

**Appointing Freeborn County Administrator as the Freeborn County
Board of Commissioners representative to the Freeborn County Law Library Trustees**

WHEREAS, per MN State Statute 134A.03 BOARD OF TRUSTEES; COMPOSITION.
§Subdivision 1., a member of the county board shall be selected by it at its next regular meeting after the order establishing the library is filed and thereafter at the annual election as member of the Board of Trustees, and

WHEREAS, the Freeborn County Board of Commissioner has the authority to appoint, as a representative to a board of governance, the County Administrator to act on behalf of the Board,

NOW THEREFORE BE IT RESOLVED, the Freeborn County Board of Commissioner appoints Thomas Jensen, Freeborn County Administrator as the Trustee to the Freeborn County Law Library.

Resolution was seconded by Commissioner Edwin.
After discussion, a vote was taken and the Chair declared the resolution approved.

Commissioner Herman offered the following resolution:

**RESOLUTION No. 21-056
Approval of Claims**

RESOLVED, that the following claims be allowed and paid on or before February 19, 2021.

<u>FUND</u>	<u>NAME</u>	<u>AMOUNT</u>
01	General Fund	\$ 457,822.68
03	County Road & Bridge	\$ 534,773.71
05	Human Services	\$ 169,264.50
06	Public Health	\$ 137,235.07
31	Capital Improvement	\$ 25,170.28
40	County Ditch	\$ 20,539.32
70	Trust & Agency	\$ 95,183.88
73	Payroll Clearing Fund	\$ 4,130.80
77	Recorder's Clearing	\$ 1,690.00
	FUND TOTALS	\$1,445,810.24

Number of Claims not exceeding \$300 – 74
Dollar amount of claims not exceeding \$300 – \$9,358.04
Resolution seconded by Commissioner Edwin.
After discussion, a vote was taken and the Chair declared the resolution adopted.

Chair Commissioner Shoff continued the meeting until 1:00 p.m.

At approximately 1:00 p.m. the Chair reconvened the board meeting for the continuation of the final hearing on County Ditch 15 improvement. See agenda below:

**BEFORE THE FREEBORN COUNTY BOARD OF COMMISSIONERS
ACTING AS DRAINAGE AUTHORITY FOR FREEBORN COUNTY DITCH #15**

AGENDA

Continued Final Hearing

February 16, 2021, 1:00 p.m.

Commissioners' Room, Freeborn County Government Center

- I. Opening of Continued Final Hearing – *Board Chairperson*
- II. Status of Continued Hearing – *Kurt Deter*
- III. Engineer's Amended Report – *Steve Penkava*
- IV. Public Comment and Questions Regarding Amended Engineer's Report
- V. Viewers' Report – *Viewers*
- VI. Public Comment and Questions Regarding Viewers' Report
- VII. Attorney Comments
- VIII. Possible Action by Drainage Authority
 - 1) Continue hearing if additional information is required.
 - 2) Establishment of Improvement, if:

- a. The Final Engineer's Report and Viewers' Report have been made and other proceedings have been completed under Minnesota Statutes 103E.
- b. The reports made or amended are complete and correct.
- c. The damages and benefits have been properly determined.
- d. The estimated benefits are greater than the total estimated costs including damages.
- e. The proposed drainage project will be of public utility and benefit and will promote the public health.
- f. The proposed drainage project is practicable.
- g. That the repair portion allocated by the engineer as repairs is assessed against all property benefitted by the entire drainage system and the balance of the cost of the Improvement is assessed against the property benefitted by the Improvement.

If the project is established, the engineer is directed to proceed to plans and specifications for awarding the contract.

Commissioner Herman offered the following resolution;

**RESOLUTION No. 21-057
Approving the Redetermination of Benefits
Pursuant to Minnesota Statutes 103E.351**

**BEFORE THE FREEBORN COUNTY BOARD OF
COMMISSIONERS, ACTING AS DRAINAGE AUTHORITY
FOR FREEBORN COUNTY DITCH #15**

**Findings of Fact and Order Establishing
Improvement to Freeborn County Ditch #15**

WHEREAS, a Petition was submitted requesting the Improvement of portions of Freeborn County Ditch #15; and

WHEREAS, Steve Penkava was appointed the duly appointed engineer; and

WHEREAS, a Final Engineer's Report was filed with the Freeborn County Auditor-Treasurer; and

WHEREAS, three viewers were appointed to do a benefit and damages determination for the Improvement to Freeborn County Ditch #15; and

WHEREAS, the Viewer's Report for the Improvement to Freeborn County Ditch #15 was submitted to the Freeborn County Auditor-Treasurer; and

WHEREAS, an initial final hearing was held on January 19, 2021, and continued until February 16, 2021, at 1:00 p.m., in the Commissioner's Room of the Freeborn County Courthouse; and

WHEREAS, an Addendum to the Final Engineer's Report was submitted concerning extending the Improvement approximately 1,000 feet to include a private ditch on the Nielsen property; and

WHEREAS, an Addendum to the Viewers' Report was submitted by the viewers; and

WHEREAS, Steve Penkava explained that extending a branch on the Nielsen property approximately 1,000 feet of open ditch, might have some retention benefit and the cost would be approximately \$37,000.00; and

WHEREAS, Mark Behrends, one of the duly appointed viewers, gave the Viewers' Report indicating that in the viewers' opinion, the cost of extending the branch approximately 1,000 feet of open ditch would be a cost to the approximate 200 acres that are within the subwatershed of that extension, and there was extensive discussion concerning the fact that the extension might be desirable, but was not appropriate to be included in this Improvement project, but could be petitioned at a later date as a Lateral; and

WHEREAS, the landowners and the Freeborn County Board of Commissioners, acting as Drainage Authority for Freeborn County Ditch #15, expressed their support and seek outside funding for this extension as part of a separate project or separate funding source.

NOW, THEREFORE, based on all the evidence presented and the complete Freeborn County Ditch #15 file, the Freeborn County Board of Commissioners, acting as Drainage Authority for Freeborn County Ditch #15, makes the following Findings of Fact and Order:

FINDINGS OF FACT

1. The Final Engineer's Report and Viewers' Report, as presented at the January 19, 2021, initial final hearing, have been completed under Minnesota Statutes 103E.
2. The reports made or amended are complete and correct.
3. The damages and benefits have been properly determined.
4. The estimated benefits are greater than the total estimated costs, including damages.
5. The proposed drainage project will be of public utility and benefit and will promote the public health.
6. The proposed drainage project is practicable.
7. The separable maintenance portion, recommended by the engineer, shall be allocated as a repair cost and the balance of the cost of the Improvement shall be an Improvement cost.
8. That the landowners and the Freeborn County Board of Commissioners, acting as Drainage Authority for Freeborn County Ditch #15, support, as a separate project, the possible extension of the open ditch on the Nielsen property to provide a better outlet in that area and possibly provide some retention benefits.

ORDER

NOW, THEREFORE, it is hereby ordered that the Engineer's Report and Viewers' Report, attached as Exhibit A, and presented at the January 19, 2021, initial final hearing, are hereby adopted and that the Improvement to Freeborn County Ditch #15, is hereby established as initially recommended by the engineer. That the Viewers' Report that is approved related to this Improvement is attached as Exhibit A. That the engineer is directed to proceed toward final plans and specifications toward the awarding of a contract.

Dated this 22nd day of February, 2021. FREEBORN COUNTY BOARD OF COMMISSIONERS, ACTING AS DRAINAGE AUTHORITY FOR FREEBORN COUNTY DITCH #15 By: Christopher Shoff, Its Chairperson

Resolution was seconded by Commissioner Forman.

After discussion, a vote was taken and the Chair declared the resolution approved.

Chair, Commissioner Shoff adjourned the meeting at 1:54 p.m. until 8:30 a.m. on Tuesday, March 2nd, 2021.

By: _____
Christopher N. Shoff
Chair

Attest: _____
Thomas Jensen
Clerk/Administrator



FEBRUARY 16, 2020

HAYWARD SOLAR PROJECT

AREVON

TENASKA[®]

ABOUT US

Ownership

Capital Dynamics Fund

One of the largest investors of solar in the world
Largest private owner of solar in U.S.



