

Cape Light Compact Governing Board
Wednesday, January 14, 2015
Open Session Meeting Minutes

The Governing Board of the Cape Light Compact met on Wednesday, January 14, 2015 at 2:00 p.m. 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 Cocolis, Treasurer, Chatham
4. Peter Cabana, Member at Large, Dukes County
5. Barry Worth, Secretary, Harwich
6. David Anthony, Barnstable
7. Sheila Lyons, Barnstable County @ 4:03 p.m.
8. Deane Keuch, Brewster
9. Timothy Carroll, Chilmark – remotely by telephone until 4:03 p.m.
10. Brad Crowell, Dennis
11. Frederick Fenlon, Eastham
12. Ronald Zweig, Falmouth
13. Thomas Mayo, Mashpee
14. Richard Toole, Oak Bluffs
15. Raymond Castillo, Orleans
16. Everett Horn, Sandwich
17. Peter Fontecchio, Truro
18. Richard Elkin, Wellfleet
19. Susan Hruby, W. Tisbury

ABSENT WERE:

20. Michael Hebert, Aquinnah
21. Paul Pimentel, Edgartown
22. Thomas Donegan, Provincetown

VACANCIES:

23. Tisbury

LEGAL COUNSEL:

Audrey Eidelman, Esq., BCK Law, PC

STAFF PRESENT:

Margaret Downey, Administrator
Stephan Wollenburg, Sr. Power Supply Planner
Briana Kane, Sr. Residential Program Coordinator
Matthew Dudley, Residential Program Coordinator
Lindsay Henderson, Marketing & Data Analyst
Meredith Miller, C&I Program Manager
Philip Moffitt, EM&V Manager
Karen Loura, Administrative Assistant
Ian Munn, Intern

OTHERS

None

CALL TO ORDER

Chr. Flynn called the meeting to order at 2:00 p.m.

ELECTION OF 2015 EXECUTIVE COMMITTEE

M. Downey reviewed the names placed into nomination at the December meeting and invited additional nominations before closing the nomination period.

OFFICE OF CHAIRMAN

B. Worth nominated Joyce Flynn for the position of Chairperson, seconded by R. Schofield at the December 10, 2014 Meeting. With no additional nominations, *P. Cabana moved to close nominations and vote to appoint Joyce Flynn to the position of Chairman, seconded by B. Worth and voted by roll call as follows:*

- | | | | |
|----------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Yes |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |

Motion carried in the affirmative (18-0-0).

OFFICE OF V. CHAIRMAN

T. Mayo nominated Robert Schofield for the position of V. Chairperson, seconded by D. Anthony at the December 10, 2014 Meeting. With no additional nominations, *B. Worth moved to close nominations and vote to appoint Robert Schofield as V. Chairperson, seconded by P. Cabana and voted by roll call vote as follows:*

- | | | | |
|----------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Yes |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |

Motion carried in the affirmative (18-0-0).

OFFICE OF TREASURER

B. Worth nominated Peter Cocolis for the position of Treasurer, seconded by Peter Cabana at the December 10, 2014 Meeting. With no additional nominations, *T. Mayo moved to close nominations and vote to appoint Peter Cocolis to the position of Treasurer, seconded by R. Schofield and voted by roll call vote as follows:*

- | | | | |
|---------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Yes |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |

Draft Meeting Minutes Subject to addition, correction and Board approval

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|----------------------------|-----|--------------------------|-----|
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |
10. Motion carried in the affirmative (18-0-0).

OFFICE OF SECRETARY

R. Zweig nominated Barry Worth, to the position of Secretary, seconded by P. Cabana at the December 10, 2014 Meeting. With no additional nominations, *R. Schofield, moved to close nominations and vote to appoint Barry Worth to Secretary, seconded by P. Fontecchio and voted by roll call vote as follows*

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|----------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Yes |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |

Motion carried in the affirmative (18-0-0).

OFFICE OF MEMBER-AT-LARGE

R. Schofield nominated Peter Cabana for the position of Member-at-large, sec. R. Toole at the December 20, 2014 Meeting. Hearing no additional nominations, *R. Schofield moved to close nominations and vote to appoint P. Cabana to the position of Member-at-Large, seconded by P. Cocolis and voted by roll call vote as follows:*

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|----------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Yes |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |

Motion carried in the affirmative (18-0-0).

PUBLIC COMMENT

There were no members of the public present.

Ian Munn, Cape Light Compact intern provided a review on his background.

