## ADAIR COUNTY COMMISSION MINUTES MONDAY, OCTOBER 29, 2018 12TH DAY OCTOBER REGULAR

The Adair County Commission convened at 8:30 a.m. on October 29, 2018 in the Courthouse at Kirksville. All Commissioners were present.

At 9:30 a.m., the commission met with Glen Smith of Terra-Gen, an affiliate of the High Prairie Wind Project. Also present was Mark Shahan, citizen of Adair County. Steve May was unable to attend with Mr. Smith. The meeting was held for the approval of the amended resolution for revised crossing locations for the High Prairie Wind Farm. The original approval had been completed April 23, 2018.

Mr. Smith presented the Commission with documents that had been reviewed and approved by Adair County Legal Counsel, Ivan Schraeder. The documents included an updated cover page, Exhibit A - Appendix 1. Table 1 displaying the road designation (County or State) and the coordinates of the crossing; Appendix 2 illustrating a typical 'single pole' Gen Tie construction that will be in service at this Project; Appendix 3 illustrating the cross section of a typical underground 34.5 kv collection system trenched under a road surface; Appendix 4 illustrating the cross section of a typical bored underground 34.5 kv collection system crossing; and Appendix 5 illustration the typical conductor sag for a 345 kv conductor between two Gen Tie poles and the required 25-foot clearance above grade as required by the NESC.

The Commission once again reviewed the documents. After discussion, Commissioner King moved to accept the amendment to Order No. 2018-1. Commissioner Thompson asked if Mr. Smith was aware of any legislation to repeal Revised Statute 229.100 of Missouri. Mr. Smith said he was not. Commissioner Thompson then seconded the motion. Presiding Commissioner Pickens concurred. All voted in favor of the motion. All members of the Commission signed the document. The County Clerk then signed and attested the document. A copy was given to Mr. Smith.

Mr. Smith thanked the Commission for continuing to support the project. He stated that delivery of the first 10 wind turbines was scheduled for March, 2020 with an early May, 2020 construction date. On-line commercial service date will be November-December, 2020.

The Adair County Commission adjourned at 4:00 p.m. on October 29, 2018.

Unscheduled Public Walk-Ins and other Non-Agenda Items for Monday, October 29, 2018:

None

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ATTEST:

erk Presiding Commission

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IN REF. ORDER NO 8 Amendment to Order No. 2018-1

Order No. 2018-1

#### RESOLUTION

AMENUMENT TO ORDER No. 2018-1 GRANTING TO TG HIGH PRAIRIE, LLC, ITS SUCCESSORS AND ASSIONS, AN ASSENT TO USE THE PUBLIC ROADS OR HIGHWAYS OF ADAIR COUNTY, MISSOURI, FOR THE PURPOSE OF REACTING, SUSPENDING AND MAINTAINING 345KV TRANSMISSION WIRES (GEN TIE) AND RELATED FACILITIES, AND 34.5KV ELECTRIC CABLES (COLLECTION SYSTEM) AND RELATED FACILITIES THROUGH, ON, UNDER, OR ACROSS SAID PUBLIC ROADS OR HIGHWAYS PURSUANT TO SECTION 229,100 OF THE REVISED STATUTES OF MISSOURI.

WHEREAS, ADAIR County (the "County") is a third-class county and political subdivision duly organized and validly existing under the Constitution and laws of the State of Missouri; and

WHEREAS, TG High Prairie, LLC is duly authorized to conduct business in Missouri and to engage in the development, construction and operation of the proposed wind energy generation finellities, and related equipment known as the High Prairie Wind Project and related facilities and equipment, and

WHEREAS, TG High Prairie, LLC intends to construct the High Prairie Wind Project which is a utility scale wind energy generation facility and related equipment, including an underground 34.5 ¥V collection system of electric conductors, and including a 345 kV Gen Tie to interconnect the wind farm with ATM's Mark Twain 343kV; and