Midwest Solar DevCo

Portfolio Entity



Hayward Solar Project

Project Entity

Development

Arevon

Development, Origination and Asset Management



Tenaska

40th-largest private U.S. company
Provides development services to Midwest Solar DevCo

Capital Dynamics & Tenaska
developing 8,000 MW of solar projects across the United States

ABOUT THE PROJECT

- 150 megawatts (MWac)
- 1,600 acres under lease
- Project site in Freeborn County, MN
- \$128 million investment
- 35-year operational life

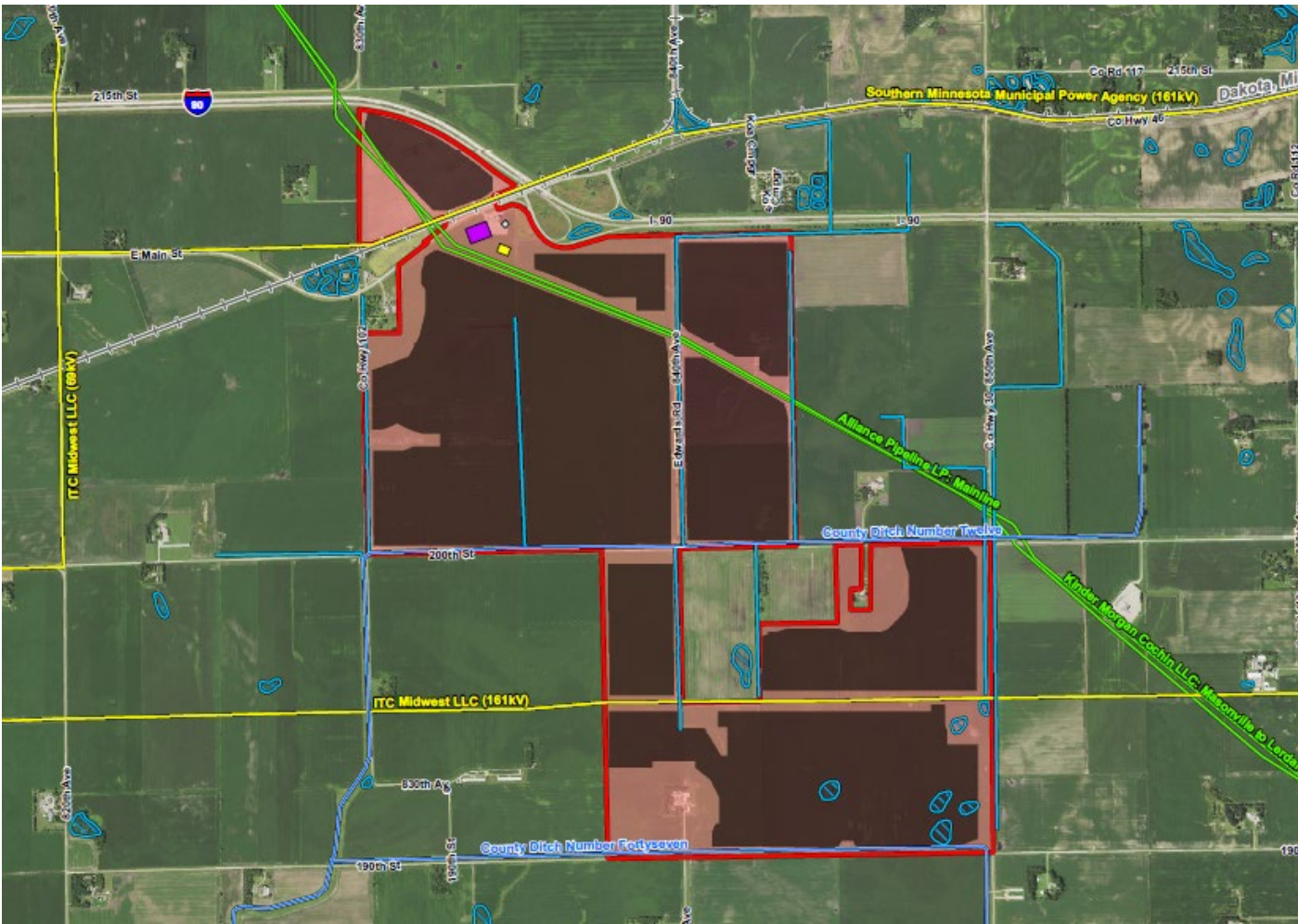


HOW DOES FREEBORN COUNTY BENEFIT?

- ⚙ Estimated economic investment of \$128 million
- ⚙ Tax revenue, per year for 35-year life of project estimated at:
 - \$305,161 to Freeborn County
 - \$76,290 to Hayward Township
- ⚙ Jobs, projected
 - 200 jobs during construction
 - 4 jobs during 35-year operational life
- ⚙ Contributes to local GDP through land lease payments and direct and indirect purchases of goods and services
- ⚙ Lease payments to local landowners

Economic Development Study Underway

PROJECT LOCATION



Preliminary Layout – subject to change

PROJECT TIMELINE

- Leased land from local landowners
- MISO Interconnection review
- Power Purchase discussions



Late 2020 – Early 2021

Local Agreements

Mid 2022

Final Approvals

2022

Begin Construction

2023

Operational

- Meeting with stakeholders
- Negotiating project agreements
- Reviewing site design considerations
- Submitting Certificate of Need and Site Permit Applications in 1st quarter 2021



QUESTIONS

⚙ Tenaska – Project Developer

- Mike Roth
- mroth@tenaska.com
- 605-929-0908

⚙ Arevon – Project Manager

- Garima Kalra
- gkalra@arevonenergy.com
- 480-652-4130

150-megawatt solar farm proposed east of Hayward



By **David Mayberry**

[Email the author](#)

Published 1:50 pm Tuesday, February 16, 2021

A solar farm east of Hayward that would produce enough power to serve about 97,000 homes could be operational by 2023.

Consultants and representatives from the companies proposing the plan shared details and timelines with the Freeborn County Board of Commissioners on Tuesday.

“It is a marathon, not a sprint,” said Mike Roth, project developer with Tenaska, an Omaha-based energy firm that is developing the project for Arevon Energy.

The farm would be located just east of Hayward and south of Interstate 90, largely between County highways 102 and 30.

The developers will invest about \$128 million into the project. They estimate annual tax revenues total \$305,000 for Freeborn County and \$76,000 to the town of Hayward. For the 35 years of anticipated use, that’s almost \$10.7 million for Freeborn County and almost \$2.7 million for Hayward.

The area will also receive direct and indirect purchases related to the construction and maintenance of the farm, as well as lease payments to local landowners.

Officials say the farm will produce 150 megawatts of power.

Officials hope to begin construction by early fall 2022 and begin collecting sun rays in late 2023.

Capital Dynamics Fund is the leading firm behind the project; its subsidiary, Arevon Energy, is developing and will own the 1,600-acre project.

CDF has more than 150 clean-energy projects around the world, including more than a dozen solar projects in the U.S. The Hayward farm would be its first in the Upper Midwest, according to the company's website.

Officials are working to submit plans and permitting information to the Minnesota Public Utilities Commission in April, and they expect approval to take about a year.

They're also in the process of finding a power company to buy the power, and gaining final approval from the Midcontinent Independent System Operator for access to the regional power grid.

Locally, officials say they have the necessary agreements from landowners and are in the process of contacting all neighbors within 1 mile of the farm. But there aren't many of them.

"One of the reasons we like this site is the lack of homesteads," Roth said. "We like the location."

Laura Cunningham, portfolio manager with Good Steward Consulting, said in-person door-knocking was halted due to the cold weather but will resume shortly.

"We want to be involved early and roll out all of the information as it comes along," she said. "No surprises."

The group's environmental assessment and management plan for the PUC will coincide with work on agreements with the county.

"We will have agreements that address issues," noted County Administrator Thomas Jensen.

Roth added that any tile disruption will be addressed by the owners, as well.

"If we damage land tile, we'll fix it," he said.

