

**Cape Light Compact Governing Board  
Wednesday, September 10, 2014  
Executive Session Meeting Minutes**

The Governing Board of the Cape Light Compact met in Executive Session on Wednesday, September 10, 2014 in Room 11/12, Superior Court House, 3195 Main Street, Barnstable, MA 02630.

**PRESENT WERE:**

1. Dr. Joyce Flynn, Chairwoman, Yarmouth
2. Robert Schofield, Vice-Chair, Bourne
3. Peter Cabana, Member at Large, Dukes County
4. William Doherty, Barnstable County
5. David Anthony, Barnstable
6. Deane Keuch, Brewster
7. Timothy Carroll, Chilmark – remotely by phone
8. Brad Crowell, Dennis
9. Frederick Fenlon, Eastham
10. Paul Pimentel, Edgartown
11. Ronald Zweig, Falmouth – remotely by phone
12. Thomas Mayo, Mashpee
13. Richard Toole, Oak Bluffs
14. Everett Horn, Sandwich
15. Peter Fontecchio, Truro
16. Richard Elkin, Wellfleet
17. Susan Hruby, W. Tisbury

**ABSENT WERE:**

- Michael Hebert, Aquinnah  
Peter Cocolis, Treasurer, Chatham  
Barry Worth, Secretary, Harwich  
Orleans, Vacant  
Thomas Donegan, Provincetown  
Tisbury, Vacant

**STAFF PRESENT:**

- Maggie Downey, Administrator  
Meredith Miller, C&I Program Manager  
Margaret Song, Residential Program Manager  
Stephan Wollenburg, Sr. Power Supply Manager  
Philip Moffitt, EM&V Manager  
Vicki Marchant, C&I Program Analyst  
Briana Kane, Sr. Residential Program Coordinator  
Matthew Dudley, Residential Program Coordinator  
Debbie Fitton, Energy Education Coordinator  
Lindsay Henderson, Marketing & Data Analyst  
Karen Loura, Administrative Assistant

**LEGAL COUNSEL:**

Jeffrey Bernstein, Esq., BCK Law, PC

**OPEN SESSION VOTE ON ENTRY INTO EXECUTIVE SESSION**

At 4:58 p.m., Chr. Flynn requested an Executive Session for the following reasons: (1) M.G.L. c. 30A, Section 21 (a) (10): Power Supply Procurement Strategy Discussion (confidential and competitively sensitive information; 2) M.G.L. c. 30A, Section 21 (a)(3) and Section 21(a)(10): DPU 14-69 (discussion of litigation strategy and related power supply issues), and 3) M.G.L. c 30A, Section 21 (a)(3 and (10) for the purpose of approving past Compact Executive Session Minutes. She declared that an open session may have a detrimental effect on the bargaining or litigating and negotiating positions of the Cape Light Compact. She announced that the Board would not reconvene at the conclusion of the Executive Session in Open Session this day. *D. Keuch moved the Board vote to enter into Executive Session, seconded by P. Cabana and voted by roll call vote as follows:*

- |                                  |     |                          |     |
|----------------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable        | Yes | 9. R. Zweig, Falmouth    | Yes |
| 2. W. Doherty, Barnstable County | Yes | 10. T. Mayo, Mashpee     | Yes |
| 3. R. Schofield, Bourne          | Yes | 11. R. Toole, Oak Bluffs | Yes |
| 4. D. Keuch, Brewster            | Yes | 12. E. Horn, Sandwich    | Yes |
| 5. T. Carroll, Chilmark          | Yes | 13. P. Fontecchio, Truro | Yes |
| 6. P. Cabana, Dukes County       | Yes | 14. R. Elkin, Wellfleet  | Yes |
| 7. F. Fenlon, Eastham            | Yes | 15. S. Hruby, W. Tisbury | Yes |
| 8. P. Pimentel, Edgartown        | Yes | 16. J. Flynn, Yarmouth   | Yes |

*Motion carried in the affirmative (16-0-0)*

Staff and Counsel were permitted to remain.

**POWER SUPPLY PROCUREMENT**

1. S. Wollenburg reported a Request for Proposals (RFP) has been sent. [REDACTED]

[REDACTED] The Cape Light Compact offering will likely be higher than NSTAR for the 1<sup>st</sup> half of 2015 because NSTAR procured 50% of their supply in the spring of 2014. He said there will be statewide push on the anticipated polar vortex and abnormally cold winter. He reported the team will work on local marketing and education. He informed the Board all prices are going to increase and they will begin hearing reports in the news.

**2. DISCUSSION OF LITIGATION STRATEGY AND RELATED POWER SUPPLY ISSUES**

3. Consideration of Meeting Minutes

The Board then considered the June 11, 2014 Executive Session Meeting Minutes. M. Downey requested a change on page 2, last paragraph, 1<sup>st</sup> line to replace the word “consensus from the members” to “a sense of the members”. W. Doherty moved the Board vote to accept the minutes as amended, seconded by P. Cabana and voted by roll call vote as follows:

- |                                  |     |                          |     |
|----------------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable        | Yes | 9. R. Zweig, Falmouth    | Yes |
| 2. W. Doherty, Barnstable County | Yes | 10. T. Mayo, Mashpee     | Yes |
| 3. R. Schofield, Bourne          | Yes | 11. R. Toole, Oak Bluffs | Yes |
| 4. D. Keuch, Brewster            | Yes | 12. E. Horn, Sandwich    | Yes |
| 5. T. Carroll, Chilmark          | Yes | 13. P. Fontecchio, Truro | Yes |
| 6. P. Cabana, Dukes County       | Yes | 14. R. Elkin, Wellfleet  | Yes |
| 7. F. Fenlon, Eastham            | Yes | 15. S. Hruby, W. Tisbury | Yes |
| 8. P. Pimentel, Edgartown        | Yes | 16. J. Flynn, Yarmouth   | Yes |

Motion carried in the affirmative (16-0-0)

The Board then considered the July 9, 2014 Executive Session Meeting Minutes. W. Doherty moved the Board accept the minutes as amended to correct attendance consistent with the 7/9/14 Open Session Minutes, seconded by F. Fenlon and voted by roll call vote as follows:

- |                                  |           |                          |           |
|----------------------------------|-----------|--------------------------|-----------|
| 1. D. Anthony, Barnstable        | Yes       | 9. R. Zweig, Falmouth    | Abstained |
| 2. W. Doherty, Barnstable County | Yes       | 10. T. Mayo, Mashpee     | Yes       |
| 3. R. Schofield, Bourne          | Abstained | 11. R. Toole, Oak Bluffs | Yes       |
| 4. D. Keuch, Brewster            | Yes       | 12. E. Horn, Sandwich    | Yes       |
| 5. T. Carroll, Chilmark          | Yes       | 13. P. Fontecchio, Truro | Yes       |
| 6. P. Cabana, Dukes County       | Yes       | 14. R. Elkin, Wellfleet  | Yes       |
| 7. F. Fenlon, Eastham            | Yes       | 15. S. Hruby, W. Tisbury | Yes       |
| 8. P. Pimentel, Edgartown        | Yes       | 16. J. Flynn, Yarmouth   | Yes       |

Motion carried in the affirmative (14-0-2)

At 5:15 p.m., the Board adjourned.

Respectfully submitted,

Karen E. Loura  
Administrative Assistant

List of Documents and Exhibits:

Meeting Notice/Agenda

6/11/14 Draft Executive Session Minutes

7/9/14 Draft Executive Session Minutes