

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of Thursday, February 1, 2024

The Public Service Commission of Wisconsin (Commission) met as noticed. Present were Chairperson Valcq and Commissioner Strand.

Minutes

The Commission approved the minutes of the open meeting of Thursday, January 4, 2024.

5-AE-245 - Joint Application of Wisconsin Electric Power Company and Wisconsin Public Service Corporation for Approval of Option 2 for the Sale and Purchase of Ownership Interests in the West Riverside Energy Center and Related Affiliated Interest Approvals

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

340-CW-104 - Application of the Village of Balsam Lake, as a Water Public Utility, for Authority to Construct an Iron and Manganese Filtration System and Associated Upgrades to Wells No. 1, No. 2, and No. 3, in the Village of Balsam Lake, Polk County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

370-CW-100 - Application of the Village of Barneveld, as a Water Public Utility, for Authority to Construct a New Well No. 3, Associated Well House No. 3, Related Ground Reservoir and Civil and Electrical Infrastructure, in the Village of Barneveld, Iowa County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

930-TW-100 - Application of the Village of Cameron, Barron County, Wisconsin, as a Water Public Utility, for Authority to Remove Schedule Am-1, Additional Meter Rental Charge, From Its Water Tariff

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

3930-TE-104 - Application of the Village of Mount Horeb, as an Electric Public Utility, Dane County, Wisconsin, for Approval to Add an Energy Limiter to its Current Industrial Power Time of Day Rate Tariff

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

4220-AF-111 - Northern States Power Company Notification of Receipt and Request for Deferral of Fourteenth Settlement Payment from the Department of Energy

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

4220-TE-117 - Application of Northern States Power Company, for Approval of Voluntary Renewable Energy Rider Customer Service Agreements Tariff for the Lake Hallie Solar Electricity Generating Facility

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

5510-TE-103 - Application of Village of Slinger, as an Electric Public Utility, Washington County, Wisconsin, for Approval of an Athletic Field Service Tariff

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

6320-CW-108 - Application of the City of Wauwatosa, as a Water Public Utility, for Authority to Construct a New West Zone Pumping Station, in the City of Wauwatosa, Milwaukee County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

6530-CW-106 - Application of the Village of Whiting, as a Water Public Utility, for Authority to Construct Improvements to the Existing Ion Exchange System and Rehabilitate Well No. 1, in the Village of Whiting, Portage County, Wisconsin

The Commission approved the Notice of Investigation and directed it to be signed by the Secretary to the Commission.

250-WR-105 - Application of the City of Ashland, Ashland County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

920-WR-104 - Application of the Village of Cambridge, Dane and Jefferson Counties, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

1000-ER-109 - Application of the City of Cedarburg, Ozaukee County, Wisconsin, as an Electric Public Utility, for Authority to Adjust Electric Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

1360-WR-102 - Application of the Village of Coon Valley, Vernon County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

2260-WR-105 - Application of the City of Glendale, Milwaukee County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

2350-WR-115 - Application of the City of Green Bay, Brown County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

2950-ER-105 - Application of the Village of LaFarge, Vernon County, Wisconsin, as an Electric Public Utility, for Authority to Adjust Electric Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

3095-WR-104 - Application of the Town of Lawrence, Brown County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

5350-ER-113 - Application of City of Shawano, Shawano County, Wisconsin, as an Electric Public Utility, for Authority to Adjust Electric Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

6220-ER-108 - Application of the City of Waterloo, Jefferson County, Wisconsin, as an Electric Public Utility, for Authority to Adjust Electric Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

6530-WR-105 - Application of the Village of Whiting, Portage County, Wisconsin, as a Water Public Utility, for Authority to Adjust Water Rates

The Commission approved the Notice of Proceeding and directed it to be signed by the Secretary to the Commission.

6725-SB-105 - Application of Wisconsin Valley Improvement Company for Authority to Issue and Sell up to \$5.7 Million Aggregate Amount of Debt Securities in Multiple Series

Certificate of Authority and Order

The Commission approved the draft order and directed it to be signed by the Secretary to the Commission.

1490-UI-100 - Investigation into the City of Cumberland, Barron County, Wisconsin, as an Electric and Water Public Utility, for the Unauthorized Construction of a New Utility Building

The Commission determined that the City of Cumberland, Barron County, Wisconsin, as an electric public utility (Utility), violated state statutes and regulations by starting construction of a new utility building without prior Commission authorization. The Utility shall not seek rate recovery in its next rate case of \$84,000 in construction costs incurred in this project.

The Commission directed staff to send a letter of reprimand to the Utility for violation of Wis. Stat. § 196.49, Wis. Admin. Code § PSC 112.05, and Wis. Admin. Code § PSC 184.03, and prepare a draft order on rate recovery consistent with the Commission's discussion.

3270-EI-103 - Request of Repvblik Madison Apartments LLC, for a Waiver of Wis. Admin. Code § PSC 113.0803(1) Regarding Individual Electric Meters

The Commission denied the request of Repvblik Madison Apartments LLC for a waiver of Wis. Admin. Code § PSC 113.0803(1) Regarding Individual Electric Meters.

The Commission directed the Division of Digital Access, Consumer and Environmental Affairs to draft an order consistent with its discussion.

4220-EI-110 - Request of Brightwater, LLC for a Waiver of Wis. Admin. Code § PSC 113.0803(1) Regarding Individual Electric Metering

The Commission denied the request of Brightwater, LLC for a waiver of Wis. Admin. Code § PSC 113.0803(1) Regarding Individual Electric Meters.

