifying job creation requirement above exceeds the number of employees necessary for the operation, according to industry standards.

7. Attach in **Tab 13** the four most recent quarters of data for each wage calculation below, including documentation from the TWC website. The final actual statutory minimum annual wage requirement for the applicant for each qualifying job — which may differ slightly from this estimate — will be based on information from the four quarterly periods for which data were available at the time of the application review start date (date of a completed application). See TAC §9.1051(21) and (22).

   a. Average weekly wage for all jobs (all industries) in the county is . . . . . 735.00

   b. 110% of the average weekly wage for manufacturing jobs in the county is . . . . . 804.00

   c. 110% of the average weekly wage for manufacturing jobs in the region is . . . . . 935.00

8. Which Tax Code section are you using to estimate the qualifying job wage standard required for this project? . . . . . ☑ §313.021(5)(A) or ☐ §313.021(5)(B)

9. What is the minimum required annual wage for each qualifying job based on the qualified property? . . . . . 41,785.00

10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? . . . . . 41,785.00

11. Will the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? . . . . . ☑ Yes ☐ No

12. Do you intend to satisfy the minimum qualifying job requirement through a determination of cumulative economic benefits to the state as provided by §313.021(3)(F)? . . . . . ☐ Yes ☑ No

    12a. If yes, attach in **Tab 12** supporting documentation from the TWC, pursuant to §313.021(3)(F).

13. Do you intend to rely on the project being part of a single unified project, as allowed in §313.024(d-2), in meeting the qualifying job requirements? . . . . . ☐ Yes ☑ No

    13a. If yes, attach in **Tab 6** supporting documentation including a list of qualifying jobs in the other school district(s).

## SECTION 15: Economic Impact

1. Complete and attach Schedules A1, A2, B, C, and D in **Tab 14**. Note: Excel spreadsheet versions of schedules are available for download and printing at URL listed below.
2. Attach an Economic Impact Analysis, if supplied by other than the Comptroller's Office, in **Tab 15**. *(not required)*
3. If there are any other payments made in the state or economic information that you believe should be included in the economic analysis, attach a separate schedule showing the amount for each year affected, including an explanation, in **Tab 15**.

# ANSON SOLAR CENTER, LLC
# TAB 13 TO CHAPTER 313 APPLICATION

## JONES COUNTY
## CHAPTER 313 WAGE CALCULATION - ALL JOBS - ALL INDUSTRIES

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| FIRST | 2017 | $ 735 | $ 38,220 |
| SECOND | 2017 | $ 723 | $ 37,596 |
| THIRD | 2017 | $ 712 | $ 37,024 |
| FOURTH | 2017 | $ 768 | $ 39,936 |
| | AVERAGE | $ 735 | $ 38,194 |

## JONES COUNTY
## CHAPTER 313 WAGE CALCULATION - MANUFACTURING JOBS

| QUARTER | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| FIRST | 2017 | $ 739 | $ 38,428 |
| SECOND | 2017 | $ 710 | $ 36,920 |
| THIRD | 2017 | $ 747 | $ 38,844 |
| FOURTH | 2017 | $ 726 | $ 37,752 |
| | | | $ - |
| | AVERAGE | $ 731 | $ 37,986 |
| | X | 110% | 110% |
| | | $ 804 | $ 41,785 |

## CHAPTER 313 WAGE CALCULATION - REGIONAL WAGE RATE

| | YEAR | AVG WEEKLY WAGES* | ANNUALIZED |
|---|---|---|---|
| West Central | 2017 | $ 850 | $ 44,178 |
| | X | 110% | 110% |
| | | $ 935 | $ 48,596 |

**** SEE ATTACHED TWC DOCUMENTATION***

1257-anson-ansonsolar2-amendmeb1002
August 3, 2018

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2017 | 1st Qtr | Jones County | Total All | 00 | 0 | 10 | Total, all industries | $735 |
| 2017 | 2nd Qtr | Jones County | Total All | 00 | 0 | 10 | Total, all industries | $723 |
| 2017 | 3rd Qtr | Jones County | Total All | 00 | 0 | 10 | Total, all industries | $712 |
| 2017 | 4th Qtr | Jones County | Total All | 00 | 0 | 10 | Total, all industries | $768 |

