

RESOLUTION NO. 21-____

WHEREAS, Pursuant to Resolution No. 21-1254 adopted by the City Council of the City of Huntsville, Alabama (the "Council") on December 16, 2021, the City has heretofore determined to enter a Project Development Agreement by and among the City, The Industrial Development Board of the City of Huntsville, and Starbelt LLC ("Starbelt"), in connection with the construction and operation by Starbelt and/or its affiliates of a second data center in the City consisting of a large group of networked computer servers and related technology for the remote storage, processing, and/or distribution of data for, and to support operations of, Starbelt and its affiliates, with expected expenditures of approximately \$750,000,000 in capital improvements and equipment and expected employment of at least fifty (50) full-time employees at an average annual compensation of not less than \$80,000, exclusive of fringe benefits (the "Project"); and

WHEREAS, the Project will be located within the North Huntsville Industrial Development Park on a site consisting of approximately 250 acres owned or in the process of being acquired by the Company and its affiliates (the "Project Site"); and

WHEREAS, under and pursuant to an Amended and Restated Addendum to Contract for Utilities by and among the City, Starbelt and Huntsville Utilities, a copy of which is attached hereto (the "Addendum"), Huntsville Utilities and the City have agreed to make certain utility services available to Starbelt respecting both the Project and the existing data center project operated by Starbelt within the City, all as more particularly described and set forth in the Addendum; and

WHEREAS, the said Addendum shall amend and restate, in its entirety, that certain Addendum to Contract for Utilities dated May 30, 2018 among the City, Huntsville Utilities and Starbelt and, further, shall be attached to that certain Contract for Utilities, Non-Residential Utility Deposit and Adequate Securities Agreement heretofore entered among Starbelt and the other parties thereto.

NOW, THEREFORE, BE IT RESOLVED, by the Council, that the Mayor be, and he is hereby, authorized to execute, by and on behalf of the City, the Addendum, containing such changes, modifications, revisions, or clarifications as the Mayor shall deem necessary, desirable or appropriate, and that the City-Clerk Treasurer is hereby authorized and directed to sign and attest the Addendum and to affix the seal of the City thereto; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed, along with the City-Clerk Treasurer, to take all actions as

may be necessary or desirable, by and on behalf of the City in furtherance of the intent of the Addendum.

ADOPTED this the 10th day of February, 2022

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 10th day of February, 2022

Mayor of the City of
Huntsville, Alabama