WHEREAS, TG High Prairie, LLC intends to suspend wires over and bury electric conductors under the public roads and highways in the manner and locations shown in TG High Prairie, LLC Road Crossing Report and Plan, attached as Exhibit A to this Order and incorporated herein by reference and,

WHEREAS, TG High Prairie, LLC plans to utilize the public roads and highways of the County as construction and haul routes as set out in Letter of Assurance to Adair County Commission, attached as Eskibli to to the original order No. 2018-1 adopted by the County Commission on April 23, 2018 and incorporated herein by reference; and

WHEREAS, the County acting by and through its County Contrainsion, desires to amend the original grant to TG High Prairie, LLC of its assent pursuant to section 229.100 of the Revised Statutes of Missouri to suspend or bury and maintain its electric conductors and related facilities over or under the public roads or highways of the County.

NOW, THEREFORE, BE IT ORDERED BY THE COUNTY COMMISSION OF ADAIR COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The original Order No. 2018-1 adopted by the County Commission on April 23, 2018 and incorporated herein by reference is betchy amended to TG High Prairie, LLC, its

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successors and assigus, to grant an amended assent of Adair County, Missouri, pursuant to section 229,100 of the Revised Statutes of Missouri for the use of the public roads or highways of Adair County, Missouri, for the suspension and burial and maintenance of the electric conductors and related facilities through, on, under, over and across said public roads or highways, as shown in the new Exclibit A attached hereto and unded a part as a replacement to the original grant, in furtherance of TG High Prairies High Prairies Wind Project is in existence. Notwithstanding the foregoing, the assent granted herein shall not be invalidated by the subsequent repend of section 229,100 of the Revised Stantines of Missouri.

Section 2, TG High Prairie, LLC, pursuant to the terms and conditions set out in Exhibit B attached to the original Order, will hold the County and the County Commission harmless from all expenses or liability to the extent caused by any negligent act or canissions of TG High Prairie, LLC, and its contractors and agents hereunder.

<u>Section 3.</u> This amendment Order to the original Order No. 2018-1 adopted by the County Commission on April 23, 2018 and incorporated herein by reference shall be in force and effect from and after its passage.

PASSED AND APPROVED, this 29th day of October, 2018.

Mante Histor

Mark Thompson

Sandy Collop County Clerk

[13963/A03E964,1]

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ATTEST:

County Clerk

Presiding Commission

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IN REF. ORDER NO 9 Exhibit A – High Prairie Wind Project County Road Crossing Report and Plan

### EXHIBIT A



High Prairie Wind Project

County Road Crossing Report and Plan

For

Adair County, Missouri

October 29, 2018

### Adair County

#### Table of Contents

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- 2. Standards and Procedures regulating the Project
- 3. Road Crossings
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### Appendices

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### 1. Introduction of the High Prairie Project

TG High Prairie, LLC, an affiliate of Terra-Gen\* is developing the High Prairie Wind Project (the "Project") located in Schuyler and Adair Caunties, Missourt. The Project is expected to be in operation by 2020 with a total capacity of up to 400 megawatts of generation. To data, TG High Prairie has secured over 70,000 acres of wind least.

TO High Praire, LLC, is pleased to present his County Kool urossing keyon and Plan which provides relevant safety and design information in support of its asset request. The report identifies where the Project proposes to cross county roads and highways in Adair County (the "County"). The Project is also submitting a Letter of Assurance to the County for the use of the roads, a draft Road Maintenance and Use Agreement and Resolution granting the requested assents. We look forward to working with the County Commission and staff on this matter.

The Project has been collecting meteorological data from towers erected in the area of over seven years. The wind resource is robust and will provide to the market an abundant supply of alfordable electric energy generated from wind. With the construction of ATX's 345 kV Mark Twain transmission line, the Project can build over 400 MW of wind energy generation in the area.

