

From: Jamelle McKenzie <jmckenzie@collegeparkga.com>
Subject: Fwd: Version 2 - College Park CBA ROS [IMAN-ACTIVE.FID145022]
To: Emmanuel Adediran
Sent: April 1, 2024 3:19 PM (UTC-04:00)
Attached: Southwest Atlanta Energy Storage Community Development Fund.pdf

Sent from my iPhone

Begin forwarded message:

From: Harold Buckley <hbuckley@wbilegal.com>
Date: March 28, 2024 at 3:10:10 PM EDT
To: Roderick Gay <rgay@collegeparkga.com>, Steve Smith <ssmith@pendletonatlanta.com>
Cc: Jamelle McKenzie <jmckenzie@collegeparkga.com>, "Schroeder, Melissa" <melissa.schroeder@nexteraenergy.com>, "Daniels, Jarrett" <Jarrett.Daniels@nexteraenergy.com>
Subject: RE: Version 2 - College Park CBA ROS [IMAN-ACTIVE.FID145022]

Hi all,

Please find attached a revised grant document that more accurately reflects the understanding between the parties. More specifically, the community development grant award was never structured to restrain the City of College Park's discretion in the operation of its review and approval functions.

Harold Buckley, Jr., AICP
Managing Member
WILSON BROCK & IRBY, L.L.C.
Overlook I, Suite 700
2849 Paces Ferry Road
Atlanta, Georgia 30339
mail to: hbuckley@wbilegal.com

Tel: 770-803-3707 (Direct)
404-853-5050 (Main)
Fax: 404-853-1812

From: Roderick Gay <rgay@collegeparkga.com>
Sent: Thursday, March 28, 2024 1:03 PM
To: Steve Smith <ssmith@pendletonatlanta.com>
Cc: Jamelle McKenzie <jmckenzie@collegeparkga.com>; Schroeder, Melissa <Melissa.Schroeder@nexteraenergy.com>; Daniels, Jarrett <Jarrett.Daniels@nexteraenergy.com>; Harold Buckley <hbuckley@wbilegal.com>
Subject: Re: Version 2 - College Park CBA ROS

Got It

Mayor Pro Tem
Roderick D. Gay, MA
City of College Park, GA

On Mar 28, 2024, at 11:39 AM, Steve Smith <ssmith@pendletonatlanta.com> wrote:

Councilmember McKenzie,
Please see attached revised (version 2) of today's ROS...

Thanks,
Steve

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Steve Smith
Partner
PENDLETON GROUP
2870 Peachtree Road
Suite 1520
Atlanta, GA 30305

Direct: 404.422.0546
E-Mail: ssmith@pendletonatlanta.com
Website: www.Pendletonatlanta.com

<College Park ROS March '24v2.docx>

Proprietary Statement

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Community Investment Commitment for the City of College Park, Georgia

March 28, 2024

Southwest Atlanta Energy Storage, LLC hereby offers to the City of College Park, Georgia a community development grant in the amount of \$1,600,000.00, the payment and timing of which sums shall be made in the company's sole discretion. This community development funding will be paid to a City of College Park community development program or city fund for such purpose(s) in several installments. Based on the Company's current view, the timeframe for the Project's commercial viability is 2025- March 2026.

This community development grant award is unrelated to any applications for buildings permits or other approvals that Southwest Atlanta Energy Storage may submit to the City of College Park, which shall have full discretion to approve or deny such applications in accordance with The Code of Ordinances, City of College Park, Georgia.