



RESOLUTION NO. 2023-08-11-1

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF PUTNAM COUNTY,  
INDIANA, APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT,  
A ROAD USE AGREEMENT, AND A DECOMMISSIONING  
AGREEMENT WITH COLD SPRING SOLAR LLC AND CERTAIN OTHER  
MATTERS IN CONNECTION THEREWITH**

**WHEREAS**, the Board of Commissioners of the Putnam County, Indiana (the “Board”) desires to benefit the health and general welfare of the citizens of Putnam County, Indiana (the “County”) and create opportunities for gainful employment and business opportunities within the County; and

**WHEREAS**, Cold Spring Solar LLC (the “Company”), is contemplating the development and construction of a solar-powered electric generating facility in the County, which will have a rated capacity of approximately two hundred (200) megawatts (the “Project”); and

**WHEREAS**, in the completion of the Project, the Company will invest up to approximately Three Hundred Eighty-Three Million Dollars (\$383,000,000) in equipment and real estate improvements in the County and create approximately two (2) to five (5) permanent jobs; and

**WHEREAS**, the Company has requested assistance with the completion of certain road improvements, the approval of tax abatement, and other assistance from the County with respect to the Project; and

**WHEREAS**, to induce the Company to complete the Project, the Board desires to approve the execution of an Economic Development Agreement, between the County and the Company, a form of which has been presented to the Board on the date hereof (the “Economic Development Agreement”), pursuant to which certain incentives will be provided to Company in exchange for its commitment to complete the Project, to make certain economic development payments, and to take certain other actions with respect to the Project; and

**WHEREAS**, as contemplated by the Economic Development Agreement, the Board desires to approve the execution of Road Use Agreement, between the County and the Company, a form of which has been presented to the Board on the date hereof (the “Road Use Agreement”), pursuant to which the County agrees to provide the use of certain roads to the Company and the Company agrees to repair and improve such roads and certain drainage improvements in the County; and

**WHEREAS**, as contemplated by the Economic Development Agreement, the Board desires to approve the execution of a Decommissioning Agreement, between the County and the Company, a form of which has been presented to the Board on the date hereof (the “Decommissioning Agreement”), pursuant to which the Company is required to formulate a

decommissioning plan and to provide financial assurance for the decommissioning of the Project.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Putnam County, Indiana, that:


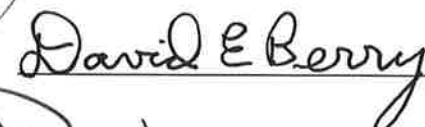

1. The Board hereby finds that the execution and delivery of the Economic Development Agreement, the Road Use Agreement and the Decommissioning Agreement are in the best interests of the County and its citizens. The Board is authorized and directed to execute the Economic Development Agreement in the name and on behalf of the County, and the Auditor of the County is hereby authorized and directed to attest the execution of such agreement, with such changes and modifications as such persons or the County Attorney deem necessary or appropriate to effectuate this Resolution, said persons' execution thereof to be conclusive evidence of the approval of such changes. The Road Use Agreement and the Decommissioning Agreement shall be attached as exhibits when such agreements are finalized by the County and the Company.

2. The members of the Board, the County Council, the Auditor of the County, the legal counsel of the County, and other appropriate officers of the County are hereby authorized to take all such actions and execute all such instruments as are necessary or desirable to effectuate this Resolution.

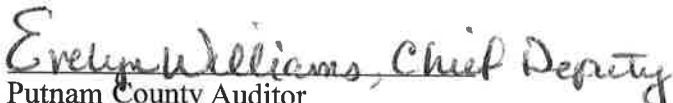
3. This Resolution shall be in full force and effect from and after its adoption.

DULY ADOPTED on this 11<sup>th</sup> day of August, 2023, by the Board of Commissioners of Putnam County, Indiana.

BOARD OF COMMISSIONERS OF  
PUTNAM COUNTY, INDIANA

  
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ATTEST:

  
Putnam County Auditor