

**Cape Light Compact
Governing Board
Executive Session Meeting Minutes
Wednesday, June 8, 2016**

The Cape Light Compact Governing Board met in Executive Session on Wednesday, June 8, 2016 in the Innovation Room, Open Cape Building, Barnstable County Complex, 3195 Main Street, Barnstable MA 02630 at 4:30 p.m.

PRESENT:

1. Joyce Flynn, Chair, Yarmouth
2. Robert Schofield, Vice-Chair
3. Peter Cocolis, Treasurer, Chatham
4. Ronald Zweig, Secretary, Falmouth
5. Richard Toole, Member at Large, Oak Bluffs – by phone
6. David Anthony, Barnstable
7. Deane Keuch, Brewster
8. Brad Crowell, Dennis
9. Fred Fenlon, Eastham
10. Valerie Bell, Harwich
11. Chris Galazzi, Orleans
12. Joshua Peters, Sandwich
13. Joseph Buteau, Truro
14. Richard Elkin, Wellfleet
15. Sue Hruby, West Tisbury
16. Sheila Lyons, Barnstable County

ABSENT:

17. Paul Pimentel, Edgartown
18. John Alley, Dukes County
19. Thomas Donegan, Provincetown
20. Michael Hebert, Aquinnah
21. Tim Carroll, Chilmark
22. Tisbury - vacant
23. Mashpee - vacant

Members physically present: 15

Members present by phone: 1

LEGAL COUNSEL

Jeff Bernstein, Esq., BCK Law, PC

STAFF PRESENT:

Maggie Downey, Administrator
Austin Brandt, Power Supply Planner
Meredith Miller, Evaluation Manager
Phil Moffitt, Residential Manager
Lindsay Henderson, Analyst
Margaret Song, C&I Program Manager
Linda Stella, Administrative Assistant

At 3:40 p.m. Chr. Flynn moved that the Board enter into Executive Session pursuant to MGL Chapter 30A §21(a) 3 to discuss strategy with respect to pending regulatory litigation relative to the Electric Distribution Companies and Interstate Natural Gas Pipeline Capacity Contracts, DPU 15-181, DPU 16-05 and DPU 16-07, Grid Modernization Plans filed by MA Distribution Companies, DPU 15-120 and 15-122 and the Cape Light Compact's Three-Year Energy Efficiency Plan (DPU 15-166) and in accordance with M.G.L. 30A, §21(a)(3) and §21(a)(10), to review and approve prior executive session meeting minutes for release to the public. I declare that an open session may have a detrimental effect on the Cape Light Compact's litigating position and that disclosure of confidential and competitively-sensitive information will adversely affect its ability to

conduct business in relation to other entities making, selling or distributing electric power and energy. The Governing Board would not return to Open Session at the conclusion of Executive Session.

Seconded by R. Schofield and voted by roll call as follows:

1. S. Lyons – Barnstable County	yes	11. C. Galazzi – Orleans	yes
2. D. Anthony – Barnstable	yes	12. J. Peters – Sandwich	yes
3. R. Schofield – Bourne	yes	13. J. Buteau – Truro	yes
4. D. Keuch – Brewster	yes	14. R. Elkin – Wellfleet	yes
5. P. Cocolis – Chatham	yes	15. S. Hruby – W Tisbury	yes
6. B. Crowell – Dennis	yes	16. J. Flynn – Yarmouth	yes
7. F. Fenlon – Eastham	yes		
8. R. Zweig – Falmouth	yes		
9. V. Bell – Harwich	yes		
10. R. Toole – Oak Bluffs	yes		

APPROVE AND RELEASE EXECUTIVE SESSION MINUTES

After review in accordance with M.G.L. 30A, §§22(f) and (g), C. Galazzi moved the Board vote to approve and release to the public (with no redactions) the following Governing Board meeting minutes because the purpose for which a valid executive session was held has been served and/or the Compact's litigating position is no longer jeopardized by disclosures: July 14, 2010 – as updated; November 17, 2010 – as updated; June 11, 2014; July 9, 2014; September 10, 2014; November 12, 2014; and March 11, 2015, seconded by R. Schofield.