Officials are also researching ground covers to aid with soil and water retention. They expect to focus on a pollinator-friendly cover that can be mowed. The cover will be installed as soon as the project is completed.

The solar panels will stand about 12 feet tall, with the bases at least 2 feet off the ground. They'll sit on racks and rotate as the sun crosses the sky — or as needed to shift snowfall off the black glass plates.

"In general, they just sit in the sun and operate," Roth said.

The plan will include returning the land to ag production after the farm's 35-year life.

Any changes — either in the type of panels used or adjusting the duration of the farm — would require additional approval from the PUC.

In other business, the board:

- Approved an agreement with the University of Minnesota to conduct a thorough geological survey of the county. The deal would require work by the county over the course of a year, and then additional studies by the Department of Natural Resources and the U of M over the next six years to create the county's geological atlas. There is no additional cost to the county.
- Approved an amended contract with UCare for need-based home health care reimbursements. The company provides prenatal, postpartum and family home visits.
- Gave seven businesses the go-ahead for tobacco licenses. They cleared background checks and were OK'd by the sheriff and county attorney.
- Approved loan applications from Bath and London townships for road work under the Local Road Improvement Program. Bath will improve 780th Avenue, while London will improve 890th; both projects require the county to act as the fiscal agent for the state grant funds.
- Approved a 64-acre conservation easement with the U.S. Fish and Wildlife Service on property owned by Kim and Julie Meyer.
- Agreed to set workshops, where board members meet to vet topics but not vote on them, for the second Tuesday of each month.

The board next gathers at 8:30 a.m. on March 2 for a regular meeting.

From: City of Hayward <cityofhayward@gofast.am>
Sent: Thursday, February 18, 2021, 2:18 PM
To: Laura Cunningham
Cc: acox1966@gmail.com
Subject: RE: Health Question follow up and thank you!

Hello Laura,

Thank you so much for ensuring our questions were answered promptly. Thanks, also, for taking the time to speak with the Hayward City Council.

We look forward to hearing from you, again.



Kathryn Aase

City of Hayward
City Clerk/Treasurer
20532 810th Avenue
Hayward, MN 56043
(507) 373-1222
cityofhwayward@gofast.am

From: Laura Cunningham <laura@Goodstewardconsulting.com>
Sent: Wednesday, February 17, 2021 8:26 AM
To: cityofhayward@gofast.am; acox1966@gmail.com
Cc: Tracy Skaar <T.Skaar@Goodstewardconsulting.com>
Subject: Health Question follow up and thank you!

Hi Kathy and Mayor Cox,

Thank you for allowing us to speak with you about Hayward Solar Project at your most recent meeting. I was able to follow up on Kathy's question about any potential health effects and have the following response from Tenaska as well as some helpful links. Please feel free to contact Tracy or me at any time you have questions.

There are no proven health risks from solar fields. In fact, solar fields are known for having a positive benefit on air quality. Solar fields generate clean, renewable power with zero air emissions and often replace older and less-efficient fossil fuel-based sources of power with significant air emissions. A study from the National Renewable Energy Laboratory shows that this corresponds to a lower risk of respiratory issues and heart attacks. Solar fields are generally

not associated with health risk from electromagnetic fields (EMFs). Humans are exposed to EMFs in their daily life, such as from a refrigerator. Similarly, EMFs generated within the solar fields are at a low level and not enough to harm humans. Additionally, any exposure to EMFs at a solar field would be within the perimeter fence and even then, the level is not high enough to cause harm. We will have operations employees at the solar farm, and their safety is a priority. You can read more about EMFs on the U.S. Environmental Protection Agency's website:

Articles:

<https://www.epa.gov/radtown/sources-electric-and-magnetic-radiation>

<https://www.nrel.gov/docs/fy07osti/41998.pdf>

Thank you!!

Laura Cunningham | Project Relationship Manager

137 N Broadway Ave
Albert Lea, MN 56007
507.383.1620



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On Feb 19, 2021 11:04 AM, "Ross, Timberly" <TRoss@tenaska.com> wrote:
Looping Katherine and Perre into this.

From: Laura Cunningham <laura@Goodstewardconsulting.com>

Sent: Friday, February 19, 2021 11:02 AM

To: Roth, Michael <MRoth@tenaska.com>; Tracy Skaar <T.Skaar@Goodstewardconsulting.com>; Ross, Timberly <TRoss@tenaska.com>; Joe Sedarski <Joe.Sedarski@westwoodps.com>

Cc: Mariah Lynne <Mariah@Goodstewardconsulting.com>; Shane Glinski <Shane.Glinski@Goodstewardconsulting.com>

Subject: Senator Dornink

» EXTERNAL EMAIL «

Hello all!

I just had a great call with Senator Gene Dornink (R)- Dist. 27. He is very well versed in renewables as a former P&Z commissioner for neighboring Dodge County. He had questions about the size of the project being 1600+ acres. He wanted to know what is being done to vet the neighbor's concerns-i.e. what are the major concerns... He also wanted to know where we are at in the timeline and when we feel that construction and completion would happen. I am sending him the fact sheet today and proposed a Zoom call with he and Representative Peggy Bennett (R) Dist. 27A in the coming weeks.

His contact info:

Gene Dornink

Cell: 507-206-8449

95 University Avenue W. Minnesota Senate Bldg.

Room 3229

St. Paul, MN 55155

Sen.gene.dornink@senate.mn

It was roughly a 20 minute call. He was positive and receptive and appreciative of the early info.

Thanks!

Laura Cunningham | Project Relationship Manager

137 N Broadway Ave

Albert Lea, MN 56007

507.383.1620



Meeting Notes

Hayward Solar Project – Virtual Friends of Hayward Solar Meeting held on February 25, 2021
Westwood Project No. R0026599.00

Attendees:

Tenaska, Inc. - Michael Roth, Director, Strategic Development & Acquisition

Good Steward Consulting – Laura Cunningham, Portfolio Manager

PCommunity Representative – Tracy Skaar

Participating Landowners – Steve LAdlie, Doug Thompson, Don and Mary Ann Petran, Elaine Flusek, Jon Larson, and Brad Edwards

Farmer and Support – Kevin Learn

General Notes:

- **Mariah:** Explained the overall communication flow of the project from a GSC standpoint to Tenaska
- Mike Roth is beginning with presenting the project, status of the project, where we are today, and where will be going in the next couple of months:
 - **Mike:** this is the friends of Hayward solar. It is the lease holders and folks working on the project who are closet to the project.
 - **Mariah:** is explaining the concept of a friend's group. In the Midwest, we have found good traction in having an online, open form of communication to lease holders, stakeholders, friends, and community members who are in support of the project. They can come to the table on a ongoing basis to bring information to us and we can offer answers to their questions. This helps us with a public standpoint, which Laura takes a stance on. For instance, say someone in the community is providing misinformation on the project, we will then get out in the community and inform the community with the correct information.
 - We want the landowners to have a safe place to ask questions.
 - Friends group normally start with landowners, and then will grow by having them invite friends to join us in the next meeting, etc.
- **Mike:** Regarding engineering and environmental studies, the vast majority of them have been complete and final documents should be coming soon. A few more studies may have to be done, but that will be after the snow is off the ground.
 - The biggest thing we are working on is the application to the PUC. These applications will be submitted as required by the PUC in according to what they ask.
 - We also do vegetation studies, water studies, etc. to prove that this area is a great place for a solar project.
 - We are looking to have the application submitted to the PUC in April. Once they have the application, it takes several months before approval. In the review process, there are public hearings that occur prior to the approval. Once approved, there is another 3–6-month period prior to construction to occur. When construction begins, it will finish by 2023.