The Project is in the process of finalling acquisition of the necessary land right and completing the transmission studies. Due to positive market conditions, To flight Prairie, LLC anticipates beginning construction on the Project in 2019 and achieving commercial operation in 2020. The Project will include up to 2010 wind turbing generators. The time is ripe for the Project to request the necessary assents.

Each wind durbline generator will be on private prosper; with private access rought to the turbinest, A gystem of underground cables will collect the power penerated at each wind turbine and connect it to a Project substation (the "Collection System"). The substation will be located gegraphically to collect all the energy. The substation will be on private properly. At the Project substation, the electric energy against only the Collection System will be "Assistant System Sy

From the Project's substation, the energy will then be trunsmitted to ATX'S Marf Yawla 145KV line via above ground ("overhead") conductors. If there are two substations they will be connected with 345KV overhead conductors. These overhead conductors linking the wind farm substations to the transmission line will be owned by the Project and are commonly referred to as a Gen Tile. At the point where the Ger Tile connects to the yet to be built Mark Twain transmission line, ATXI will own is wicklyard, Located on private property, to connect the Project to the 35KV line.

Private land rights are being obtained from the landowners for the undergroun collection system, the substations, the Generation Tie line ("Gen Tie"), an awitchward, Participation in the Project, by any landowner, is completely voluntary.

However, it will be necessary for the Projects Cen Tio and the Collection System to cross the public right of way. Missouri Revised Statuse 229,100 holds that before electric conductors (underground Collection System and overhand Gen Tiel; can be installed across any public road of any county, the assent of a majority of the County Commission with Sential Parks.

"Terra-Gen. Is a successful renewable energy company, which focuses on developing, awaing and operating utility scale what and solar generation projects across the United States. Terra-Gen sowns over 1,000 inviguousts of wind, solar and geothermal projects.

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ATTEST:

County Clerk

Presiding Commission

## Continued from page 231

#### 2. Standards and Procedures Regulating the Project

The Project will insure compliance with any and all applicable state and county regulation. The Project is designed to meet or exceed the requirements of the National Electrical Safety Code (IRSC), The NESC is the relevant safety standard by Residual Code (IRSC), The NESC is the relevant safety standard by Residual Safety will evaluate this request for assent. The applicable edition is 1801–1810 and 1810 and 1810

The NECCs purpose is 'the practical safeguarding of persons \_\_mid \_properly during the installation, operation and maintenance of electric supply\_\_acliticle. (MESC-2017, Section 1.016A), it is the Project's responsibility to Insure the above ground for IT pand underground Collection Systems will be located and constructed in a manner that will not interfere with the safe use and maintenance of the public

Section 232 of the NESC provides the relevant requirements for the minimum vertical clearance required from the highest point on the roadway to the maximum sag of the lowest conductor. Using the applicable NESC provisions, a minimum clearance of 25 feet is required over any roadway for the Projects 345kV Gen Tie.

Section 252 of the NESC provides requirements for minimum depth under the roadway to the buried conductor installed in conduit. Using the applicable NESC provisions, a minimum depth of 48 luches is required under any roadway for the Postors of Oliverion System.

The Project will use insulated underground cabling typically used by the winindustry for its buried Collection System. The Project will build the above ground Ger Tie utilizing single pole, single circuit structures. No H frame wooden structures will be used.

#### 3. Road Crossing Locations and Illustrations

Based on information gathered thus far in the prolliminary design phase, an based on maps provided from public sources, the Project team has determined th Gen Tie will resust the Country readways [in the locations described in Table 1, below The underground Collection System is Adair County will be buried in the public right from the Country continues in the location secretain of Table 1, below.

The design process for the wind farm is dynamic, New information can influence the final placement of the underground Collection System crossings as the land acquisition effort is finalized. There are a number of other variables that can impact turbine placements. Such "micro siting" adjustments are typical as the Project design of a wind farm is finalized.

