

Upgrades, Scope and/or Schedule Change Acknowledgment

This Acknowledgment is made in accordance with Section 11 the Special Conditions, as defined in that Energy Service Agreement – Solar, between County of Fresno, a political subdivision of the State of California (“Purchaser”) and FFP BTM Solar, LLC (“Provider”), dated December 12th, 2023 (the “Agreement”) for the County of Fresno- Health and Wellness Center located at 1925 E Dakota Ave. Fresno CA (the “Project”). Upon execution by both Purchaser and Provider, this Acknowledgment shall be effective as of _____, 2026 (the “Acknowledgment Effective Date”).

1. Type of Change:

- Distribution Upgrades (ITC Eligible)
- Scope Changes (ITC Eligible)
- Scope Changes (Non-ITC Eligible)
- Day for Day Extension
- Extension for Good Cause
- Other:

2. Description of Change.

Scope Changes (Non-ITC Eligible)

ADA Upgrades

- Saw cut damaged asphalt, remove and haul away on area measuring 1,128sq. ft.
- Water down, grade, and compact sub grade prior to paving.
- Pave back with 3” of new asphalt to match existing asphalt grade.
- ADA stalls will not exceed a 2% cross slope in any direction.
- Sawcut damaged concrete, remove and haul away on area measuring 318sq. ft.
- Form, grade, and compact sub grade prior to laying new concrete.
- Install #4 rebar 24" on center.
- Replace with 4” thick new concrete.
- Path of travel through valley gutter not to exceed a 5% running slope and a 2% cross slope.
- Includes asphalt patch back.

Description	Current PPA Rate	Total PPA Increase	New PPA Rate
Scope Change – ADA Upgrades	\$0.1966	\$0.0039	\$0.2005

i. Early Termination Fee

The kWh Rate and the Early Termination Values (due to the kWh Rate being updated) set forth in Schedule 2 of the Special Conditions shall be updated per Section 3 below.

ii. Extension for Good Cause

At Purchaser’s request, Provider has delayed commencement of the Work until after the first week of November 2025. Accordingly, the Guaranteed Construction Start Date and the Guaranteed Commercial Operation Dates shall be extended to reflect such delay.

3. kWh Rate and Early Termination Fee

PPA Rate Table

Term Year	kWh Rate (\$/kWh)	Term Year	kWh Rate (\$/kWh)
1	\$0.2005	11	\$0.2005
2	\$0.2005	12	\$0.2005
3	\$0.2005	13	\$0.2005
4	\$0.2005	14	\$0.2005
5	\$0.2005	15	\$0.2005
6	\$0.2005	16	\$0.2005
7	\$0.2005	17	\$0.2005
8	\$0.2005	18	\$0.2005
9	\$0.2005	19	\$0.2005
10	\$0.2005	20	\$0.2005

Early Termination Fee

Early Termination Occurs in Year:	Column 1 Early Termination Fee where Purchaser does <u>not</u> take Title to the System (\$/Wdc including costs of removal)	Purchase Date Occurs on the 91st day following: (Each “Anniversary” below shall refer to the anniversary of the Commercial Operation Date)	Column 2 Early Termination Fee where Purchaser takes Title to the System (\$/Wdc, does <u>not</u> include costs of removal)
1*	\$6.37		--
2	\$5.82		--
3	\$5.24		--
4	\$4.74		--

5	\$4.27
6	\$4.25
7	\$4.23
8	\$4.21
9	\$4.19
10	\$4.17
11	\$4.15
12	\$4.12
13	\$4.10
14	\$4.08
15	\$4.06
16	\$4.04
17	\$4.02
18	\$4.00
19	\$3.98
20	\$3.96

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5 th Anniversary	\$3.75
6 th Anniversary	\$3.73
7 th Anniversary	\$3.71
8 th Anniversary	\$3.69
9 th Anniversary	\$3.67
10 th Anniversary	\$3.65
11 th Anniversary	\$3.62
12 th Anniversary	\$3.60
13 th Anniversary	\$3.58
14 th Anniversary	\$3.56
15 th Anniversary	\$3.54
16 th Anniversary	\$3.52
17 th Anniversary	\$3.50
18 th Anniversary	\$3.48
19 th Anniversary	\$3.46

The Parties hereby acknowledge and confirm the terms set forth herein as of the Acknowledgment Effective Date.

County of Fresno, a political subdivision of the State of California

FFP BTM Solar, LLC

By: _____
Name: Garry Bredefeld
Title: Chairman of the Board of Supervisors of the County of Fresno
Date: _____

By:  _____
Name: Ruben Fontes
Title: President
Date: 2/27/2026

ATTEST
Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

By _____
Deputy

For accounting use only:

Org No.: 8935
Account No.: 7431
Fund No.: 1045
Subclass No. 10000