- Laura and Tracy have been doing community outreach at this time, which have been recorded and will be submitted to the PUC to show that we are speaking with the general community.
- Mike is working hard to find a buyer for the power that will be produced by the project. Has been talking with Alliant, Dairyland, and others for their interest in buying the energy coming off the project. At this time, no one has said no, but we are continuing to reach out and see.
- In the Albert Lea newspaper, he said that this is a Marathon, not a sprint. We submitted this project to the local grid, MISO, in 2018. We have another year and a half before construction can begin, and construction takes a year to a year and a half.
- We continue to spend money. Our time and focus is on the project to move forward.
- There will be other local approvals that we will have to get along the way, but the PUC is the big one that we will file here in the next couple of weeks.
- We have several contacts that you can get a hold of. You can contact me, Mike; Tracy, who is the local rep.; and Laura. The key is that if there is a rumor out there, we want to make sure it will be cleared up so the truth can be out there immediately, so no issues are out there in front of us. Our goal is getting things cleared up as quickly as possible.
- Tracy, have you had the opportunity to share your contact with people?
 - Yes. Business cards came in today. Most people already have his number and know where he lives.
 - Laura has hats for everyone!
- **Mariah:** one of the great examples of trying to be a conduit is that we were made aware of a false map that was handed out which stirred some dust to local neighbors. Thankfully, we were able to get our hands on it and set the records straight by getting to the source of who made it and reaching out to those who have viewed it, so they can have the appropriate information.
 - As time marches on, we will get more information that will be created from people based off assumptions. It is important that we hear from all of you those assumptions, so we can get the correct information out there to the public. Overall, the map shows the importance of having Tracy as a local representative and by having him in contact with local landowners and friends.
 - Mariah continued to explain the problem of the false map being out there, but also noted the benefits of having local representatives that are capable to share the correct information with people. It is important to get ahead of the opposition, which we can do with the help of those on the call.
 - Those directly adjacent to the project will be contacted so they know about the project as well. We do not want to sugar coat anything. We want to be open and transparent.
 - Another main focus for communication the project is explaining what large-scale utility solar is, but also the benefits of letting the ground rest during the period of this project.
 - Laura explained some of the community outreach they have done, including reaching out to the local watershed. She did explain some issues occurring

with the ground due to lack of ground cover, etc. Overall, having a cover crop during the project will be beneficial in the long run.

- **Laura:** Tracy, do you want to share where your office hours will be, your hours, and where your office is in the building.
 - Tracy will be in the office Monday mornings and Wednesday afternoons.
- **Mariah:** I task each one of you to bring at least one question to the next meeting. Could be anything solar related, etc. Would like to take a deeper dive educationally each month.



You're invited!

Please join us for our Friends of Hayward meeting with an update on the project, Public Utility Commission permit application, and local office opening. If you know someone who would like to join our Friends of Hayward group, please contact us prior to the meeting.

When: Thursday, February 25 @ 7:00PM (Central)

Where: Virtually - Online or Via Phone

We would like to welcome Tracy Skaar as community representative for the Hayward Solar Project. We are also happy to share that our Project office is open for public use and office hours have been set. The project office is located at 137 N. Broadway Ave., Albert Lea, MN and will be open Monday from 12:30-4:30 p.m. and Wednesday from 9:00 a.m. to 1:00 p.m.

Thank you again for your continued participation in the successful development of this project. We look forward to our upcoming Friends of Hayward meeting. Meeting details are listed below.

Join my Webex Personal Room meeting.

Meeting link: <https://tenaska.webex.com/meet/mroth>

Meeting number (access code): 289 098 849

Join by Phone

[+1-240-454-0887](tel:+12404540887) United States Toll (San Jose)

[+1-415-655-0001](tel:+14156550001) US Toll

Meeting number (access code): 289 098 849

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Local Contact: Tracy Skaar 507-320-3142 or Tracy@haywardsolarproject.com

Notice is hereby given that the Shell Rock River Watershed District (SRRWD) will conduct the monthly board meeting via teleconference as provided by Minnesota Statute 13D.021 Sub(1) on March 9, 2021 at 8:30AM. The meeting will be recorded and available via www.shellrock.org. Members of the board may participate by electronic means as provided by Minnesota Statute 13D.021 Sub(3) at which time the following matters will come before them:

Minutes of the February 9, 2021 SRRWD Regular Board Meeting
Minutes of the February 23, 2021 SRRWD Dredge Committee Meeting
February 2021 Treasurer's Report Subject to Audit
February 2021 Project Fund Treasurer's Report Subject to Audit
Authorize Payment of Claims
Authorize Payment of Project Fund Disbursements
Resolution 2021-04 MPCA Clean Water Partnership Loan Agreement
Motion to Contract with Dorsey & Whitney to Perform a General Obligation Note and Opinion Regarding District Finances for Clean Water Partnership Loan Program. Contract not to Exceed \$5,000.00
Fountain Lake Restoration Project Bonding Update
Pickerel Lake Township Road Issue Discussion
Pickerel Lake Update
Hayward Solar Project Discussion
Resolution 2021-03 Pickerel Lake Property Option Agreement
Motion to Award Quote to seed Miller Tract Property
Motion to Approve Gitta Trust Property Contract
Motion to Approve Fisher Property Contract
One Watershed, One Plan Update

As the SRRWD is closed to the public, anyone wishing to address the SRRWD Board of Managers during the public comment section of the meeting should submit their comments in writing no later than 4 p.m. the day prior to the scheduled meeting. Written comments are to be directed to Andy Henschel, Administrator. Shell Rock River Watershed District 214 W. Main St. Albert Lea, MN 56007; or by email to Andy.henschel@co.freeborn.mn.us.

\$128 million solar panel project heading to Hayward

[Brett Bachtle](#)

Updated: March 10, 2021 06:03 PM

Created: March 10, 2021 04:24 PM

(ABC 6 News) - A new project will soon take shape over the fields of Freeborn County.

Two clean energy companies have come together to create the Hayward Solar Project.

“The transmission line that runs just north of the site is able to accept the generation of up to 150-megawatts from this solar plant,” said Tenaska Director of Development Mike Roth.

The solar panels will catch rays over approximately 2,000 acres of land in Hayward Township and generate enough energy to power about 28,000 homes each year. It’s an estimated \$128 million investment in the community.

Project developers say the facility boasts plenty of local benefits, including tax revenue.

“From our calculation, we’re expecting the county to receive approximately, annually, \$300,000 and the township about \$75,000,” Roth said.

Roth also claims the project is a plus for property owners and that it’s received warm support from local officials and neighbors.

“We will continue to communicate with neighbors and those most approximate to the plant to make sure that they understand what we’re doing,” said Roth.

“Obviously, the land owners would not enter into those agreements if it wasn’t an advantage for them. They’re looking forward to it and they’re pretty excited about the project,” mentioned local project representative Tracy Skaar.

Construction is expected to start late next year, with operation set for the end 2023.

For more information on the project, click [here](#).

Planned solar project hires local representative in Freeborn County



Construction tentatively scheduled to begin in 2022.

Posted: Mar 10, 2021 12:52 PM
Updated: Mar 10, 2021 12:55 PM
Posted By: Mike Bunge

HAYWARD TOWNSHIP, Minn. – A local resident has been hired to help promote a proposed 2,000 acre solar energy project in Freeborn County.

Arevon Energy Management (AEM) and Tenaska are developing the 150-megawatt project in Hayward Township. Pending state approval, construction would start in 2022 and the facility would begin producing energy in 2023. Hayward Township resident Tracy Skaar has now been named the project’s local representative.

“I am excited about the opportunity to be part of this project and I truly believe it will provide long-term benefits to our area,” says Skaar. “I look forward to having the opportunity to meet with people at my weekly office hours and around the community.”

Company officials say Skaar is a firefighter and emergency medical responder with the Hayward Fire Department and runs his own family farm. He will be available to answer questions at the Hayward Solar Project’s newly opened local office, located at 137 N. Broadway Ave. Office hours are 12:30 to 4:30 pm Mondays and 9 am to 1 pm Wednesdays, or by appointment. Developers say Skaar can be reached at tracy@haywardsolarproject.com or 507-320-3142.

“Part of our commitment to being a good business neighbor is to have a local representative who can share information about the solar project,” says Tiago Sabino Dias, president and CEO of AEM. “We are excited that Tracy has joined the Hayward Solar team. His knowledge of the community will be invaluable as we advance a project that benefits Freeborn County and is respectful of neighbors.”

More information is available on the project website: www.haywardsolarproject.com.