#### 3.1 Variance for Road-Crossines

This Plan, in form and substance, represents what the Project will build, where it will build and when it will be built, linewer, like any large project there will be some changes. The Project committe to construct the road-crossings within 50 (fifty) yards one either alide of the road-crossing coordinates provided herein as Table 1 below, in the event that a road-crossing coordinate is within 50 yards of a cross road, the 50-yard variance will be reduced below 50 yards to equal the distance from the listed coordinate to the cross road and the cross road will be the limit of the deviation. However, in recognition that siting of individual wind uratines uncovers topographical or other obstacles, upon County approval by a representative designated by the County Commission, the Project can locate crossing outside of the 50-yard variance where reasonable and appropriate, except in on event where a crossroad would limit the variance distance.

#### 3.2 Finalization of Road-Crossings

After all nocessary land rights have been executed and the locations of the wint turbines are finalized, but prior to the start of construction all relevant data will be verified in the field to ensure compliance with the assent granted by the County Commission.

After the Project is constructed and is in operation, the Project will cause an 'as built' report to be created and submitted to the County Commission of Adair County This report will demonstrate the Project's road-crossings are compilant with this standards and procedures contained in this Plan and are within the locations approved and acknowledged by the County Commission.

Each of the overhead or underground crossing locations above ground or buried

Each crossing shown in Table 1 has a corresponding icon on the map in Appendix 1. Table 1 displays the road designation (County or State) and the control of the correct of the control of

Appendix 2 illustrates a typical single pole Gen Tie construction that will be in service at this Project. Appendix 3 illustrates the cross section of a typical underground 34.5 few collection system trenched under a road surface Appendix 4 illustrates the cross section of a typical bored underground 34.5kV

Appendix 5 illustrates the typical conductor sag for a 345kV conductor between two Gen Tie poles and the required 25-foot clearance above grade as required by the NESC.

### 3.3 Decommissioning of Electrical Assets in the Public Right-of-Way

In the event that wind turbines are decommissioned in whole or part, the Project will remove improvements within the public rights-of-way associated with the decommissioned wind turbines as follows: [3 all above grade improvements stall fully removed; and [2] underground improvements shall be removed to a depth of thirty-six [36] inches below grade.

### 4. Conclusion

To High Prainte, LLC has provided the foregoing Information in support of it requests to the County Commission to grant an assent required by Section 229,100, the Revised Statutes of Missouri, Missouri law charges county commissions with the authority to ensure the safety of utility road crossings across county roads. The focu of this Plan is on the placement of the Project's facilities through, on, under or acros the public right for Way.

The Plan requests necessary flexibility for micro-siding adjustments to the trossing as the Project progresses. The Project will submit a report to the Count after the Project is built and in operation demonstrating the Project is in accordance with applicable safety standards and within the locations the assents granted for roacrossings.

The Project has provided a Resolution for the assents and a Road Maintenance and Use Agreement with the County to ensure any road damage caused by the construction of the Project is repaired to its original pre-construction condition. Both

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ATTEST:

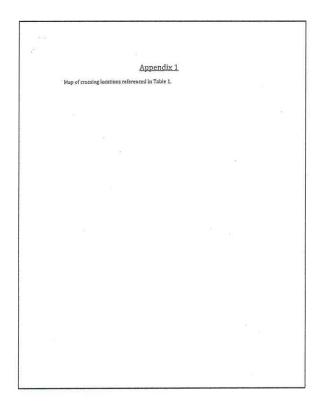
County Clerk

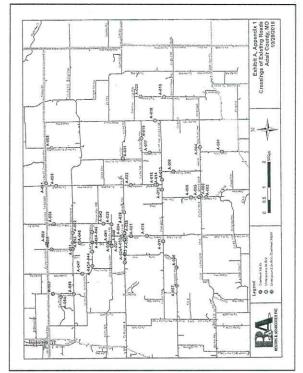
Presiding Commission

## Continued from page 232

			Table 1		
Crossing				State or	
Number	Latitude	Longitude	Boad Name	County Road	Crossing Cable
A-001	40.246442	-92.426311	Hazel Green Way / Co Rd 968	County	Underground 34.5½V
A-002	40.255381	-92.460079	Clay Way / Co Rd 3018	County	Underground 34,5kV
A-003	40.258517	-92,459275	Benton Way / Co Rd 102 B	County	Underground 34.5kV
A-004	40,25888	-92.422818	Mule Train Way / Co Rd 448 Ab	County	Underground 34,5kV
A-005	40.259426	-92,460152	Clay Way / Co Rd 1018	County	Underground 34.5kV
A-006	40.264027	-92,450159	Clay Way / Co Rd 1018	County	Underground 34.SkV
A-007	40.272305	-92,524885	Normandy Way / Co Rd 122 B	County	Underground 34.5kV
A-008	40.272445	-92.511778	Normandy Way	County	Underground 34.5kV
A-003	40.273921		Hazel Green Way / Co Rd (19)8	County	Underground 34.5kV
A-010	40.278923		Wild Harse Way / Co Rd 848	County	Underground 34.5kV
A-011	40,279835	-92.492574	State Hwy T	State	Underground 34.5kV
A-012	40.280334		State Hwy T	State	Underground 34.5kV
A-013	40.280369		State Hwy T	Stirte	Underground 34.5kV
A-014	40,283014		Apache Way / Co Rd 648	County	Underground 34.5kV
A-015	40.284003		Apache Way / Co Rd 648	County	Underground 34.5kV
A-016	40.284049		State Hwy J	State	Underground 34.5kV
A-G1.7	40.287213		Arctic Way / Co Rd 988	County	Underground 34.5kV
A-G18	40.28908		Sperry Way / Co Rd 628	County	Underground 34.5ky
A-019	40.291731		Lone Pine Way / Co Kd 748	County	Underground 34.5KV Underground 34.5KV
A-020	40.292173		Wild Horse Way / Co Rd 848	County	Underground 34.5kV
A-021	40,297749		Sperry Way / Co Rd 628	County	Underground 34.5kV
A-022	40.297848		Apache Way / Co Rd 658		Underground 34.5kV
A-023	40.301462	-92.507753		County	Underground 34.5kV
A-024	40.301459		Morgan Way / Co Rd 588	County	Underground 34.5kV
A-0.15	40.301518		Morgan Way / Co Rd 63B Morgan Way / Co Rd 63B	County	Underground \$4.5kV
A-026		-92.48639	Morgan Way / Co Rd 63B	County	Underground 34.5kV
A-027 A-028	40.30154		Morgan Way / Co Rd Gl6	County	Underground 34.5kV
A-029	40.301643	-112,47096		County	Underground 34.5kV
A-030	40.302127	-92,431578		County	Underground 34.5kV
A-G31	40,302308		Hornet Way / Co Rd 73B	County	Underground 34.5kV
A-031	40,302,308		Sperry Way / Co Rd 4428	County	Underground 34.5kV
A-013	40.302908	-92.48869		County	Underground 34.5kV
A-033	40.303009		Sperry Way / Co Rd 4428	County	Underground 34,5kV
A-035	40.300789		Fort Madison Way / Co Rd 488	County	Underground 34.5kV
A-0'16	40.308789		Fort Maditon Way / Co Rd 488	County	Underground 34.5kV
A-037	40.308789		Fort Madison Way / Co Rd 488	County	Underground 34.5kV
A-038	40.30879		Fort Atadison Way / Co Rd 488	County	Underground 34,5kV
A-039	40.306833		Fort Magison Way / Co Rd 48B	County	Underground 34.5kV
A-040	40.309687	-92,49329	Atlantic Way / 508	County	Underground 34_5kV
A-041	40,309933		Atlantic Way / 508	County	Underground 34.5kV
A-042	40.313305	-92.479266	WiBow Creek Way / 548	County	Underground 34.5kV
A-043	40.319664		Trinity Way / Co Rd 528	County	Underground 34.5kV

