

CITY OF CONCORD

In the year of our Lord two thousand and twenty-five

RESOLUTION: AUTHORIZING THE CITY MANAGER TO ENTER INTO A
PAYMENT IN LIEU OF TAXES AGREEMENT BETWEEN THE CITY
OF CONCORD AND KEARSARGE OLD TURNPIKE ROAD, LLC

The City of Concord resolves as follows:

WHEREAS, in July 2018, the City Council adopted the goal of achieving 100% renewable energy by 2030; and

WHEREAS, the City owns a capped landfill on Old Turnpike Road; and

WHEREAS, in March 2023, the City issued a Request for Proposals (RFP 21-23), soliciting proposals for the lease of a portion of the Old Turnpike Road capped landfill property for the purpose of installing, owning, and operating a solar photovoltaic system on the capped landfill and for the export of solar generated electricity generated by such system to the local distribution company (Unitil);

WHEREAS, Kearsarge Old Turnpike Road, LLC (“Kearsarge”) was selected as the preferred developer for the 5-megawatt (MW) Net Metered project; and,

WHEREAS, the proposal submitted by Kearsarge included payments to be split between lease payments and a payment in lieu of taxes (“PILOT”); and

WHEREAS, RSA 72:74 allows municipalities to enter into PILOT agreements with renewable generation facilities; and

WHEREAS, a PILOT will provide both the City and Kearsarge with a reasonable level of assurance of expected income/expenses for budgeting purposes, and will also ensure that payments are consistent with the proposal submitted by Kearsarge; and

WHEREAS, Kearsarge and the City have agreed upon the terms of a proposed PILOT agreement; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Concord that:

- A. The City Manager is hereby authorized to sign the proposed PILOT agreement between the City of Concord and Kearsarge Old Turnpike Road, LLC (“Kearsarge”) for Old Turnpike Road.
- B. This resolution shall take effect upon its passage.