CONSIDERATION OF MEETING MINUTES

The Board then considered the December 10, 2014 Open Session Meeting Minutes. P. Cabana offered a correction to the name of the staff present from Senator Wolf's office. *R. Schofield moved to accept the*

December 10, 2014 Open Session Meeting Minutes as corrected, seconded by R. Toole and voted by roll call vote as follows:

- | | | | |
|----------------------------|-----|--------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. B. Worth, Harwich | Yes |
| 2. R. Schofield, Bourne | Yes | 11. T. Mayo, Mashpee | Yes |
| 3. D. Keuch, Brewster | Yes | 12. R. Toole, Oak Bluffs | Yes |
| 4. P Cocolis, Chatham | Yes | 13. R. Castillo, Orleans | Abs |
| 5. T. Carroll, Chilmark | Yes | 14. E. Horn, Sandwich | Yes |
| 6. B. Crowell, Dennis | Yes | 15. P. Fontecchio, Truro | Yes |
| 7. P. Cabana, Dukes County | Yes | 16. R. Elkin, Wellfleet | Yes |
| 8. F. Fenlon, Eastham | Yes | 17. S. Hruby, W. Tisbury | Yes |
| 9. R. Zweig, Falmouth | Yes | 18. J. Flynn, Yarmouth | Yes |

Motion carried in the affirmative (17-0-1).

TREASURER'S REPORT

1/14/15 Year-to-date Operating Fund Expenditure Totals Report

P. Cocolis then reviewed the 1/14/15 Year-to-date Operating Fund Expenditure Totals Report. He discussed salaries and Medicare expenses. M. Downey has authority to move money from Health Insurance into Medicare if needed. F. Fenlon asked what portion of the Legal Services Fund expenditure is due to E Bibler, Assembly of Delegates and Secretary of State. M. Downey has asked Counsel to track. There was discussion about the possibility of needing a supplemental budget request.

Energy Efficiency (EE) Budget

P. Cocolis then reviewed the 2014 Energy Efficiency Fund Budget (Jan. through mid-December). He said there are 2014 invoices outstanding and it is anticipated being right on budget target for 2014 for Energy Efficiency. He said he will provide a year-end report in March showing energy savings, etc. The Report includes a new column showing total cost percentage by line. The Residential Heat Loan Program is at 339.7% cost due to its popularity. He noted that revenues and expenditures are revised through Mid-Term Modifications (MTM).

B. Crowell observed a slight decrease in the numbers. M. Downey explained it has to do with the Mid-term Modification. M. Downey invited any Board Member interested to contact her to go over the modifications.

There was discussion about the rise in electricity pricing. M. Downey noted the potential for winter price spikes to continue for the next 3 years or so until capacity issues (natural gas) are addressed. S. Wollenburg agreed adding the electricity prices will decrease in July.

ENERGY EFFICIENCY PROGRAM

2015 Residential Rebates - What's New and Different

M. Song then provided a Power Point Presentation overview of the 2015 Residential Rebates

B. Kane presented the rebate program for lighting in 2015. M. Downey will include the Benefit/Cost Ratio (BCR) per program in the 2014 overview scheduled for March. There was discussion about the rebates issuing on cards vs. checks. R. Zweig urged sensitivity to market demand. B. Crowell asked about the number of people who qualify for rebates vs. the number who receive rebate checks. Vendors have found rebate cards have value on receipt. The lowest rebate is \$30 and B. Kane has not heard anything negative about the cards. She agreed to inquire as to customer satisfaction surveys.

M. Dudley presented an overview of HVAC equipment rebates and reviewed changes. He said the Federal standards have increased. All rebates are listed on the Cape Light Compact Website. The Cape Light Compact Facebook page contains deal tips and there is an on-line lighting catalogue available. B. Kane will keep the Board up-dated on pop-up and potential turn-in events.

M. Downey reported that the Compact is in the last year of its second 3-year Plan. She anticipates it will be a very busy year for staff and will require monthly Board meetings. She noted key dates for the 2015 compliance timeline. The Board will be meeting monthly, except for the month of August in 2015.

- 2016-2018 Residential Program Discussion

M. Song reviewed the existing programs and plans for 2016-18. There was discussion about Cape Light Compact providing services to natural gas customers. M. Downey reviewed history of Cape Light Compact's services to gas customers, which was approved by the DPU in the 2013-2015 Energy Efficiency Plan. There has been a policy change at National Grid (NGrid) whereby NGRID prefers to serve residential customers who heat with natural gas, Maggie noted that these customers also pay into the Compact's fund on the electric side as well. Cape Light Compact has three choices. 1) Continue to operate as we do now and provide home energy assessments (audits) to gas customers; 2) Continue to operate as we do now, but transfer the savings benefits to NGrid for a fee, this will increase cost slightly. This practice is not uncommon; 3) Change Compact protocol and no longer provide Home Energy Assessments to natural gas customers. According to the last census 55.6% of Barnstable County ratepayers are gas customers.

