

PUBLIC SERVICE COMMISSION OF WISCONSIN

Minutes and Informal Instructions of the Open Meeting of Thursday, December 5, 2024

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

Minutes

The Commission approved the minutes of the open meeting of Tuesday, November 26, 2024.

5-BS-283 - Joint Application of Wisconsin Power and Light Company and the City of Lodi for Approval of Second Transfer Agreement and for Authority to Sell/Buy Certain Electric Distribution Facilities and to Transfer Customers from Wisconsin Power and Light Company to City of Lodi

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

2350-LS-101 - Application of the City of Green Bay, as a Public Water Utility, for Authority to Implement a Financial Assistance Program for Customer-Side Lead Service Line Replacement, in the City of Green Bay, Brown County, Wisconsin

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

3320-TE-117 - Application of City of Manitowoc, as an Electric Public Utility, Manitowoc County, Wisconsin, for Approval of Proposed 2025 Updates to its Parallel Generation Tariffs

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

4220-EI-113 - Request of Couleecap, Inc., for a Waiver of Wis. Admin. Code § PSC 113.0803(1) Regarding Individual Electric Meters

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

5545-UC-100 - Application of the Village of Somers, as a Water Public Utility, for Authority to Conduct a Voluntary Water Conservation Rebate or Incentive Program, in the Village of Somers, Kenosha County, Wisconsin

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

5960-CW-100 - Application of the Troy Center Sanitary District No. 1, as a Water Public Utility, for Authority to Construct a Backup Generator Replacement, in the Town of Troy, Walworth County, Wisconsin

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

6630-CU-107 - Application of Wisconsin Electric Power Company for Authority to Construct a Steam Bypass Line and Replace Steam Main Valves in the District Energy Valve House

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

6680-TG-126 - Application of Wisconsin Power and Light Company for Approval of an Agreement Renewal for Individually Contracted Natural Gas Transportation Service with Dairyland Power Cooperative

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

610-WR-103 - Application of the Village of Bloomington, Grant 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.

5750-WR-107 - Application of the City of Stoughton, Dane 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.

9827-CE-100 - Application of Badger Hollow Wind Farm LLC for a Certificate of Public Convenience and Necessity to Construct a Wind Electric Generation Facility Capable of Generating Up to 118 MW, a Collector Substation, and a 345 kV Generator Tie Line in the Towns of Clifton, Eden, Linden, Mifflin, and Wingville in Iowa and Grant Counties, Wisconsin

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

9828-CE-100 - Application of Whitewater Solar, LLC for a Certificate of Public Convenience and Necessity to Construct a 180 MW Photovoltaic Electric Generation Facility Consisting of a Project Substation, 138 kV Generator Tie Line, 34.5 kV Collector Circuit, Inverters, and Other Associated Facilities, Located Within the City of Whitewater and Township of Cold Spring, Jefferson County, and the Townships of Whitewater and LaGrange, Walworth County, Wisconsin

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

381-WI-101 - Investigation into the Village of Bay City, Pierce County, Wisconsin, as a Water Public Utility, for Potential Failure to Charge Reasonable Rates

The Commission opened a summary investigation under Wis. Stat. § 196.28(1) to determine whether the rates being charged by the Village of Bay City, as a public water utility (Utility), are reasonable and directed Commission staff to issue an order requiring the Utility to file a conventional rate case application within 30 days of service of the order. In the event that the Utility fails to provide the additional information by filing that application, direct Commission staff to prepare the necessary filings (which may involve contracting with an outside consulting firm) and establish reasonable rates for the Utility.

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

381-WI-102 - Investigation into the Village of Bay City, Pierce County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2023 PSC Annual Report

The Commission reviewed the failure of the Village of Bay City, as a water public utility (Utility), to submit its 2023 PSC Annual Report and directed the Division of Water Utility Regulation and Analysis to prepare an order for the Commission Secretary to sign, closing this matter due to the submission of the 2023 PSC Annual Report by the Utility.