The Commission directed the Division of Digital Access, Consumer and Environmental Affairs to draft an order consistent with its discussion.

4740-CE-106 - Application of City of Plymouth, as an Electric Public Utility, to Construct a New Electrical Distribution Station to Serve the Southwest Portion of its Service Territory, in the Town of Mitchell, Sheboygan County, Wisconsin

The Commission reviewed and approved the application, as filed, of the City of Plymouth (applicant), as an electric public utility, for a Certificate of Authority (CA) to construct a new electrical distribution station to serve the southwest portion of its service territory in the Town of Mitchell, Sheboygan County, Wisconsin with the following conditions:

1. The applicant is granted a CA to construct a new distribution substation and reconfigure its distribution circuits, at an estimated total cost of \$14,761,308, as described in its application and data request responses by this Final Decision.
2. The Commission, consistent with its past practice, shall review in a future rate proceeding the recoverability of costs associated with the construction, O&M costs, and revenues associated with the project. If it is discovered or identified that total cost for the project, including force majeure costs, may exceed the estimated cost of \$14,761,308 million, not including AFUDC, the applicant shall notify the Commission within 30 days of when it becomes aware of the possible cost increase.
3. The applicant shall notify and obtain approval from the Commission before proceeding with any substantial change in the scope, design, size, or location of the approved project.
4. The applicant shall acquire all necessary federal, state, and local permits and approvals prior to commencement of construction.

5. The applicant shall submit to the Commission the final actual costs, segregated by major accounts, within one year after the in-service date. For those accounts or categories where actual costs deviate significantly from those authorized, the final cost report shall itemize and explain the reasons for such deviations.
6. Beginning with the quarter ending March 31, 2024, and within 30 days of the end of each quarter thereafter and continuing until the authorized facilities are fully operational, the applicant shall submit quarterly progress reports to the Commission that include all of the following:
 - a. The date that construction commences;
 - b. Major construction and environmental milestones, including permits obtained, by agency, subject, and date;
 - c. Summaries of the status of construction, the anticipated in-service date, and the overall percent of physical completion;
 - d. Actual project costs to-date segregated by line item as reflected in the cost breakdown listed in this Final Decision; and
 - e. The date that the facilities are placed in-service.
7. Beginning with the year ending December 2024, and within 30 days of the end of each year thereafter and continuing until the authorized facilities are fully operational, the applicant shall submit annual revised total cost estimates for the project to the Commission.
8. If the applicant does not begin on-site physical construction within one year of the effective date of this Final Decision, the Certificate authorizing the approved project shall become void unless the applicant:
 - a. files a written request for an extension of time with the Commission before the date on which the Certificate becomes void; and
 - b. is granted an extension by the Commission.
9. If the applicant has not begun on-site physical construction of the authorized project and has not filed a written request for an extension before the date that this Certificate becomes void, the applicant shall inform the Commission of those facts within 20 days after the date on which the Certificate becomes void.
9. This Final Decision is effective one day after the date of service.
10. Jurisdiction is retained.

The Commission directed the Division of Energy Regulation and Analysis to draft an order consistent with its discussion.

6680-AF-107 - Request of Wisconsin Power and Light Company for Deferral of Construction Cost Overruns Associated with Solar Generation Projects Authorized in Docket 6680-CE-182 and 6680-CE-183

The Commission authorized Wisconsin Power and Light Company (WP&L) to defer the solar project cost overruns only associated with dockets 6680-CE-182 and 6680-CE-183, without carrying costs, and including all of the following conditions:

1. The deferral is authorized with the express condition that the authorization is for accounting purposes only and does not bind the Commission to any specific treatment in any future proceeding.
2. Recovery of the deferral shall be addressed in WP&L's next full rate case proceeding.
3. The Final Decision takes effect one day after the date of service.
4. Jurisdiction is retained.

9300-PLI-120 - Investigation of the Complaint of Appleton Drain and Sewer Cleaning LLC against USIC LLC, Referred to the Commission Pursuant to Wis. Stat. § 182.0175(3)(br)2.

Proposed Consent Agreement

The Commission agreed dismiss the complaint by joint execution of a Consent Agreement between USIC LLC (Respondent) and the Commission, accepting the proposed Consent Agreement as drafted, which requires the Respondent to pay a \$6,000 forfeiture to the Commission and a \$600 surcharge to Diggers Hotline, Inc. within 45 days of the effective date of the Commission's Order approving the Consent Agreement or double those amounts if the payment is late.

The Commission directed the Division of Energy Regulation and Analysis to draft an order consistent with its discussion.

9300-PLI-124 - Investigation of the Complaint of Appleton Drain and Sewer Cleaning LLC against USIC LLC, Referred to the Commission Pursuant to Wis. Stat. § 182.0175(3)(br)2.

Proposed Consent Agreement

The Commission agreed to dismiss the complaint by joint execution of a Consent Agreement between USIC LLC (Respondent) and accepted the proposed Consent Agreement as drafted, which requires the Respondent to pay a \$5,000 forfeiture to the Commission and \$500 surcharge to Diggers Hotline, Inc. within 45 days of the effective date of the Commission's Order approving the Consent Agreement or double those amounts if the payment is late.

The Commission directed the Division of Energy Regulation and Analysis to draft an order consistent with its discussion.

The Commission adjourned the meeting at 10:58 a.m.

A handwritten signature in black ink, appearing to read "Cru Stublely", is centered within a light gray rectangular box.

Cru Stublely
Secretary to the Commission

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