



# Chapter 313 Annual Eligibility Report Form

Economic Development  
and Analysis  
Form 50-772-A

## SECTION 1: Applicant and District Information

- Tax year covered by this report: 2014  
**NOTE:** This report must be completed and submitted to the school district by May 15 of every year using information from the previous tax (calendar) year.
- Application number: 50  
**NOTE:** You can find your application number and all agreement documents and reports on the website [www.texasahead.org/tax\\_programs/chapter313/applicants](http://www.texasahead.org/tax_programs/chapter313/applicants)
- Name of school district: Wildorado ISD
- Name of project on original application (or short description of facility): Wildorado Wind - Renewable Energy Electric Generation
- Name of applicant on original application: Wildorado Wind LLC
- Name the company entering into original agreement with district: Wildorado Wind LLC
- Amount of limitation at time of application approval: 10,000,000
- If you are one of two or more companies originally applying for a limitation, list all other applicants here and describe their relationships. (Use attachments if necessary.)

## SECTION 2: Current Agreement Information

- Name of current agreement holder(s) Wildorado Wind LLC
- Complete mailing address of current agreement holder c/o NRG Corp., Attn: Tax Dept., 211 Carnegie Center, Princeton, NJ 08540
- Company contact person for agreement holder:  

<u>Stephen Cinoski</u>	<u>Senior Tax Manager</u>
Name	Title
<u>(609) 524-4699</u>	<u>Stephen.Cinoski@nrgenergy.com</u>
Phone	Email
- Texas franchise tax ID number of current agreement holder: 32023264784
- If the current agreement holder does not report under the franchise tax law, please include name and tax ID of reporting entity:  

_____	_____
Name	Tax ID
- If the authorized company representative (same as signatory for this form) is different from the contact person listed above, complete the following:  

<u>Dan Keane</u>	<u>VP - Tax</u>
Name	Title
<u>Tax Dept., 211 Carnegie Center, Princeton, NJ 08540</u>	
Complete Mailing Address	
<u>609-524-4500</u>	<u>Daniel.Keane@nrgenergy.com</u>
Phone	Email
- If you are a current agreement holder who was not an original applicant, please list all other current agreement holders. Please describe the chain of ownership from the original applicant to the new entities. (Use attachments if necessary.)



Chapter 313 Annual Eligibility Report Form

SECTION 3: Applicant Eligibility Information

- 1. Does the business entity have the right to transact business with respect to Tax Code, Chapter 171?
2. Is the business entity current on all taxes due to the State of Texas?
3. Is the business activity of the project an eligible business activity under Section 313.024(b)?

3a. Please identify business activity: Renewable Wind Energy Generation

SECTION 4: Qualified Property Information

- 1. Market value for reporting year: \$ 104,356,150.00
2. I&S taxable value for reporting year: \$ 104,356,150.00
3. M&O taxable value for reporting year: \$ 10,000,000.00

SECTION 5A: Wage and Employment Information for Applications Prior to Jan. 1, 2014 (ff1 Through 999)

ONLY COMPLETE THE WAGE SECTION (5A or 5B) THAT APPLIES TO YOUR APPLICATION. You can find your application number on the website at www.texasahead.org/tax\_programs/chapter313/applicants.

NOTE: All statutory references in Section 5A are for statute as it existed prior to Jan. 1, 2014. For job definitions see TAC §9.1051(14) and Tax Code, §313.021(3). If the agreement includes a definition of "new job" other than TAC §9.1051(14)(C), then please provide the definition "new job" as used in the agreement.

- 1. How many new jobs were based on the qualified property in the year covered by this report? 8
2. What is the number of new jobs required for a project in this school district according to §313.021(2)(A)(iv)(b), §313.051(b), as appropriate? 10
3. Did the applicant request that the governing body waive the minimum job requirement, as provided under Tax Code §313.025(f-1)? Yes
3a. If yes, how many new jobs must the approved applicant create under the waiver? 8
4. Calculate 80 percent of new jobs (0.80 x number of new jobs based on the qualified property in the year covered by this report.) 6.4
5. What is the minimum required annual wage for each qualifying job in the year covered by the report? \$ 33,805.20
6. Identify which of the four Tax Code sections is used to determine the wage standard required by the agreement: §313.021(5)(A) or §313.021(5)(B) or §313.021(3)(E)(ii) or §313.051(b)
6a. Attach calculations and cite exact Texas Workforce Commission data source as defined in TAC §9.1051.
7. Does the agreement require the applicant to provide a specified number of jobs at a specified wage? Yes
7a. If yes, how many qualifying jobs did the approved applicant commit to create in the year covered by the report?
7b. If yes, what annual wage did the approved applicant commit to pay in the year covered by the report? \$
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? 8
8a. Of the qualifying job-holders last year, how many were employees of the approved applicant? 2
8b. Of the qualifying job-holders last year, how many were employees of an entity contracting with the approved applicant? 6
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

Chapter 313 Annual Eligibility Report Form



**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 [www.texasahead.org/tax\\_programs/chapter313/applicants](http://www.texasahead.org/tax_programs/chapter313/applicants).