- Chr. Flynn asked if the power supply conversations in the July 9, 2014 and November 12, 2014 minutes needed to still be redacted.
- R. Elkin made an amendment to remove the November 12, 2014 minutes and move to the redacted pile, C. Galazzi seconded.
- D. Anthony asked who should be approving these minutes as many members were not present for those minutes.
- J. Bernstein stated that the Board is just confirming whether there is a need for continued confidentiality, but stated that the Board would have to approve each of the minutes separately with the exception of the July 14, 2010 and November 17, 2010 minutes as those were already approved.
- C. Galazzi and R. Schofield withdrew their initial motion.

R. Zweig moved the Board to release the minutes of July 14, 2010 and November 17, 2010 as approved, seconded by P. Cocolis, voted by roll call as follows:

1. S. Lyons – Barnstable County	yes	12. J. Peters – Sandwich	yes
2. D. Anthony – Barnstable	yes	13. J. Buteau – Truro	yes
3. R. Schofield – Bourne	yes	14. R. Elkin – Wellfleet	yes
4. D. Keuch – Brewster	yes	15. S. Hruby – W Tisbury	yes
5. P. Cocolis – Chatham	yes	16. J. Flynn – Yarmouth	yes
6. B. Crowell – Dennis	yes		
7. F. Fenlon – Eastham	yes		
8. R. Zweig – Falmouth	yes		
9. V. Bell – Harwich	yes		
10. R. Toole – Oak Bluffs	yes		
11. C. Galazzi – Orleans	yes		

Motion carried in the affirmative (16-0-1)

After review in accordance with M.G.L. 30A, §§22(f) and (g), B. Crowell moved the Board vote to approve and release to the public (with no redactions) the minutes of June 11, 2014 because the purpose for which a valid executive session was held has been served and/or the Compact's litigating position is no longer jeopardized by disclosures, seconded by P. Cocolis, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | abs |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (9-0-7)

After review in accordance with M.G.L. 30A, §§22(f) and (g), P. Cocolis moved the Board vote to approve and release to the public (with no redactions) the minutes of July 9, 2014 because the purpose for which a valid executive session was held has been served and/or the Compact's litigating position is no longer jeopardized by disclosures, seconded by C. Galazzi, voted by roll call as follows:

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|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | abs | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | abs | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (9-0-7)

After review in accordance with M.G.L. 30A, §§22(f) and (g), B. Crowell moved the Board vote to approve and release to the public (with no redactions) the minutes of September 10, 2014 because the purpose for which a valid executive session was held has been served and/or the Compact's litigating position is no longer jeopardized by disclosures, seconded by R. Schofield, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | abs | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |

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|---------------------------|-----|
| 10. R. Toole – Oak Bluffs | yes |
| 11. C. Galazzi – Orleans | abs |

Motion carried in the affirmative (10-0-6)

After review in accordance with M.G.L. 30A, §§22(f) and (g), P. Cocolis moved the Board vote to approve and release to the public (with no redactions) the minutes of November 12, 2014 because the purpose for which a valid executive session was held has been served and/or the Compact’s litigating position is no longer jeopardized by disclosures, seconded by R. Schofield, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | abs | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | abs |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (9-0-7)

After review in accordance with M.G.L. 30A, §§22(f) and (g), R. Schofield moved the Board vote to approve and release to the public (with no redactions) the minutes of March 11, 2015 because the purpose for which a valid executive session was held has been served and/or the Compact’s litigating position is no longer jeopardized by disclosures, seconded by R. Zweig, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (11-0-5)

After review in accordance with M.G.L. 30A, §§22(f) and (g), C. Galazzi moved the Board vote to approve and release to the public (with no redactions) the minutes of June 11, 2014; July 9, 2014; September 10, 2014; March 11, 2015 because the purpose for which a valid executive session was held has been served and/or the Compact’s litigating position is no longer jeopardized by disclosures, seconded by B. Crowell, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|--------------------------|-----|
| 1. S. Lyons – Barnstable County | yes | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | yes |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |

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|---------------------------|-----|---------------------------|-----|
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | yes | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | yes | | |

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

REDACTED EXECUTIVE SESSION MINUTES

R. Zweig asked why the Board is releasing minutes that are redacted. M. Downey stated that public entities have been encouraged by the State to release minutes, even if they are redacted, to show good faith of meeting the Open Meeting Law.