2275-WI-102 - Investigation into the Village of Glen Flora, Rusk County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2023 PSC Annual Report

The Commission reviewed the failure of the Village of Glen Flora, as a water public utility (Utility), to submit its 2023 PSC Annual Report and authorized Commission staff to hire an outside firm to complete the report and charge the Utility for all expenses incurred by the Commission in completing the 2023 PSC Annual Report, plus a penalty that is equal to 50 percent of the cost of preparing the report.

The Commission further directed the Utility to provide a bill insert to explain to the customers the anticipated costs under Wis. Stat. § 196.07 with the following language:

Your water utility has failed to file an annual report with the Public Service Commission as required by state law. Annual reports are necessary to assess a utility's financial health and ability to provide safe, reliable service to customers like you.

The Commission will prepare the report on the utility's behalf and charge costs to the utility. These costs may be passed on to customers.

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

2450-WI-103 - Investigation into the Village of Hancock, Waushara County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2022 or 2023 PSC Annual Report

The Commission reviewed the failure of the Village of Hancock, as a water public utility (Utility), to submit its 2022 and 2023 PSC Annual Reports and directed the Division of Water Utility Regulation and Analysis to prepare an order for the Commission Secretary to sign, closing this matter due to the submission of the 2022 and 2023 PSC Annual Reports by the Utility.

3298-WI-100 - Investigation into the Village of Maine, Marathon County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2023 PSC Annual Report

The Commission reviewed the failure of the Village of Maine, as a water public utility (Utility), to file its 2023 PSC Annual Report and granted an extension to the Utility for filing of its 2023 PSC Annual Report 30 days from the date of service of the final decision in this matter.

Should the Utility fail to file its 2023 PSC Annual Report by that deadline, the Commission authorized Commission staff to hire an outside firm to complete the reports and charge the

Utility for all expenses incurred by the Commission in completing the 2023 PSC Annual Report, plus a penalty that is equal to 50 percent of the cost of preparing the report.

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

5730-WI-101 - Investigation into the Stone Lake Sanitary District No. 1, Washburn County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2023 PSC Annual Report

The Commission reviewed the failure of Stone Lake Sanitary District No. 1, as a water public utility (Utility), to submit its 2023 Annual Report and authorized Commission staff to hire an outside firm to complete the report and charge the Utility for all expenses incurred by the Commission in completing the 2023 PSC Annual Report, plus a penalty that is equal to 50 percent of the cost of preparing the report.

The Commission further directed the Utility to provide a bill insert to explain to the customers the anticipated costs under Wis. Stat. § 196.07 with the following language:

Your water utility has failed to file an annual report with the Public Service Commission as required by state law. Annual reports are necessary to assess a utility's financial health and ability to provide safe, reliable service to customers like you.

The Commission will prepare the report on the utility's behalf and charge costs to the utility. These costs may be passed on to customers.

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

5900-WI-100 - Investigation into the Three Lakes Sanitary District No. 1, Oneida County, Wisconsin, as a Water Public Utility, into Its Failure to Submit a 2023 PSC Annual Report

The Commission reviewed the failure of Three Lakes Sanitary District, No. 1, as a water public utility, (Utility), to file its 2023 PSC Annual Report and granted an extension to the Utility for filing of its 2023 PSC Annual Report 30 days from the date of service of the final decision in this matter.

Should the Utility fail to file its 2023 PSC Annual report by that deadline, the Commission authorized Commission staff to hire an outside firm to complete the report and charge the Utility for all expenses incurred by the Commission in completing the 2023 PSC Annual Report, plus a penalty that is equal to 50 percent of the cost of preparing the report.

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

4220-AU-142 - Application of Northern States Power Company-Wisconsin for Approval of an Administrative Services Agreement with Xcel Energy Services, Inc.