AROUND THE WEB



Michael Oher Finally Reveals His True Colors, Years After 'The Blind Side'

Definition



From: Sen. Gene Dornink <sen.gene.dornink@senate.mn>
Sent: Friday, March 12, 2021 11:34:48 PM
To: Laura Cunningham <laura@Goodstewardconsulting.com>
Subject: RE: Thank you!!

Greetings,

Your very welcome.
Thank you and your team for the presentation.
I will plan to stop by when I am in town in the next few weeks.

Thank you!

From: Laura Cunningham <laura@Goodstewardconsulting.com>
Sent: Friday, March 12, 2021 11:21 AM
To: Sen. Gene Dornink <sen.gene.dornink@senate.mn>
Subject: Thank you!!

Hi Senator Dornink,

I wanted to reach out and thank you for your time this week discussing Hayward Solar Project.

If you have any questions or are hearing from constituents, please call my cell phone or call the project office. I look forward to meeting with you soon.

Happy Friday!!

Laura Cunningham
Portfolio Manager
507.383. 1620

Hayward Solar Project
507.320.3142

From: Laura Cunningham <laura@Goodstewardconsulting.com>

Sent: Tuesday, March 16, 2021 11:35 AM

To: Ross, Timberly <TRoss@tenaska.com>; Roth, Michael <MRoth@tenaska.com>; Tracy Skaar <T.Skaar@Goodstewardconsulting.com>; Shane Glinski <Shane.Glinski@Goodstewardconsulting.com>; Joe Sedarski <Joe.Sedarski@westwoodps.com>

Subject: ED Support/updates for Hayward Solar

Hello,

I just got off the phone with Phillip Johnson from EDA. He is interested in us drafting the press release for the Econ Impact Study. He would like to provide a supportive quote, but his board is seeking more detail about the use of ag land. Can we share the Land Use Study with his board?

Phillip is very supportive and believes the board is as well if provided with this information.

Also,

Ian Riggs-Albert Lea City Manager would like to have a meeting with us. Can I go ahead and set this up? I will ask Ian if we should include the Mayor at all.

3.20.21-There is a first ever walk for World Down Syndrome Day as a fundraiser for a future All-Inclusive Park in Freeborn County. Would Hayward Solar be interested in making a donation for construction of the park? Typically donors are recognized with an imprinted brick or stone.

<https://fb.me/e/1dRXzZqL5>

Thank you!

Laura

INTRODUCING TRACY SKAAR



Hayward Solar is proud to introduce **local representative Tracy Skaar**. Tracy will be leading the community outreach and is available to answer any project questions. The local office will be open on Mondays 12:30pm-4:30pm and Wednesdays 9am-1pm and by appointment. Please join us in

welcoming Tracy to the Hayward Solar team – we can't wait for you to meet him.



OFFICE HOURS

Mon: 12:30pm-4:30pm
WedneS: 9am-1pm
or by appointment

PROJECT OFFICE

137 N Broadway Ave
Albert Lea, MN 56007

TRACY SKAAR tracy@haywardsolarproject.com **507-320-3142**

haywardsolarproject.com



INTRODUCING TRACY SKAAR



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PROJECT OFFICE

137 N Broadway Ave
Albert Lea, MN 56007

TRACY SKAAR tracy@haywardsolarproject.com 507-320-3142

haywardsolarproject.com

From: Laura Cunningham <laura@Goodstewardconsulting.com>

Sent: Friday, March 19, 2021 10:40 AM

To: Roth, Michael <MRoth@tenaska.com>; Ross, Timberly <TRoss@tenaska.com>; Joe Sedarski <Joe.Sedarski@westwoodps.com>; Tracy Skaar <T.Skaar@Goodstewardconsulting.com>; Mariah Lynne <Mariah@Goodstewardconsulting.com>; Shane Glinski <Shane.Glinski@Goodstewardconsulting.com>; Chris Fjermestad <chris.fjermestad@Goodstewardconsulting.com>; jclark@messerlikramer.com; Neilan, Perre <PNeilan@TENASKA.com>; Katherine Gensler <kgensler@arevonenergy.com>

Subject: Senator Dornink

» EXTERNAL EMAIL «

Hello everyone, happy Friday!

Senator Dornink text me this morning that he will be stopping by the Hayward Solar Office today at

1pm.

Thank you!

LC

Appendix A-4

Size Determination

From: Duehr, Jeremy
Sent: Monday, December 7, 2020 4:42 PM
To: Miltich, Louise (COMM) <louise.miltich@state.mn.us>; 'Birkholz, David (COMM)' <david.birkholz@state.mn.us>
Subject: New Solar Project - Size Determination and Request for Intro Meeting

Hi Louise and David-

I'm reaching out to you about a new solar project being proposed near Hayward, MN. We have compiled the attached size determination request for your consideration.

We would also like the opportunity to have a brief introductory meeting where the developer (Tenaska) can provide a brief presentation on the project and you can ask any initial questions you may have. We anticipate providing a draft application to EERA (complete with all appendices complete) around mid-late February with the goal of filing CN and SPA applications mid-late March.

Please let me know some times that will work for you and/or the EERA project manager that will be assigned to this Project and we will get a virtual meeting scheduled. We would prefer to have the meeting before the holidays if at all possible. If you know whether PUC staff would like to participate in an introductory meeting we would also appreciate that insight. Otherwise I can just reach out to Bret and see if anyone would like to listen in on the intro meeting.

Feel free to reach out to me with any questions.

Thanks,

jpd

Jeremy P. Duehr
Attorney at Law

Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402-1425
Direct Dial: 612.492.7413
Main Phone: 612.492.7000
Fax: 612.492.7077

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Minnesota Statute § 216E.021 requires combining proposed solar energy generating systems for permitting purposes when certain conditions exist. The Department of Commerce requires the information requested below to determine 1) whether proposed solar energy generating systems meet the definition of a large electric power generating plant and, therefore, are subject to the Public Utilities Commission's siting authority; or 2) whether large electric power generating plants that are solar energy generating systems should be combined for permitting purposes. Based on the information provided, Commerce staff may require additional information to make a determination.

Instructions: Answer each question completely. Each question and answer must be clearly identified. Attach maps and supporting information as necessary. Return the signed and dated information to:

Louise Miltich

Minnesota Department of Commerce
85 Seventh Place East, Suite 280
Saint Paul, MN 55101-2198

Phone: (651) 539-1853

Fax: (651) 539-0109

Email: louise.miltich@state.mn.us

Note: This form can be made available electronically, and submitted as an electronic document.

A. Project Description

Briefly describe the proposed project or projects, including name(s); need for the project(s); number of solar energy generating systems; alternating current nameplate capacity of the individual solar energy generating systems identified; and the combined alternating current nameplate capacity.

Hayward Solar LLC (Hayward Solar), is a Delaware limited liability company and a wholly owned indirect subsidiary of CD Clean Energy and Infrastructure VII JV, LLC (CD Fund VII). Hayward Solar is proposing a solar energy generating system located in Freeborn County, Minnesota (the Project). The planned output for the Project is up to 150 megawatts (MW) alternating current (AC) of nameplate solar-energy capacity located on approximately 1,641 acres of land. Hayward Solar plans to construct the Project on a schedule that facilitates an in-service date in 2023.

Hayward Solar is planning to use photovoltaic (PV) solar panels with a total equivalent PV generating capacity of 156.6 MW from a mixture of 20 3150 kilovolt-ampere (kVA) and 26 3600kVA central inverters. This preliminary design and Project layout takes into account applicable energy loss (approximately 2% AC losses) and would allow for up to 150 MW of solar energy generation and transmission onto the grid (which is capped at 150 MW as part of the interconnection agreement). The current layout and proposed equipment are preliminary and subject to change as the design advances.

The Project is needed to meet the growing demand for additional renewable resources in order to meet the Solar Energy Standard set forth in Minnesota Statutes and other clean energy requirements in Minnesota and neighboring states. Applications for a Certificate of Need (CON) and Site Permit (SP) will be submitted to the Minnesota Public Utilities Commission (PUC) for the Project in the first quarter 2021.

