

**Upgrades, Scope and/or Schedule Change Acknowledgment**

This Acknowledgment is made in accordance with Section 11 of 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 12<sup>th</sup>, 2023 (the “Agreement”) for the County of Fresno- Pontiac located at 333 W Pontiac Way, 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.

i. Scope Changes (Non-ITC Eligible)

ADA Upgrades

- Saw cut damaged asphalt, remove and haul away on area measuring 1,241sq. ft.
- Water down, grade, and compact sub grade prior to paving.
- Pave back with 3” of new asphalt to match existing asphalt grade.

Description	Current PPA Rate	Total PPA Increase	New PPA Rate
Scope Change – ADA Upgrades	\$0.1743	\$0.0021	\$0.1764

ii. 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.

3. kWh Rate and Early Termination Fee

**PPA Rate Table**

<b>Term Year</b>	<b>kWh Rate (\$/kWh)</b>	<b>Term Year</b>	<b>kWh Rate (\$/kWh)</b>
1	\$0.1764	11	\$0.1764
2	\$0.1764	12	\$0.1764
3	\$0.1764	13	\$0.1764
4	\$0.1764	14	\$0.1764
5	\$0.1764	15	\$0.1764
6	\$0.1764	16	\$0.1764
7	\$0.1764	17	\$0.1764
8	\$0.1764	18	\$0.1764
9	\$0.1764	19	\$0.1764
10	\$0.1764	20	\$0.1764

**Early Termination Fee**

<b>Early Termination Occurs in Year:</b>	<b>Column 1 Early Termination Fee where Purchaser does <u>not</u> take Title to the System (\$/Wdc including costs of removal)</b>	<b>Purchase Date Occurs on the 91<sup>st</sup> day following: (Each “Anniversary” below shall refer to the anniversary of the Commercial Operation Date)</b>	<b>Column 2 Early Termination Fee where Purchaser takes Title to the System (\$/Wdc, does <u>not</u> include costs of removal)</b>
1*	\$6.17		--
2	\$5.69		--
3	\$5.18		--
4	\$4.75		--
5	\$4.34		--
6	\$4.33	5 <sup>th</sup> Anniversary	\$3.83
7	\$4.32	6 <sup>th</sup> Anniversary	\$3.82
8	\$4.32	7 <sup>th</sup> Anniversary	\$3.82
9	\$4.31	8 <sup>th</sup> Anniversary	\$3.81
10	\$4.30	9 <sup>th</sup> Anniversary	\$3.80
11	\$4.29	10 <sup>th</sup> Anniversary	\$3.79
12	\$4.28	11 <sup>th</sup> Anniversary	\$3.78
13	\$4.28	12 <sup>th</sup> Anniversary	\$3.78
14	\$4.27	13 <sup>th</sup> Anniversary	\$3.77
15	\$4.26	14 <sup>th</sup> Anniversary	\$3.76
16	\$4.25	15 <sup>th</sup> Anniversary	\$3.75
17	\$4.25	16 <sup>th</sup> Anniversary	\$3.75
18	\$4.24	17 <sup>th</sup> Anniversary	\$3.74
19	\$4.23	18 <sup>th</sup> Anniversary	\$3.73

20	\$4.22	19 <sup>th</sup> Anniversary	\$3.72
----	--------	------------------------------	--------

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