

CITY OF SEGUIN

ESOLUTION NO. _____

STATE OF TEXAS

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS, APPROVING THE TERMS AND CONDITIONS OF A SOLAR LEASE AGREEMENT BETWEEN THE SCHERTZ/SEGUIN LOCAL GOVERNMENT CORPORATION AND ELM CREEK ENERGY, LLC; AND DECLARING AN EFFECTIVE DATE

WHEREAS, in order to produce operating water wells the Schertz/Seguin Local Government Corporation (the "SSLGC") acquired numerous contiguous pieces of property; and

WHEREAS, the operating wells and collection system take up only a small part of the acquired property; and

WHEREAS, the SSLGC board of directors has investigated a number of options for the use of the land in order to generate additional revenue that would offset costs of service to its customers; and

WHEREAS, SSLGC solicited requests for proposals to operate a solar farm on the property and Elm Creek Energy, LLC submitted the most favorable proposal; and

WHEREAS, SSLGC has negotiated the attached lease agreement with Elm Creek Energy, LLC; and

WHEREAS, on May 21, 2020, the SSLGC approved the Lease Agreement by Resolution R20-08; and

WHEREAS, the City of Seguin and the City of Schertz each must each approve certain major contracts entered into by the Schertz/Seguin Local Government Corporation ("SSLGC") budget.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS:

PART 1: The action by the SSLGC approving terms and conditions of the attached Solar Lease and Easement Agreement between the Schertz/Seguin Local Government Corporation and Elm Creek Energy, LLC is hereby approved.

PART 2: This Resolution shall be in full force and effect immediately from and after its passage.

PASSED AND ADOPTED on the 2nd day of June 2020.

DON KEIL
MAYOR

ATTEST:

Naomi Manski
City Secretary