

Data Center Status (7/24/25)

As of this date, there has been **no** application received by the Town of Luther to consider rezoning for, or construction of a data center.

Non-Disclosure Agreement (NDA)

On May 29, 2025, prior to the scheduled Board of Trustees meeting, Beltline Energy (Beltline) representatives met with Mayor Terry Arps, Town Manager Scherrie Pidcock and Town Attorney Beth Anne Childs. Beltline presented a Non-Disclosure Agreement (NDA). The NDA was reviewed by Beth Anne Childs and Mayor Terry Arps signed the NDA.

A Non-disclosure agreement when signed formalizes the already enforceable moral and legal requirement to not release designated proprietary* information and treat it as Public Information; information in the public record which is freely available to those seeking it.

Luther did not/has not at any time received any proprietary information from Beltline.

The NDA **only** pertains to proprietary information and sets out a number of exceptions, including anything required to be released pursuant to the Open Records Act. It requires ratification by the Board of Trustees, but this has not been placed on the agenda because no additional contact has been made by Beltline. If that occurs, it will be considered by the entire Board in an Open Meeting.

*Proprietary

Stems from the noun **Proprietor**, defined as the owner of a business, or a holder of property.

Proprietary means it belongs to an entity (person, company or corporation).

Proprietary Information is sensitive data that could relate to finances, plans, timing, processes, formulas or recipes, etc., the revelation of which could be advantageous to competitors or harmful to the owner.

Proprietary information is like military Classified Information and similarly is subject to limited dissemination (need to know) and is physically protected (covered) and clearly marked when in a written format, so there is no doubt as to its status.

Transparency

Beltline came to a publicly announced Board of Trustees meeting on May 29, 2025, and presented a project idea, stating they would like to explore the possibility of building a data center in an area east of the Redbud plant. The representatives from Beltline presented information and were asked and answered many questions. The representatives from Beltline stated they planned to hire an engineering firm to conduct a feasibility study for the data center.

Beltline has not contacted any officials from the Town of Luther since that date. If the Town does receive an application, there will be multiple public meetings on the matter before any decisions are made, giving the Planning Commission, Board of Trustees, Luther residents, and all interested parties the opportunity to gather information and voice their opinions and concerns about the proposal.

All Town meetings are open meetings. We post our agendas on our website and inside our lobby, share on Facebook and we also email agendas when a person signs up through our website to receive them via email. You are encouraged to sign up for the email notifications if you haven't already.

Again, any applications concerning the establishment of a data center in the municipal limits of the Town of Luther will be handled appropriately and will require public meetings before the Planning Commission and Board of Trustees.