The Commission approved the proposed modifications to the Administrative Services Agreement (ASA) between Northern States Power Company – Wisconsin (applicant) and Xcel Energy Services, Inc. (XES), subject to the following conditions:

1. The applicant shall obtain Commission approval prior to the effective date of any suspensions, modifications, or termination of the ASA.
2. The applicant shall provide the Commission a fully executed ASA within 30 days of the date of this Final Decision.
3. The Commission shall have full access to all books and records underlying services and goods exchanged under the ASA.
4. All services provided under this ASA shall be in compliance with all applicable laws, rules, and orders, as those laws, rules, and orders may be amended from time to time.
5. All transactions shall be in accordance with the ASA as modified by this Final Decision.
6. The applicant shall notify the Commission within 30 days of receiving notification by the service company of any proposed modifications to the methods and assignment or allocation of costs.
7. The applicant shall notify the Commission, under section 2.3 of the ASA, prior to any change in the organization of XES, the type and character of the companies to be serviced, the methods of assigning or allocating costs to associated companies, or the scope or character of the services to be rendered.
8. The applicant shall notify the Commission within 10 days of any filing at the Federal Energy Regulatory Commission or any other state jurisdiction that proposes material changes to the manner in which XES costs are allocated to the applicant.
9. Approval of this ASA is not a determination by the Commission that charges are just and reasonable.
10. The accounting and record-keeping procedures of the applicant and its affiliates shall provide an adequate audit trail.

11. The applicant shall promptly inform the Commission of any modifications to the service agreements between XES and the applicant, or agreements between XES and the applicant's affiliates, to the extent such modifications could impact the manner in which XES costs are allocated to the applicant.
12. Billing under this ASA shall be prepared in sufficient detail to enable Commission staff to determine that costs charged are for ratemaking purposes.
13. The applicant shall include data on the types and amounts of transactions under the ASA in its annual reports to the Commission either in the PSC Annual Report or its filing of holding company data. When possible, the data shall show the service company transactions broken down by total XES billings, including billing to each of the subsidiaries taking service from the service agreement, both regulated and non-regulated. Each set of billings shall be shown by function and then by direct, cost causal, and general allocation (or by allocator). The report shall provide an adequate overview of the service company transactions.
14. The methods of assignment and allocation of costs shall be consistent and transparent among and between the entities that XES serves within the Xcel Energy holding company system, and in a manner satisfactory to the Commission.
15. Approval of the ASA granted herein is expressly conditioned upon the reserved power of the Commission to terminate or to revise and amend the terms and conditions thereof, if, when, and as needed to protect and promote the public interest as provided in Wis. Stat. § 196.52(5).

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

4350-CC-244121 - Request for Formal Review of Complaint Filed by Garrett Sowle Against Oconto Utility Commission

The Commission denied the request for formal review of Oconto Utility Commission (Oconto) of the complaint filed against Oconto by Garrett Sowle.

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

1-CAF-2025 - Application for Approval of Consumer Advocate Funding Budget pursuant to Wis. Stat. § 196.315 for 2025

The Commission approved the budget submitted by Citizen's Utility Board (CUB) for the period of January 1, 2025 through December 21, 2025 at the full amount. The Commission expressly does not approve the assessment amounts and directs CUB to internally review and approve the assessment amounts.

Commissioner Strand dissented on the inclusion in the budget of the carryforward amount of \$11,947.

The Commission shall continue to use the same quarterly reporting requirement as used in 1-CAF-2024 ([PSC REF#: 487142](#)) with a filing deadline of 30 days after the end of the quarter. CUB and Commission staff shall continue their discussions of potential revisions to reporting requirements.

The Commission directed the Division of Business Operation and Office Management to draft an order consistent with its discussion.

The Commission adjourned the meeting at 11:08 a.m.

A handwritten signature in black ink, appearing to read 'Cru Stublely', with a long horizontal flourish extending to the right.

Cru Stublely
Secretary to the Commission

DL:02044770