A-045 43.397 -10.39133 Trilling Way / Co Rd 329 County Coverhead 3454V   A-064 44.3976 -93.28503 Trilling Way / Co Rd 528 County Underground 45.54V   A-017 40.125352 -97.515787 Trilling Way / Co Rd 528 County Underground 34.54V   A-018 40.325709 -97.293256 Alleatic Way / 258 County Underground 34.54V   A-019 40.336597 -92.249727 State Hwy A State Underground 34.54V   A-050 40.336597 -92.249727 State Hwy A State Underground 34.54V   A-050 40.336597 -92.249727 State Hwy A State Underground 34.54V	## 40.50 ## 30.917 ## 30.913.3 Trilleity Way / Co Rid 329			Table 1 (cont.)		
A 0466 ABL 19716 91.885384 Timely Way / Lo Rd 158 County Underground 34-58V   A 0472 42.15297 97.217927 176700 Variety (2.6 Rd 158) County Underground 34-58V   A 0484 43.325799 97.293056 Atlantic Way / 258 State Underground 34-58V   A 0590 49.136507 92.249078 State Underground 34-58V   A 051 49.336081 92.489072 State Hwy A State   A 052 49.338081 92.489072 State Hwy A State Underground 34-58V   A 054 49.338973 92.489712 State Hwy A State Underground 34-58V   A 055 49.338971 92.341081 State Hwy A State Underground 34-58V   A 056 49.338971 92.351081 State Hwy A County Underground 34-58V   A 057 49.338971 92.351081 State Hwy A County Underground 34-58V   A 058 49.342073 92.351081 State Hwy A County Underground 34-58V   A 057	Addition	A-044 40.31965	3 -92,499796	Trinky Way / Co 8d 528	County	Underground 34.5kV
A 0.12 - 6.12 - 5.12 - 9.7.5 (1798 ) Trinley Way ( 2 to Rd 5.18 ) County Underground 34-5 W A 0.54 - 0.32 (1799 ) 97-80756 - 6.14 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80 (1794 ) 58 to the 43.30 (1794 ) 97-80	A021 401.25152 91.251787 Trinking Wang / Ce Rel S3B Country Underground 34-SkV   A034 43.30239 92.25062C Sate Heys A State Underground 34-SkV   A050 40.330299 92.25062C Sate Heys A State Underground 34-SkV   A051 40.33029 92.240917 State Heys A State Underground 34-SkV A   A051 40.33029 92.480201 State Heys A State Underground 34-SkV A   A452 40.330599 92.480201 State Heys A State Country Underground 34-SkV A   A452 40.330619 92.480201 State Heys A State Country Underground 34-SkV A   A453 40.31067 92.34501 State Heys A State Country Underground 34-SkV A   A453 40.3107 State Heys A State Country Underground 34-SkV A   A454 40.3107 State Heys A Country Underground 34-SkV A   A457 40.330811 92.24501 Reak Way / Co Rd 580 Country Underground 34-SkV A   A458 40.34211 92.275028	A-045 40.3197	-92.493133	Trinity Way / Co Rd S28	County	Overhead 345kV
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A-059 40.342655 -92.497947 Craw Born Lin County Underground 34.5kV A-060 40.345227 -52.493592 County Line Way / Co Rd S78 County Overhead 34.5kV	A-059 40.342655 92.497947 Crow Born Lin County Underground 34.5kV A-060 40.345227 52.493592 County Line Way / Co.Rd S7B County Overhead 34.5kV					
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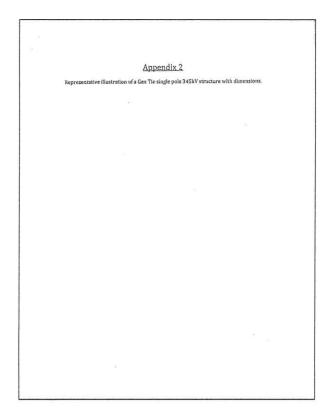


