



Council Agenda Item

Meeting Date: March 5, 2024

Agenda Item: Whitewater Solar

Staff Contact (name, email, phone): Brad Marquardt, bmarguardt@whitewater-wi.gov, 262-473-0139

BACKGROUND

(Enter the who, what when, where, why)

Whitewater Solar, LLC, is requesting a 100-foot easement across the northern portion of the property owned by the Wastewater Facility to locate transmission facilities. The easement is being requested to provide connectivity from proposed solar arrays east of Whitewater to the WE Energies Whitewater Generating Station. The proposed Agreement has gone through back and forth editing between the City's Attorney and Public Works Director, and Whitewater Solar. An agreement has also been reached regarding payment.

PREVIOUS ACTIONS – COMMITTEE RECOMMENDATIONS

(Dates, committees, action taken)

The Public Works Committee met on Dec 12, 2023 and recommended continuing negotiations as an underground only easement, and including a termination clause if no activity occurs in a stated period. At the January 16, 2024 Council meeting, Council directed staff to continue working out details on the Agreement including payment options.

FINANCIAL IMPACT

(If none, state N/A)

Whitewater Solar will pay the City \$1,000 in consideration of the City executing the Agreement, and \$1,500 as consideration for the grant of the Easements. The initial payment schedule included a yearly sum of \$1.00/linear foot of the transmission line constructed in the Easement Area (approximately \$1,323) for 47 years. The City provided two different options in response to the 47 year payment schedule. Whitewater Solar has opted to pay the 47 year payment in full (\$62,181) upfront within 45 days of the completion of the construction.

STAFF RECOMMENDATION

Staff's recommendation is a motion to approve the Transmission Facilities Agreement with Whitewater Solar, LLC.

ATTACHMENT(S) INCLUDED

(If none, state N/A)

1. Transmission Facilities Agreement