

CAPE LIGHT COMPACT
Minutes of Meeting

Date of Meeting: November, 12, 2008

Attendance: D Anthony, B Bigelow, J Burns, P Cabana, J Cunningham, W Doherty, M Downey, F Fenlon, K Galligan, P Hefler, J Hodgkinson, J Howard, K Johnson, D Keuch, C Kleekamp, C Koblisch, R Mahoney, R Schofield, J Soares, M Song, C Striebel, B Worth, L Stranger, V Marchant, J Voelxen, J Bernstein, M Zielinski, B Kane

Public: P Kenney, G Wattley, J Bigelow, R Andres, P Sieloff

Introductions: R Mahoney introduced James Voelxen, newly appointed Sandwich Alternate governing board member. Later in the meeting he also introduced Vicky Marchant who started on staff as a C&I Program Analyst.

Public Comment: Glen Wattley, President of the Alliance to Protect Nantucket Sound discussed concerns with negotiations with Cape Wind and detailed equipment problems and possible price to be offered for power sale. He also distributed copies of "Save our Sound" folders to all members of the Governing Board.

Minutes: The minutes of meeting held on October 15, 2008 were approved as corrected by D Anthony who noted that the Town of Barnstable did not receive a monetary award for energy efficiency.

Co-Gen- D. Anthony described the working, natural gas fired, internal combustion engine powered co-generation plant that is located at Barnstable High School. There was much interest by various governing board members, concerning this unit and the four others now in place on Cape.

COOP update- Mark Zielinski, County Administrator and also a Director of the C&VEC gave the board an update on status of the COOP. He noted that the favorable IRS letter ruling has been received, but that MDOR has not yet completed their response, although it is not felt that any problem exists. A total of 31 presentations to boards, officials and various committees and other groups to provide information on the COOP have been completed by M Downey to date. Seven towns have approved in Town Meetings the start of process to join the C&VEC. Mr. Zielinski also described the work that has been accomplished with federal officials in Washington DC relative to gaining financial support for project implementation.

Energy Efficiency Update: K Galligan talked about the possible new screening tests being proposed and the reply comments provided by CLC. The Compact has filed a revised program for 2009 in line with the requirements of the Green Community Law which will increase the size of the program by \$2.3 million. The total 2009 program will be approximately \$10 Million.

These increased monetary amounts may cost the average ratepayer on Cape about \$1 per month.

The Compact has scheduled four public hearings to detail the Energy Efficiency program, with the first of these sessions completed on Monday of this week.

By-Law change- The proposed change in the operation of the Compact relative to legal counsel handling issues for both the Compact and other municipal entities was presented for information only at this meeting. Action will be requested at the December Board meeting. F Fenlon noted that this was not included as an agenda item. J Bernstein described conditions where one legal counsel can represent both the Compact and another entity as long as a by-law is in place. This proposed by-law would allow, on a case by case basis for the Compact to approve counsel working for both parties.

Power Supply- J Soares described staff attendance at Boston public hearings to develop rules for the implementation of net metering, with a large number of issues and comments being discussed.

He also attended sessions on the Renewable Energy Act where long term renewable energy contracts by distribution companies were reviewed.

In regard to the recent Dominion Electric offer to gain up to 20,000 Cape customers for a three year contract, we have provided a Consumer Advisory Document pointing out need for customers to read the proposed contract carefully since this contract allows Dominion to add on any items which are approved by governmental bodies. It also points out the \$50 exit fee.

J Soares also noted that NStar went out for portion of their future supply on Nov 4.

335PM- *C Striebel moved to go into Executive Session for the purpose of discussing litigation with stipulation that the Board would return to regular session after.* Motion was seconded by K Johnson and approved unanimously by the governing board. The Board returned to regular session at 410PM

Streetlight Maintenance: M Downey noted that the compilation of contracts along with tabulation of the party receiving Republic Electric reports has not yet been accomplished.

Municipal Load Commitment: M Downey reviewed the possible change in the Intergovernmental Agreement which would commit all members to CLC power supply after a Board Vote to do so, with no ability of individual towns to take other action if they so choose. Such an action could lead to communities leaving the Compact and this is not the intent. After discussion at the Executive Committee level, it was consensus that this should not be done. There was consensus that we will continue to send semi-annual contracts to each municipal entity at any time that rates are going to rise for the future six month period.

Chairman' Report- R Mahoney thanked all board members who participated at the recent turn-in events, noted that he has also met with P Guidice in technical sessions with DPU. He also noted his participation in two of the four Energy Efficiency public hearings.

County Commissioners- On behalf of the County Commissioners, W Doherty invited all Board Members to attend the county Christmas Party on December 17

Future Agenda: F Fenlon requested that at the next meeting the agenda include discussion of the C&VEC by the Compact Treasurer, specifically the CLC funding of C&VEC the sum of \$100,000 up to \$500,000.

Website: M Downey noted that the website for the Cape & Vineyard Electric Coop is operational at the following location: CVECinc.org

Barry R Worth
Secretary