B. Project Design and Location

Provide the following information regarding each solar energy generating system:

B-1. Describe the 1) solar generating equipment and associated facilities; 2) project boundary location(s) (county, township, and sections); 3) the area within the project boundary (acres); and 4) area within the project boundary that will be developed for the solar project (acres).

1) The Project's permanent facilities will include:

- Solar modules, inverters, and tracking rack structures;
- Fencing;
- Access roads (as required);
- Operations and Maintenance (O&M) building;
- Project substation;
- Power transformer;
- Overhead transmission line;
- On-site electrical collection lines; and
- Ancillary equipment or buildings as necessary.

Foundations for the solar arrays will be driven steel piles. Fencing will consist of an appropriately sized fence and material. Gates will be secured with lock boxes. Access will be controlled by the Project owner with access provided to local emergency response officials as needed. Access roads will be installed as necessary to allow access to Project facilities for operation and maintenance (O&M) of the Project. Road design includes stripping surface vegetation root zone for the width of road and placing compacted aggregate over the stabilized subgrade. Mechanical stabilization, such as geotextile reinforcement, may also be employed on top of compacted subgrade before aggregate placement. The O&M building, Project substation and switching yard will be located together at the north end of the Project Area with access via County Highway 46.

The switching station (to be owned, permitted and constructed by Southern Minnesota Municipal Power Agency (SMMPA)) will be used to interconnect the Project to an existing transmission line (see Item B-2 below). The electrical collection lines between the solar arrays/inverters and Project substation will be 34.5 kilovolt (kV) feeders and may be either underhung on the tracker or direct buried in a trench at a reasonable and standard industry practice depth. Directional boring may be used to install collectors at some portions of the Project, as applicable.

A short length of 161 kV overhead electrical transmission (gen-tie) line (approximately 200 feet) will be installed between the Project substation and the switching station.

- 2) The Project is planned to be in Sections 2, 11, 12, 13, and 14, Township 102, Range 20 in Freeborn County (see attached **Figure 1**).
- 3) The overall Project Area includes approximately 1,641 acres, depending on the final system design and layout (**Figure 1**).

- 4) Hayward Solar currently anticipates utilizing most of the area within the Project Area, except for areas that may be subject to applicable setbacks and public rights-of-way. A preliminary design is underway and will be included in the CON and Site Permit Application (SPA) submittals. Although the exact acres utilized will depend on final design, the preliminary design is situated on 1,192 acres (within the 1,641 acre Project Area).

B-2. Describe the anticipated point of electrical interconnection. Describe interconnection requests and the status of each request. Provide any assigned project or queue interconnection numbers.

The Project will interconnect to the existing Southern Minnesota Municipal Power Agency Hayward-Murphy Creek 161 kV transmission line that transects the Project boundary within in Freeborn County, Minnesota (see attached **Figures 1 and 2**). The interconnection request is in the 2018 queue which is currently in the Definitive Planning Phase 2 (DPP2). It is anticipated that the Project is scheduled to enter into a Generator Interconnection Agreement (GIA) in the 4th quarter 2021.

B-3. Provide a map showing the proposed facility boundary, the interconnection site, anticipated solar module layout, and associated facilities. "Associated facilities" includes access roads, operation and maintenance facilities, collector and feeder lines, and substations. Maps should be at 1:24,000 scale using an imagery basemap. The map must include a legend and scale bar.

The attached map provides the Project location, boundary and point of interconnect (**Figure 1**). An initial preliminary design is underway and the current site control & preliminary development area (e.g., fenced areas, access roads, Project facilities) is attached (**Figure 2**).

C. Project Characteristics

Provide the following information regarding each solar energy generating system:

C-1. List and describe the entity responsible for constructing the project.

Hayward Solar is in the process of evaluating a construction contractor for the Project.

C-2. List and describe the entity responsible for operating and maintaining the project.

Hayward Solar will be responsible for operating and maintaining the Project.

C-3. Describe the ownership structure, sales agreement(s), interconnection(s), revenue sharing, debt or equity financing, and any other characteristics of the solar energy generating system. Include a statement indicating whether these characteristics are "independent" or "shared." If shared, indicate with what existing or proposed project.

As indicated in Part A above, Hayward Solar LLC is a Delaware limited liability company and a wholly owned indirect subsidiary of CD Clean Energy and Infrastructure VII JV, LLC (CD Fund VII), a clean energy infrastructure fund under the management of Capital Dynamics, Inc. and its affiliates (Capital Dynamics).

Capital Dynamics is an independent global asset development and management firm focusing on privately-owned and operated assets, including private equity, private credit, clean energy infrastructure and clean energy infrastructure credit. Capital Dynamics is one of the largest renewable energy investment managers in the world (with USD 6.5 billion assets under management). Capital Dynamics currently manages 7.3 GW (gross nameplate) of power generation across more than 100 projects in the United States and Europe, and is one of the top three owners of solar generating projects in the world. CD Fund VII, a Delaware limited liability company, and its subsidiaries were formed to invest, own and operate renewable energy projects in North America.

Arevon Energy Management is an affiliate of Capital Dynamics with the mandate to oversee the development and energy products marketing while Arevon Asset Management is another affiliate of Capital Dynamics that oversees financial and operational asset management; both are focused on providing highly specialized services to ensure portfolio growth for Capital Dynamics.

C-4. Provide the anticipated schedule for completion, including dates for permitting, construction (start and end dates), and commercial operation.

Hayward Solar plans to file CON and SPA applications in the first quarter of 2021 so that it receives Commission approval of the Project in early 2022. Construction currently is anticipated to begin in 2022 with commercial operation by the end of 2023.

D. Applicant Information

D-1. Provide the name, address, email, and telephone number of the applicant and any authorized representative.

Hayward Solar LLC
6160 Summit Drive North, Suite 205
Brooklyn Center, MN 55430
Telephone No.: 402-938-1634 (Mike Roth)

Representatives:

Mike Roth, Director, Strategic Development & Acquisitions
Tenaska, Inc.
14302 FNB Parkway
Omaha, NE 68154-5212
Direct: 402.938.1634
Email: mroth@tenaska.com

Garima Kalra, Project Manager
Arevon Energy, Inc.
8800 North Gainey Center Drive, Suite 250
Scottsdale, AZ 85258
Direct: 480.690.9003
Email: gkalra@arevonenergy.com

Jeremy P. Duehr, Esq.
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402
Direct: 612.492.7413
Email: JDuehr@fredlaw.com

D-2. Provide the name, address, e-mail, and telephone number of the person or persons who would prepare the application to the Public Utilities Commission or to a Minnesota county or local unit of government, if such an application would be prepared by an agent or consultant of the applicant.

Joseph M. Finocchiaro, Director, Environmental Programs
Tenaska, Inc.
14302 FNB Parkway
Omaha, NE 68154-5212
Direct: 402.691.9577
Email: jfinocchiaro@tenaska.com

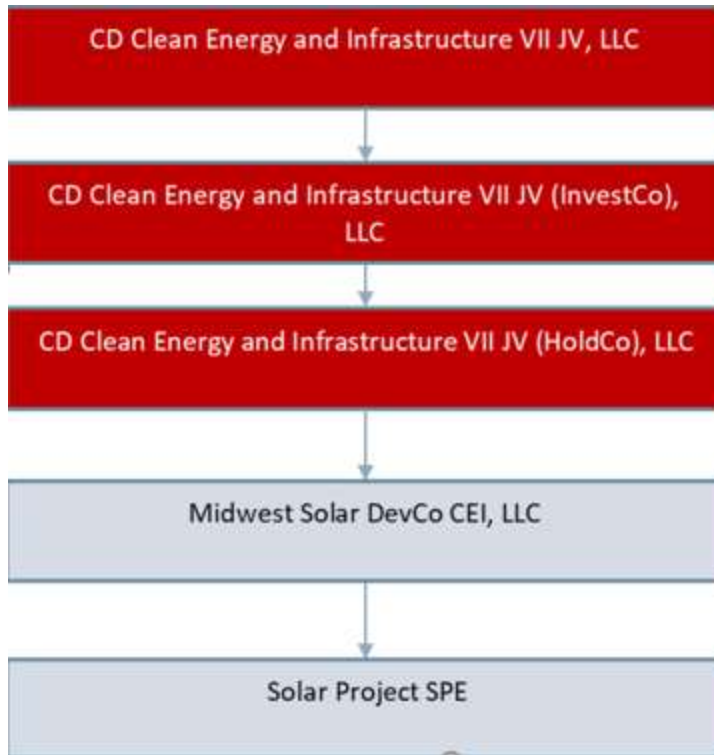
Jeremy P. Duehr, Esq.
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, MN 55402
Direct: 612.492.7413
Email: JDuehr@fredlaw.com

Joe Sedarski, Senior Project Manager
Westwood Professional Services, Inc.
12701 Whitewater Drive, Suite 300
Minnetonka, MN 55343
Direct: 952.207.7631
Email: joe.sedarski@westwoodps.com

D-3. Briefly describe the applicant's business entity including its ownership and financial structure.

