

**Cape Light Compact
Executive Committee
Executive Session Meeting Minutes
Monday, October 27, 2014**

The Executive Committee of the Cape Light Compact Governing Board met in an emergency executive session on Friday, October 27, 2014 at 12:00 noon in the County Commissioner's Meeting Room, Barnstable Superior Courthouse, 3195 Main Street, Barnstable MA 02630

PRESENT WERE:

1. Dr. Joyce Flynn, Chairwoman, Yarmouth
2. Robert Schofield, Vice-Chair, Bourne
3. Peter Cocolis, Treasurer, Chatham
4. Peter Cabana, Member at Large, Dukes County
5. Barry Worth, Secretary, Harwich
Frederick Fenlon, Eastham
Ray Castillo, Orleans

LEGAL COUNSEL:

Jeffrey Bernstein, Esq., BCK Law, PC - remotely by telephone

STAFF PRESENT:

Maggie Downey, Administrator
Karen Loura, Administrative Assistant

Chr. Flynn called the meeting to order at 12:05 p.m. An Emergency Meeting Notice/Agenda was posted to the Cape Light Compact Website and on the exterior public meeting notice board at the Superior Courthouse on Thursday, October 23, 2014 @ 4:00 p.m.

R. Schofield moved the Committee vote to enter Executive Session for the purpose of discussing litigation strategy relative to DPU 14-69 pursuant to MGL Ch. 30A § 21 (a) (3), seconded by B. Worth. Chr. Flynn stated that the meeting convened in open session, notice and posting was given and the Board would not reconvene in open session this day. The Committee then voted by roll call as follows:

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|-----------------------------------|------------|------------------------------|------------|
| <i>1. P. Cabana, Dukes County</i> | <i>Yes</i> | <i>4. B. Worth, Harwich</i> | <i>Yes</i> |
| <i>2. B. Schofield, Bourne</i> | <i>Yes</i> | <i>5. J. Flynn, Yarmouth</i> | <i>Yes</i> |
| <i>3. P. Cocolis, Chatham</i> | <i>Yes</i> | | |

Motion passed unanimously (5-0-0). Staff and Compact Board members were permitted to remain. Legal counsel participated by telephone.

The Committee considered a draft memorandum in opposition to the Attorney General 10/24/14 request for evidentiary hearings in Department of Public Utilities (DPU) 14-69 Updated Aggregation Plan. Atty. Bernstein provided history of recent events and provided a timeline for decision. M. Downey requested the tone of the draft be firm but respectful. P. Cocolis stated the arguments are excellent. There was discussion about wording of the introduction to ensure that it does not lead a reader to think that the document is being submitted on behalf of the BOS/Council. The document introduction should be clear that it is the Compact..

Because the matter is in a DPU proceeding, the emergency executive committee meeting was called and all Compact board members were invited. There is a need to act quickly and the purpose of this meeting is to seek consultation and to inform members of the proposed response. It was noted that M. Downey has the full authority to respond and approval/authorization from the Committee is not needed.

At 12:50 p.m. R. Schofield moved to exit Executive Session, seconded by P. Cocolis and voted by roll call unanimously in favor by the Executive Committee.

<i>1. P. Cabana, Dukes County</i>	<i>Yes</i>	<i>4. B. Worth, Harwich</i>	<i>Yes</i>
<i>2. B. Schofield, Bourne</i>	<i>Yes</i>	<i>5. J. Flynn, Yarmouth</i>	<i>Yes</i>
<i>3. P. Cocolis, Chatham</i>	<i>Yes</i>		

Motion passed unanimously (5-0-0).

Next meetings: November 12, 2014 and December 10, 2014.

Respectfully submitted,

Karen E. Loura
Administrative Assistant

List of Documents & Exhibits:

- Meeting Notice/Agenda
- Draft Memorandum in Opposition to the Attorney General's Request for evidentiary Hearings DPU 14-69