1257-anson-ansonsolar2-amendment002
August 3, 2018

# Quarterly Employment and Wages (QCEW)

Back

Page 1 of 1 (40 results/page)

| Year | Period | Area | Ownership | Division | Level | Ind Code | Industry | Avg Weekly Wages |
|---|---|---|---|---|---|---|---|---|
| 2017 | 1st Qtr | Jones County | Total All | 31 | 2 | 31-33 | Manufacturing | $739 |
| 2017 | 2nd Qtr | Jones County | Total All | 31 | 2 | 31-33 | Manufacturing | $710 |
| 2017 | 3rd Qtr | Jones County | Total All | 31 | 2 | 31-33 | Manufacturing | $747 |
| 2017 | 4th Qtr | Jones County | Total All | 31 | 2 | 31-33 | Manufacturing | $726 |

# 2017 Manufacturing Average Wages by Council of Government Region
## Wages for All Occupations

| COG | Wages Hourly | Wages Annual |
|---|---|---|
| **Texas** | **$26.24** | **$54,587** |
| 1. Panhandle Regional Planning Commission | $23.65 | $49,190 |
| 2. South Plains Association of Governments | $19.36 | $40,262 |
| 3. NORTEX Regional Planning Commission | $23.46 | $48,789 |
| 4. North Central Texas Council of Governments | $26.80 | $55,747 |
| 5. Ark-Tex Council of Governments | $18.59 | $38,663 |
| 6. East Texas Council of Governments | $21.07 | $43,827 |
| 7. West Central Texas Council of Governments | $21.24 | $44,178 |
| 8. Rio Grande Council of Governments | $18.44 | $38,351 |
| 9. Permian Basin Regional Planning Commission | $26.24 | $54,576 |
| 10. Concho Valley Council of Governments | $19.67 | $40,924 |
| 11. Heart of Texas Council of Governments | $21.53 | $44,781 |
| 12. Capital Area Council of Governments | $31.49 | $65,497 |
| 13. Brazos Valley Council of Governments | $17.76 | $39,931 |
| 14. Deep East Texas Council of Governments | $17.99 | $37,428 |
| 15. South East Texas Regional Planning Commission | $34.98 | $72,755 |
| 16. Houston-Galveston Area Council | $28.94 | $60,202 |
| 17. Golden Crescent Regional Planning Commission | $26.94 | $56,042 |
| 18. Alamo Area Council of Governments | $22.05 | $48,869 |
| 19. South Texas Development Council | $15.07 | $31,343 |
| 20. Coastal Bend Council of Governments | $28.98 | $60,276 |
| 21. Lower Rio Grande Valley Development Council | $17.86 | $37,152 |
| 22. Texoma Council of Governments | $21.18 | $44,060 |
| 23. Central Texas Council of Governments | $19.30 | $40,146 |
| 24. Middle Rio Grande Development Council | $24.07 | $50,058 |

Source: Texas Occupational Employment and Wages
Data published: July 2018
Data published annually, next update will be July 31, 2019

Note: Data is not supported by the Bureau of Labor Statistics (BLS).
Wage data is produced from Texas OES data, and is not to be compared to BLS estimates.
Data intended for TAC 313 purposes only.