The following ownership chart shows the ownership structure for Hayward Solar:

(see next page)



D-4. Provide the Minnesota Secretary of State organizational ID number for the applicant business entity, all subordinate entities, and all solar developer entities involved with the project.

The Applicant's (Hayward Solar) Minnesota Secretary of State organizational identification file number is 1048328800036.

Solar developer entities involved with the Project include:

Capital Dynamics and Arevon Energy Management (see Item C-3 above).

Tenaska, Inc. (Tenaska) is providing development support services for the Project. Tenaska will be responsible for the development of the Project from monitoring interconnection requests, land acquisition, contracting with engineering and environmental firms for review and design to facilitate permitting, financing and construction. Tenaska, based in Omaha, Nebraska, is one of the largest private, independent energy companies in the United States. Tenaska and its affiliates have developed 10,000 megawatts (MW) of natural gas-fueled and renewable power generating facilities and currently manage operations for 7,000 MW of power generating facilities. Tenaska presently has wind development projects across the Midwest, including the Nobles 2 Wind Project currently under construction in Nobles County, MN. Affiliate Tenaska Power Services Co. offers scheduling, marketing and energy management services to the renewable energy industry and is the leading provider of power marketing services to the Texas wind industry.

D-5. Identify and provide contact information for the person or persons who would be the permittees, if different than the applicant, if the solar energy generating systems were permitted by the Public Utilities Commission or a Minnesota county.

The Permittee is Hayward Solar, who is also the Applicant. The Applicant contact information is provided in Part D-1 above.

E. Other Projects in Minnesota

E-1. Identify any planned or existing solar energy generating system(s) in Minnesota in which the applicant, or a principal, partner, or affiliate of the applicant, has an ownership or other financial interest. Describe any facilities identified, including their location, alternating current nameplate capacity, and their interconnection requests.

At this time, Capital Dynamics and Arevon Energy Management do not have existing solar generating systems in Minnesota. They are currently working on another solar development, in a very early development phase, in Nobles County, MN.

Tenaska does not have any existing solar generating systems and is not planning any other solar generating systems in Minnesota.

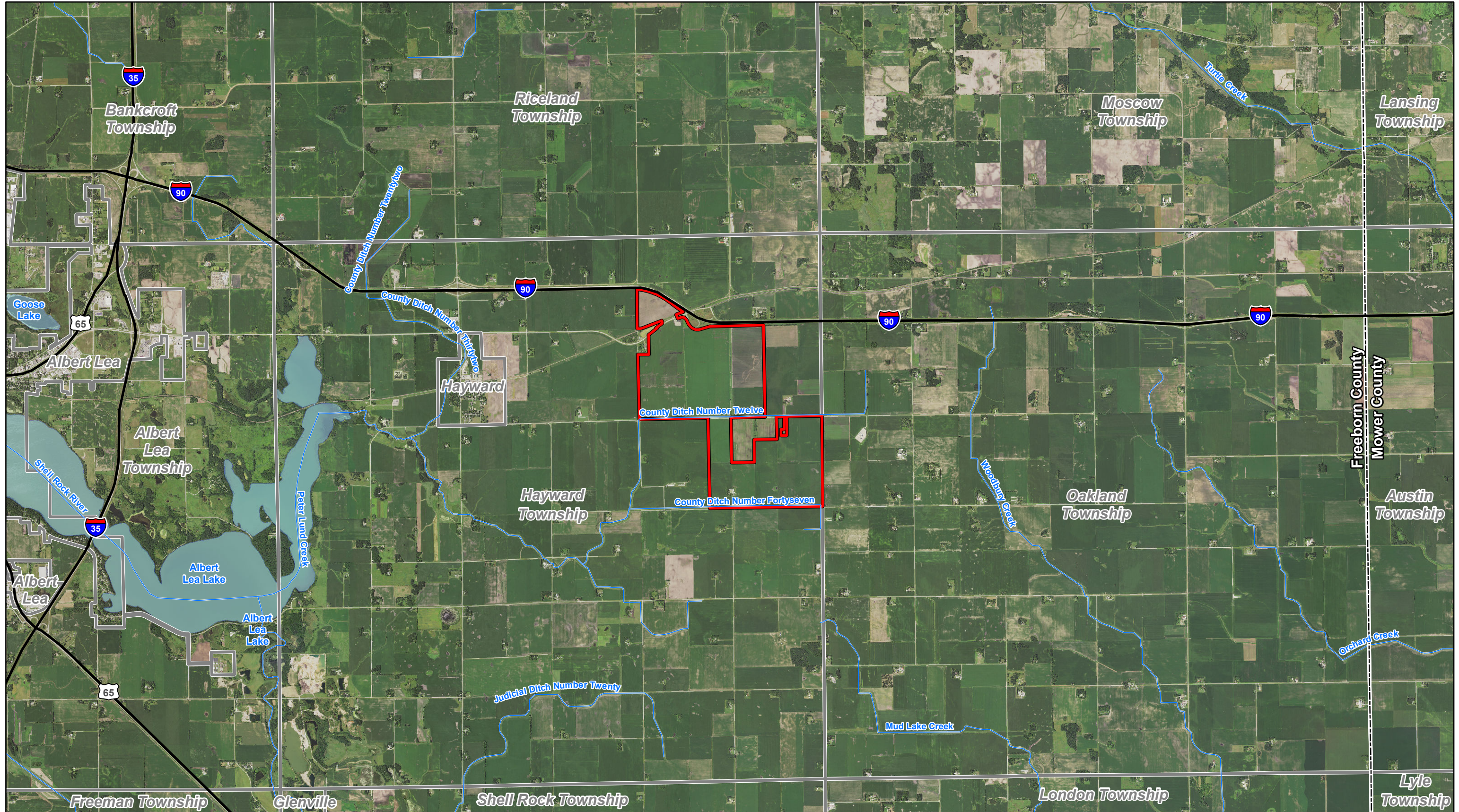
E-2. Identify any additional solar energy generating system(s) in Minnesota in which the applicant, or principal, partner, or affiliate of the applicant, has an ownership or other financial interest and is currently under construction or construction is planned to begin within 12 months of the proposed project(s) estimated completion date. Describe any facilities identified, including their location, alternating current nameplate capacity, and their interconnection requests.

None at this time.

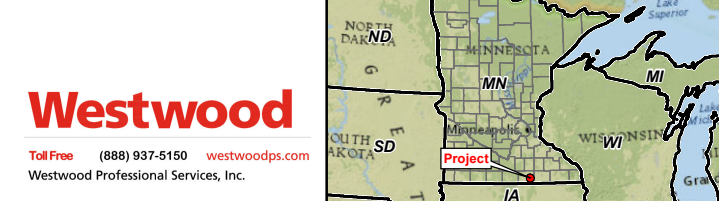
E-3. Identify any planned or existing solar energy generating system(s) in Minnesota which that shares any of the following with the proposed project: power purchase agreement, interconnection, sales, revenues, debt or equity financing, or other ownership or financial interests. Describe any facilities identified, including their location, alternating current nameplate capacity, and their interconnection requests.

