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Tabita Collazo  
Research Analyst, Economic Development & Local Government  
Data Analysis & Transparency Division  
Texas Comptroller of Public Accounts  
111 E. 17<sup>th</sup> St  
Austin, TX 78774

Re: App 1259 – Zapata County ISD – Reloj del Sol Wind Farm LLC

Ms. Collazo:

Attached please find the amended application pages for the Chapter 313 Application submitted by Reloj del Sol Wind Farm LLC to Zapata County ISD. This Amendment, dated June 26, 2018 and numbered 01, is the first amendment to the Application. The revised application pages are as follows:

- Checklist Item #1 Application Section 3 Question 3 – Response changed from N/A to No.
- Checklist Item #1 Application Section 4 Question 3 – NAICS code changed to 221115.  
Checklist Item #1 Application Section 14 Question 7a,b – Updated average weekly for all jobs and 110% of average weekly wage for manufacturing jobs in the county.
- Checklist Item #13 Wage Calculations – updated published wage data.
- Checklist Item #14 Schedule D – Changed annual incentive to be reflected as a percentage.
- Checklist Item #17 Signature and Certification Page - Updated with new signatures and notarization.

We greatly appreciate your consideration of our amendment to the Zapata County ISD 313 application. Should you have any questions, comments, or concerns, please do not hesitate to contact me at 949.933.6032. Thank you!

Sincerely,

*Brandon S. Budde*

Brandon Budde  
Applicant's Representative

**Reloj del Sol Wind Farm LLC**  
Chapter 313 Application to Zapata County ISD  
Amendment No. 1

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**TAB #1**  
Application

See attached.

SECTION 2: Applicant Information (continued)

4. Authorized Company Consultant (If Applicable)

Brandon Budde
First Name Last Name
Team Leader
Title
Ryan LLC
Firm Name
949.933.6032
Phone Number
brandon.budde@ryan.com
Business Email Address

SECTION 3: Fees and Payments

- 1. Has an application fee been paid to the school district? [X] Yes [ ] No
The total fee shall be paid at time of the application is submitted to the school district. Any fees not accompanying the original application shall be considered supplemental payments.
1a. If yes, attach in Tab 2 proof of application fee paid to the school district.
For the purpose of questions 2 and 3, "payments to the school district" include any and all payments or transfers of things of value made to the school district or to any person or persons in any form if such payment or transfer of thing of value being provided is in recognition of, anticipation of, or consideration for the agreement for limitation on appraised value.
2. Will any "payments to the school district" that you may make in order to receive a property tax value limitation agreement result in payments that are not in compliance with Tax Code §313.027(i)? [ ] Yes [X] No [ ] N/A
3. If "payments to the school district" will only be determined by a formula or methodology without a specific amount being specified, could such method result in "payments to the school district" that are not in compliance with Tax Code §313.027(i)? [ ] Yes [X] No [ ] N/A

SECTION 4: Business Applicant Information

- 1. What is the legal name of the applicant under which this application is made? Reloj del Sol Wind Farm LLC
2. List the Texas Taxpayer I.D. number of entity subject to Tax Code, Chapter 171 (11 digits) 32060155135
3. List the NAICS code 221115
4. Is the applicant a party to any other pending or active Chapter 313 agreements? [ ] Yes [X] No
4a. If yes, please list application number, name of school district and year of agreement

SECTION 5: Applicant Business Structure

- 1. Identify Business Organization of Applicant (corporation, limited liability corporation, etc) Limited Liability Coporation
2. Is applicant a combined group, or comprised of members of a combined group, as defined by Tax Code §171.0001(7)? [X] Yes [ ] No
2a. If yes, attach in Tab 3 a copy of Texas Comptroller Franchise Tax Form No. 05-165, No. 05-166, or any other documentation from the Franchise Tax Division to demonstrate the applicant's combined group membership and contact information.
3. Is the applicant current on all tax payments due to the State of Texas? [X] Yes [ ] No
4. Are all applicant members of the combined group current on all tax payments due to the State of Texas? [X] Yes [ ] No [ ] N/A
5. If the answer to question 3 or 4 is no, please explain and/or disclose any history of default, delinquencies and/or any material litigation, including litigation involving the State of Texas. (If necessary, attach explanation in Tab 3)

Not applicable.

Texas Comptroller of Public Accounts

Data Analysis and Transparency Form 50-296-A

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? ..... 3
- 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 ..... 907.75
  - b. 110% of the average weekly wage for manufacturing jobs in the county is ..... 2,032.53
  - c. 110% of the average weekly wage for manufacturing jobs in the region is ..... 660.74
- 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? ..... 34,358.50
- 10. What is the annual wage you are committing to pay for each of the new qualifying jobs you create on the qualified property? ..... 34,358.50
- 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**.