# Schedule C: Employment Information

**Date** 7/30/2018
**Applicant Name** Anson Solar Center 2, LLC
**ISD Name** Anson ISD

**Form 50-296A**
*Revised May 2014*

| | | | | Construction | | Non-Qualifying Jobs | Qualifying Jobs | |
|---|---|---|---|---|---|---|---|---|
| | | | | **Column A** | **Column B** | **Column C** | **Column D** | **Column E** |
| | **Year** | **School Year** (YYYY-YYYY) | **Tax Year** (Actual tax year) YYYY | Number of Construction FTE's or man-hours (specify) | **Average** annual wage rates for construction workers | Number of non-qualifying jobs applicant estimates it will create (cumulative) | Number of new qualifying jobs applicant commits to create meeting all criteria of Sec. 313.021(3) (cumulative) | **Average** annual wage of new qualifying jobs |
| Each year prior to start of Value Limitation Period *Insert as many rows as necessary* | 0 | 2020-2021 | 2020 | 300 FTE | 50,000 | 0 | 0 | 0 |
| Value Limitation Period *The qualifying time period could overlap the value limitation period.* | 1 | 2021-2022 | 2021 | N/A | N/A | 0 | 2 | 41,785 |
| | 2 | 2022-2023 | 2022 | N/A | N/A | 0 | 2 | 41,785 |
| | 3 | 2023-2024 | 2023 | N/A | N/A | 0 | 2 | 41,785 |
| | 4 | 2024-2025 | 2024 | N/A | N/A | 0 | 2 | 41,785 |
| | 5 | 2025-2026 | 2025 | N/A | N/A | 0 | 2 | 41,785 |
| | 6 | 2026-2027 | 2026 | N/A | N/A | 0 | 2 | 41,785 |
| | 7 | 2027-2028 | 2027 | N/A | N/A | 0 | 2 | 41,785 |
| | 8 | 2028-2029 | 2028 | N/A | N/A | 0 | 2 | 41,785 |
| | 9 | 2029-2030 | 2029 | N/A | N/A | 0 | 2 | 41,785 |
| | 10 | 2030-2031 | 2030 | N/A | N/A | 0 | 2 | 41,785 |
| Years Following Value Limitation Period | 11 through 25 | 2031-2046 | 2031-2045 | N/A | N/A | 0 | 2 | 41,785 |

Notes: See TAC 9.1051 for definition of non-qualifying jobs.
Only include jobs on the project site in this school district.

**C1.** Are the cumulative number of qualifying jobs listed in Column D less than the number of qualifying jobs required by statute? (25 qualifying jobs in Subchapter B districts, 10 qualifying jobs in Subchapter C districts) [X] Yes [ ] No

If yes, answer the following two questions:

**C1a.** Will the applicant request a job waiver, as provided under 313.025(f-1)? [X] Yes [ ] No

**C1b.** Will the applicant avail itself of the provision in 313.021(3)(F)? [ ] Yes [X] No

Economic Development and Analysis
Form 50-296-A

# Application for Appraised Value Limitation on Qualified Property

## SECTION 16: Authorized Signatures and Applicant Certification

After the application and schedules are complete, an authorized representative from the school district and the business should review the application documents and complete this authorization page. Attach the completed authorization page in **Tab 17**. **NOTE:** If you amend your application, you will need to obtain new signatures and resubmit this page, Section 16, with the amendment request.

### 1. Authorized School District Representative Signature

I am the authorized representative for the school district to which this application is being submitted. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code.

**print here** ▶ Jay Baccus
Print Name *(Authorized School District Representative)*

Superintendent
Title

**sign here** ▶
Signature *(Authorized School District Representative)*

8/1/18
Date

### 2. Authorized Company Representative (Applicant) Signature and Notarization

I am the authorized representative for the business entity for the purpose of filing this application. I understand that this application is a government record as defined in Chapter 37 of the Texas Penal Code. The information contained in this application and schedules is true and correct to the best of my knowledge and belief.

I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

**print here** ▶ Daniel Van Clief III
Print Name *(Authorized Company Representative (Applicant))*

President
Title

**sign here** ▶
Signature *(Authorized Company Representative (Applicant))*

07/30/18
Date

NICHOLAS ANDREW MCINTOSH
NOTARY PUBLIC
REG # 7743454
MY COMMISSION EXPIRES
5/31/2021
COMMONWEALTH OF VIRGINIA
*(Notary Seal)*

GIVEN under my hand and seal of office this, the

30 day of July, 2018

Notary Public in and for the State of ~~Texas~~ VIRGINIA

My Commission expires: 5/31/2021

**If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under Texas Penal Code Section 37.10.**