J. Bernstein advised the Board to vote to approve each set of minutes individually given that not all Board Members were in attendance at each meeting. The Board can then do one vote to authorize the release of the approved redacted minutes.

B. Crowell moved the Board to approve the minutes of August 14, 2013 seconded by R. Schofield, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (11-0-5)

P. Cocolis moved the Board to approve the minutes of November 20, 2013 seconded by R. Schofield, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (11-0-5)

R. Schofield moved the Board to approve the minutes of October 8, 2014 seconded by B. Crowell, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | abs |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | abs |
| 5. P. Cocolis – Chatham | yes | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (10-0-6)

R. Schofield moved the Board to approve the minutes of November 18, 2015 seconded by B. Crowell, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | yes |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | abs | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | abs | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (12-0-4)

R. Schofield moved the Board to approve the minutes of March 10, 2016 seconded by P. Cocolis, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|---------------------------|-----|
| 1. S. Lyons – Barnstable County | abs | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | abs |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | abs | 15. S. Hrubby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | abs | | |
| 9. V. Bell – Harwich | yes | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (11-0-5)

B. Crowell moved the Board to approve the minutes of April 13, 2016 seconded by R. Elkin, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|--------------------------|-----|
| 1. S. Lyons – Barnstable County | yes | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | yes |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hruby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | yes | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (15-0-1)

R. Schofield moved the Board to approve the minutes of May 11, 2016 seconded by P. Cocolis, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|--------------------------|-----|
| 1. S. Lyons – Barnstable County | yes | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | yes |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hruby – W Tisbury | abs |
| 6. B. Crowell – Dennis | abs | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | yes | | |
| 9. V. Bell – Harwich | yes | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | abs | | |

Motion carried in the affirmative (13-0-3)

P. Cocolis moved the Board to release the redacted minutes of August 14, 2013; November 20, 2013; October 8, 2014; November 18, 2015; March 10, 2016; April 13, 2016; May 11, 2016; November 12, 2014 seconded by R. Schofield, voted by roll call as follows:

- | | | | |
|---------------------------------|-----|--------------------------|-----|
| 1. S. Lyons – Barnstable County | yes | | |
| 2. D. Anthony – Barnstable | yes | 12. J. Peters – Sandwich | yes |
| 3. R. Schofield – Bourne | yes | 13. J. Buteau – Truro | yes |
| 4. D. Keuch – Brewster | yes | 14. R. Elkin – Wellfleet | yes |
| 5. P. Cocolis – Chatham | yes | 15. S. Hruby – W Tisbury | yes |
| 6. B. Crowell – Dennis | yes | 16. J. Flynn – Yarmouth | yes |
| 7. F. Fenlon – Eastham | yes | | |
| 8. R. Zweig – Falmouth | abs | | |
| 9. V. Bell – Harwich | yes | | |
| 10. R. Toole – Oak Bluffs | yes | | |
| 11. C. Galazzi – Orleans | yes | | |

Motion carried in the affirmative (15-0-1)

[REDACTED]

[REDACTED]

[REDACTED]

Due to time the Board deferred discussion on Item 3 and 4 of the Executive Session Agenda to a future meeting.

At 5:08 p.m., R. Schofield made a motion to leave Executive Session and adjourn the meeting, seconded by P. Cocolis, unanimously approved.

Respectfully submitted,
Linda Stella

LIST OF DOCUMENTS & EXHIBITS

- Meeting Notice/Agenda
- Presentation on NGRID Agreement