Hayward Solar LLC, Capital Dynamics and Arevon do not have any planned or existing solar energy generating systems in Minnesota that share a power purchase agreement, interconnection, sales, revenues, debt or equity financing or other ownership or financial interests with the proposed Project.

Attachments Figure 1 Project Site Map
 Figure 2 Site Control and Preliminary Development Area



Data Source(s): Westwood (2020); Minnesota NAIIP Imagery (2019); Census Bureau (2019); USGS NHD Dataset (2019).



Legend

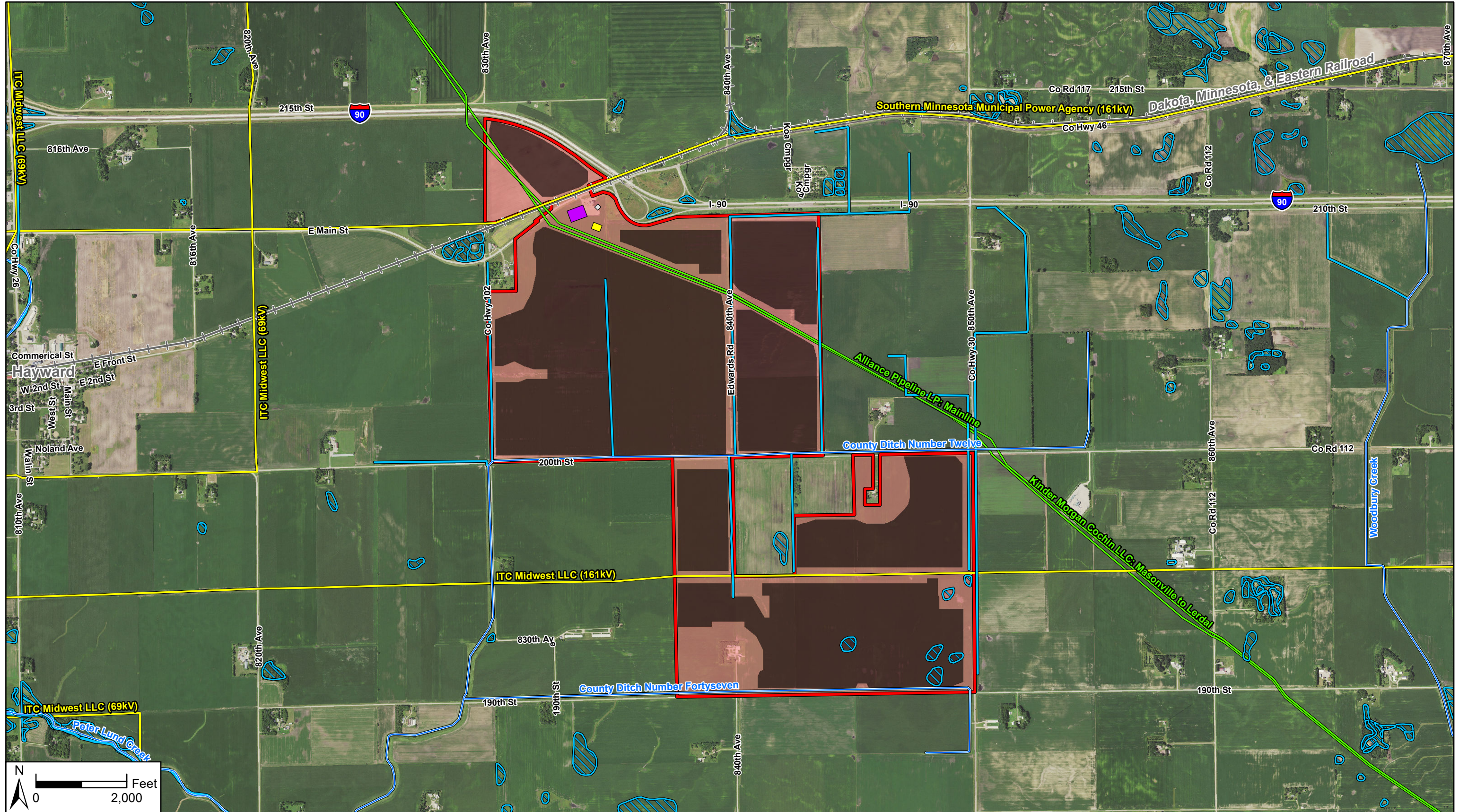
- Project Area
- Municipal Boundary
- County Boundary
- Major Road
- Major Waterway
- Major Waterbody



Hayward Solar Project
Freeborn County, Minnesota

Project Site Map

FIGURE 1



Data Source(s): Westwood (2020); Minnesota NAIP Imagery (2019); Census Bureau (2019); Ventyx Velocity Suite, Ventyx Energy LLC, (2020); USGS NHD Dataset (2019); U.S. Fish and Wildlife Service (2020); Ducks Unlimited (2020).

Legend

- | | | | |
|------------------------------|-----------------------|-------------------------------|----------------|
| Project Area | Proposed O&M Building | Existing Transmission Line | Major Waterway |
| Current Site Control Area | Proposed Substation | Existing Natural Gas Pipeline | NWI Wetland |
| Preliminary Development Area | Proposed Switchyard | Railroad | |

Hayward Solar Project

Freeborn County, Minnesota

Site Control and Preliminary Development Area Map

FIGURE 2

Westwood
 Toll Free (888) 937-5150 westwoodps.com
 Westwood Professional Services, Inc.

Map Document: N:\0026599.00\GIS\Hayward_PreliminaryDevelopmentAreaMap_201130.mxd 11:30:2020 1:18:05 PM rads/rlb

From: Birkholz, David (COMM) <david.birkholz@state.mn.us>
Sent: Tuesday, December 29, 2020 4:23 PM
To: mroth@tenaska.com
Cc: gkalra@arevonenergy.com; Duehr, Jeremy <JDuehr@fredlaw.com>; Miltich, Louise (COMM) <louise.miltich@state.mn.us>; Eknes, Bret (PUC) <bret.eknes@state.mn.us>
Subject: Hayward Solar Size Determination

[EXTERNAL E-MAIL]

Mr. Roth,

Attached is the department's size determination for the Hayward Solar project. In order for this exchange to be incorporated into the record, EERA recommends including the determination request and this response as an appendix to the eventual site permit application filed into eDockets.

David Birkholz
Environmental Review Manager
651-539-1838
mn.gov/commerce/energyfacilities

Minnesota Department of Commerce
85 7th Place East, Suite 280 | Saint Paul, MN 55101



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December 29, 2020

Mike Roth, Director, Strategic Development & Acquisitions
Tenaska, Inc.
14302 FNB Parkway
Omaha, NE 68154-5212

Dear Mr. Roth

Thank you for submitting the Solar Size Determination request for the Hayward Solar, LLC, (subsidiary of CD Clean Energy) proposed 150 MW Hayward Solar project in Freeborn County.

The Department is responsible for reviewing these applications to determine “whether a combination of solar energy generating systems meets the definition of large electric power generating plant and is subject to the commission's siting authority jurisdiction” (Minnesota Statute 216E.021, Subd. a).

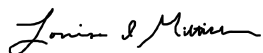
At this point in time, CD Clean Energy has long term plans to develop an additional solar project in Minnesota. However, based on information provided by the Applicant, and based on criteria established in the statute, the Department has determined that the Hayward Solar project is not associated with any other existing or planned solar projects in a way that would require them to be combined into a single project. However, given that the project on its own is 150 MW (over 50 MW), the Department determines that Hayward Solar is subject to the Public Utilities Commission’s siting authority and must submit an application for a site permit under the Power Plant Siting Act (Minnesota Statute 216E).

In order for this exchange to be incorporated into the record, EERA recommends including the determination request and this response as an appendix to the eventual site permit application filed into eDockets.

Hayward Solar and CD Clean Energy have the right to dispute this determination with the Chair of the Public Utilities Commission.

I am available to answer any questions you might have.

Sincerely,



Louise Miltich
Energy Environmental Review and Analysis

cc: Bret Eknes, Public Utilities Commission
Garima Kalra, Arevon Energy, Inc.
Jeremy P. Duehr, Fredrikson & Byron, P.A.