Staff recommends option #1, but to enter into discussions with NGRID on option #2. This issue will be decided by the DPU. Propane gas customers are served by Cape Light Compact.

There was discussion about the gas customers contributing into two energy conservation funds and their ability to benefit from both providers. There was discussion about changes in policies and the impact on the budget without gas customers.

The Cape Light Compact's Energy Efficiency Program is in high demand by customers and the whole house budget was exceeded by 20%. A request for an additional \$8,000,000 is being made for 2015.

There was discussion about oil and propane gas customers not contributing if they use no electricity.

There was discussion about non-resident tax-payer meetings. M. Song has met with non-resident taxpayers associations. There was discussion about targeting low-income new construction and ways to get a head of ever changing standards and net zero energy projects.

- 2015 Mid-Term Modification (MTM) Discussion

M. Downey reviewed why the MTM is being requested and noted that a presentation and a vote of support to submit to DPU will be on the February Board Meeting Agenda.

T. Carroll disconnected from the phone at 4:03

ADMINISTRATOR'S REPORT

Chr. Flynn reordered the agenda and took up review of response to Eric Bibler's, Weston CT, Open Meeting Law Complaint.

- Review Proposed Response to Eric Bibler OML Complaint

The Board then reviewed a draft response to E. Bibler, Weston CT 12/13/14 Open Meeting Law Complaint relative to the 11/12/14 Governing Board Meeting.

S. Lyons arrived to the meeting @ 4:03 p.m.

Atty. Eidelman advised the Board that power supply procurement strategy is confidential as outlined in the letter. M. Downey added these are “procurement strategies” and are for multi-year contracts. S. Wollenburg explained not only is it competitive – it is confidential. Suppliers have indicated they will not submit bids to the Compact if this information is disclosed. M. Downey requested a sense of the Board on the letter as drafted. The members expressed their support and affirmation of the draft response.

- Preview of Annual Report to Communities

Agenda item postponed to February Meeting due to time constraints.

- Board Meeting Schedule

The Board discussed the 2015 meeting schedule. The Board will need to plan on meeting on the 2nd Wednesday of every month (except August) in preparation of the next 3-year Energy Efficiency Plan (2016-1018). M. Downey reported additional meetings may be required in the fall.

ADMINISTRATOR’S REPORT

Vendor Contracts

M. Downey reported on the request from the newly elected County Commissioner Cakounes at County Commissioners meeting earlier in the day whether the Cape Light Compact Board has previously approved vendor contracts presented to them for signature. The Board discussed a protocol on contracts to be presented at the February Board meeting for a vote.

Aggregation Plan Update

M. Downey reported approval on the Aggregation Plan Update is before the DPU and an Order has not been issued.

T. Mayo reported he will speak on power supply aggregation during the Energy Conference at the Mass. Municipal Association’s (MMA) Annual Meeting taking place January 22-24, 2015.

CVEC UPDATE

S. Wollenburg reported most PV systems are interconnected and generating electricity. A couple of systems have not yet interconnected. Towns are realizing the benefits and CVEC is currently working with accounting challenges. CVEC has applied for and received a \$1.4 million grant to install a battery back-up system @ Dennis/Yarmouth Regional High School.

R. Elkin expressed his appreciation to Cape Light Compact for assistance completing Wellfleet’s Green Community Application. He said Wellfleet now has Green Community Status and \$135,000. He added that it was Cape Light Compact’s assistance in putting the plan together that did it.

ADJOURNMENT

At 4:35 p.m. R. Schofield moved to adjourn, seconded by F. Fenlon and voted unanimously in favor.

Respectfully submitted,

Karen E. Loura
Administrative Assistant

LIST OF DOCUMENTS & EXHIBITS:

- Meeting Notice/Agenda
- December 10, 2014 Open Session Meeting Minutes
- 2015 Residential Rebate Power Point Presentation Handout
- 2016-2018 Residential and Low-Income Planning Power Point Presentation Handout
- 1/14/15 YTD Expenditure Totals Munis Report
- 2014 EE Budget/Actuals (January – mid December, 2014)
- Cape Light Compact 2015 Energy Efficiency Program Budget
- 2013 Draft Annual Report to Communities – Topic Tabled to next meeting
- Draft Response to E. Bibler’s OML Complaint of 12/13/14