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 §313.025(f-1)? . . . . .  Yes  No
  - 2a. If yes, how many new qualifying jobs must the approved applicant create under the waiver? . . . . .
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. Do the qualifying jobs meet all minimum requirements set out in Tax Code §313.021(3)? . . . . .  Yes  No

**NON-QUALIFYING JOBS**

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

**MISCELLANEOUS**

10. 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
  - 10a. If yes, attach supporting documentation to evidence that the requirements of §313.021(3)(F) were met.
11. 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
  - 11a. 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? . . . . . \$
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



# Chapter 313 Annual Eligibility Report Form

## 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? . . . . .
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."*

<b>print here</b> ➔	Dan Keane <small>Print Name (Authorized Company Representative)</small>	VP - Tax <small>Title</small>
<b>sign here</b> ➔	 <small>Signature (Authorized Company Representative)</small>	6/12/15 <small>Date</small>
<b>print here</b> ➔	Greg Maxim - Cummings Westlake LLC <small>Print Name of Preparer (Person Who Completed the Form)</small>	713-266-4456 <small>Phone</small>



## Franchise Tax Account Status

As of: 05/06/2015 11:59:10 AM

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

<b>WILDORADO WIND, LLC</b>	
Texas Taxpayer Number	32023264784
Mailing Address	211 CARNEGIE CTR PRINCETON, NJ 08540-6213
Right to Transact Business in Texas	ACTIVE
State of Formation	TX
Effective SOS Registration Date	12/05/2006
Texas SOS File Number	0800741409
Registered Agent Name	C T CORPORATION SYSTEM
Registered Office Street Address	1999 BRYAN ST., STE. 900 DALLAS, TX 75201



## Quarterly Employment and Wages (QCEW)

Help with Download

Restart Back Print Download

Page 1 of 1 (40 results/page)

Year	Period	Area	Ownership	Division	Level	Job Code	Industry	Avg Weekly Wages
2008	1st Qtr	Oldham County	Private	31	2	31-33	Manufacturing	\$609
2008	2nd Qtr	Oldham County	Private	31	2	31-33	Manufacturing	\$473
2008	3rd Qtr	Oldham County	Private	31	2	31-33	Manufacturing	\$671
2008	4th Qtr	Oldham County	Private	31	2	31-33	Manufacturing	\$711

LMCI Home | Site Map | Feedback | Help | About LMCI | Privacy Policy | Terms of Use  
TWC Home

**Minimum Annual Wage Requirement**  
**\$591 x 52 x 110% = \$33,800**

While Oldham County's population has been slowly increasing, when compared to the state as a whole, its per capita income has fluctuated over the years. Oldham County's per capita personal income, \$22,878, is now 74.4 percent of the Texas average, falling from a high of 123.7 percent in 1991. This trend will continue because Oldham County's economic base remains heavily tied to the natural resource sector.

Wages paid to area workers are also lagging state levels. Over the last 15 years, Oldham County's workers earned about 35 percent less than the state average. In 2005, a full-time employee earned \$25,346 or 46.0 percent more than a decade ago. Since 1990, however, the County's wage growth rate has fluctuated relative to the state as a whole. Full-time wages are now just 66.8 percent of the Texas average, falling from 74.0 percent in 1990.

**Board Finding Number 3.**

**Average salary levels of qualifying jobs are expected to be \$35,000, which is more than 110% the current Oldham County average salary of per manufacturing job as determined by the Texas Workforce Commission.**

This information was taken from the Vega ISD Findings but the same manufacturing wage data would also apply to Wildorado ISD since they are both in Oldham County, and both agreements were completed around the same time period.

**Board Finding Number 4.**

**The level of the applicant's total investment per qualifying job over the term of the Agreement is estimated to be approximately \$6.1 million for the entire Oldham County project.**

While this finding is included largely as an item of information, it is indicative of Wildorado Wind's planned capital investment in Vega ISD. This is the type of investment that is the foundation for improved economic activity in the Vega area.

The benefits of Wildorado Wind to the Vega I.S.D. and the Oldham County economy consist of the day-to-day operation of the energy project, normal operating expenditures, purchases from local vendors, and spending of people employed by these businesses. The economic benefits of this economic activity materialize in the form of increased Oldham County employment and income.

For this study, TXP has calculated the economic impact of business activity of Wildorado Wind based on annual investment and employment levels. The economic assumptions underlying the analysis are summarized in Section 3. Specifically, this analysis measures the anticipated economic impacts of Wildorado Wind's wind energy project using the IMPLAN input-output economic system, RIMS II, and the Job and Economic Development Impact model (JEDI). TXP has customized the models by modifying the underlining industry data and by altering regional purchasing coefficient assumptions.

In an input-output analysis of new economic activity, it is useful to distinguish three types of expenditure effects: direct, indirect, and induced. Direct effects are production changes associated with the immediate effects or final demand changes. The payment made by an out-of-town visitor to a hotel operator is an example of a direct effect, as would be the taxi fare that visitor paid to be transported into town from the airport.

Indirect effects are production changes in backward-linked industries caused by the changing input needs of directly affected industries – typically, additional purchases to produce additional output. Satisfying the demand for an overnight stay will require the hotel operator to purchase additional cleaning supplies and services, for example, and the taxi driver will have to replace the gasoline consumed during the trip from the airport.