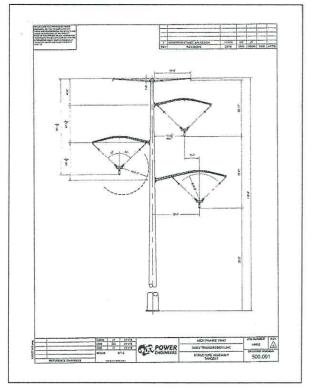
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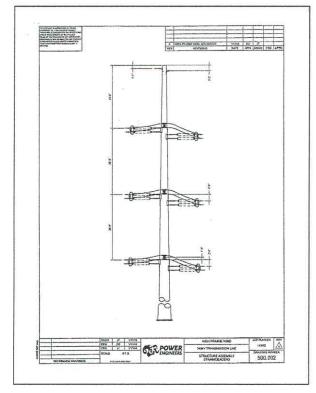
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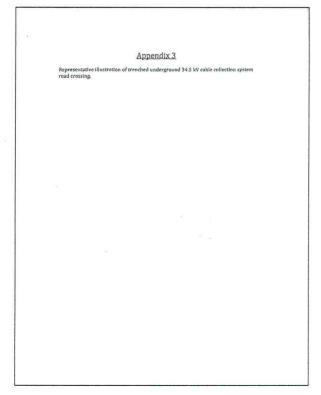
Presiding Commission

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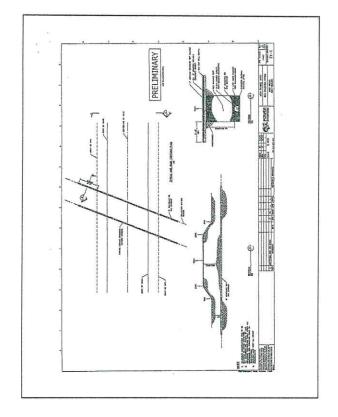


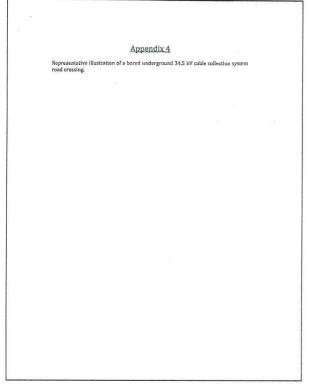
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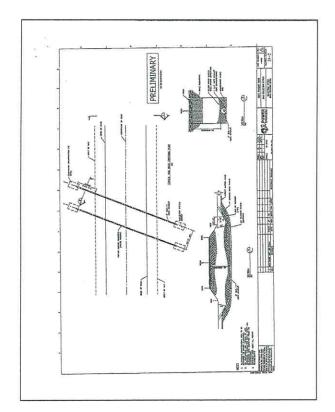
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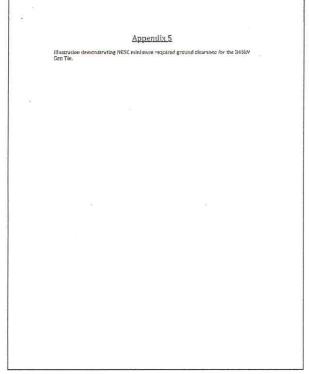
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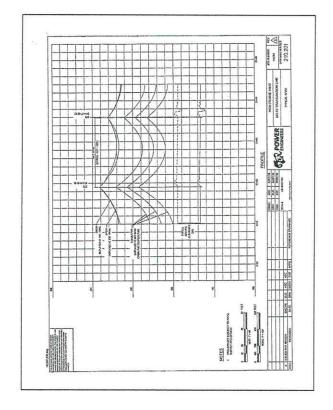
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ATTEST:

County Clerk

Presiding Commission

Continued from page 235



ATTEST:

County Clerk

Presiding Commission