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**TAB #13**

Calculation of three possible wage requirements with TWC documentation

**Zapata County All Industries Average Weekly Wages**

Zapata County Average All Industries Weekly Wages								
Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Zapata County	All industries	00	0	10	Total, all industries	\$ 880.00
2017	2nd Qtr	Zapata County	All industries	00	0	10	Total, all industries	\$ 889.00
2017	3rd Qtr	Zapata County	All industries	00	0	10	Total, all industries	\$ 889.00
2017	4th Qtr	Zapata County	All industries	00	0	10	Total, all industries	\$ 973.00
<b>4 Period Weekly Average</b>								<b>\$ 907.75</b>
<b>Average Weekly Wage</b>								<b>\$ 907.75</b>
<b>Annual Wages</b>								<b>\$ 47,203.00</b>

**Zapata County Average Manufacturing Weekly Wages**

Zapata County Average Manufacturing Weekly Wages								
Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$ 1,901.00
2017	2nd Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$ 1,885.00
2017	3rd Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$ 1,754.00
2017	4th Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$ 1,851.00
<b>4 Period Weekly Average</b>								<b>\$ 1,847.75</b>
<b>110% of Average Weekly Wage</b>								<b>\$ 2,032.53</b>
<b>110% of Annual Wages</b>								<b>\$ 105,691.30</b>

**COG Region Wage**

South Texas Development Council		
	Hourly	Annual
2016 Average Manufacturing Wages	\$ 15.02	\$ 31,235.00
Avg Weekly Wage		\$ 600.67
110% of Region Weekly Wage		\$ 660.74
110% of Annual Wages		\$ 34,358.50

## Quarterly Employment and Wages (QCEW)

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Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Ind Code	Industry	Avg Weekly Wages
2017	1st Qtr	Zapata County	Total All	00	0	10	Total, all industries	\$880
2017	2nd Qtr	Zapata County	Total All	00	0	10	Total, all industries	\$889
2017	3rd Qtr	Zapata County	Total All	00	0	10	Total, all industries	\$889
2017	4th Qtr	Zapata County	Total All	00	0	10	Total, all industries	\$973

## Quarterly Employment and Wages (QCEW)

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Page 1 of 1 (40 results/page)

 Year	 Period	 Area	 Ownership	 Division	 Level	 Ind Code	 Industry	 Avg Weekly Wages
2017	1st Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$1,901
2017	2nd Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$1,885
2017	3rd Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$1,754
2017	4th Qtr	Zapata County	Private	31	2	31-33	Manufacturing	\$1,851

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**TAB #14**

Schedules A-D

See attached.

Schedule D: Other Incentives (Estimated)

Date 6/19/2018  
 Applicant Name Reloj del Sol Wind Farm LLC  
 ISD Name Zapata County ISD

Form 50-296A  
 Revised May 2014

State and Local Incentives for which the Applicant Intends to apply (Estimated)						
Incentive Description	Taxing Entity (as applicable)	Beginning Year of Benefit	Duration of Benefit	Annual Tax Levy without Incentive	Annual Incentive	Annual Net Tax Levy
Tax Code Chapter 312	County Zapata	2021	10 Years	1,441,929	60%	576,772
	City					
	Other					
Tax Code Chapter 311	County					
	City					
	Other					
Local Government Code Chapters 380/381	County					
	City					
	Other					
Freeport Exemptions						
Non-Annexation Agreements						
Enterprise Zone/Project						
Economic Development Corporation						
Texas Enterprise Fund						
Employee Recruitment						
Skills Development Fund						
Training Facility Space and Equipment						
Infrastructure Incentives						
Permitting Assistance						
Other:						
Other:						
Other:						
Other:						
<b>TOTAL</b>				1,441,929	1	576,772

Additional information on incentives for this project:

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**TAB #17**

Signature and Certification Page

See attached.

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Data Analysis and Transparency Form 50-296-A

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 Carlos Gonzalez
Print Name (Authorized School District Representative)

Superintendent
Title

sign here [Signature]
Signature (Authorized School District Representative)

6/26/2018
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.

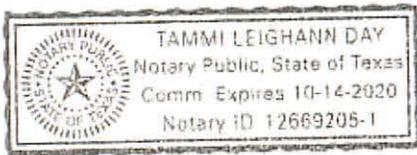
I hereby certify and affirm that the business entity I represent is in good standing under the laws of the state in which the business entity was organized and that no delinquent taxes are owed to the State of Texas.

print here Steve Irvin
Print Name (Authorized Company Representative (Applicant))

Executive Vice President
Title

sign here [Signature]
Signature (Authorized Company Representative (Applicant))

6/26/2018
Date



(Notary Seal)

GIVEN under my hand and seal of office this, the

26th day of June, 2018

[Signature]
Notary Public in and for the State of Texas

My Commission expires: 10.14.2020

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.