

Cape Light Compact

Tel: (508) 375-6644 • Fax: (508) 362-4136 www.capelightcompact.org

POST OFFICE BOX 427 · BARNSTABLE SUPERIOR COURT HOUSE · BARNSTABLE, MASSACHUSETTS 02630

Cape Light Compact Governing Board Meeting

DATE:

Wednesday, December 10, 2014

LOCATION:

Rooms 11&12, Superior Courthouse, Barnstable

TIME:

2:00-4:30 p.m.

AGENDA

2:00 Public Comment

2:10 Approval of Minutes

2:20 Treasurer's Report

2:30 Administrator's Report

2:40 Open Nominations for 2015 Executive Committee Members

3:00 Open Session Vote on Entry into Executive Session and Required Declarations of the Chair – (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 Section 21(a)(10) for the purpose of approving past Compact Executive Session Minutes

Cape Light Compact Governing Board Wednesday, November 12, 2014 Open Session Meeting Minutes

The Governing Board of the Cape Light Compact met on Wednesday, November 12, 2014 in Rooms 11 & 12, Superior Court House, 3195 Main Street, Barnstable, MA 02630.

PRESENT WERE:

- 1. Dr. Joyce Flynn, Chairwoman, Yarmouth
- 2. Peter Cocolis, Treasurer, Chatham
- 3. Barry Worth, Secretary, Harwich
- 4. William Doherty, Barnstable County
- 5. David Anthony, Barnstable @ 2:55 p.m.
- 6. Deane Keuch, Brewster
- 7. Timothy Carroll, Chilmark remote participation by phone
- 8. Brad Crowell, Dennis remote participation by phone
- 9. Fred Fenlon, Eastham
- 10. Paul Pimentel, Edgartown
- 11. Ronald Zweig, Falmouth
- 12. Thomas Mayo, Mashpee
- 13. Richard Toole, Oak Bluffs
- 14. Thomas Donegan, Provincetown remote participation by phone
- 15. Everett Horn, Sandwich
- 16. Peter Fontecchio, Truro
- 17. Sue Hruby, W. Tisbury remote participation by phone

LEGAL COUNSEL:

Jeffrey Bernstein, Esq., BCK Law, PC

STAFF PRESENT:

Maggie Downey, Compact Administrator Kevin Galligan, Program Manager 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

Gail Azulay, EM&V Analyst

Debbie Fitton, Energy Education Coordinator

Karen Loura, Administrative Assistant

OTHERS

CALL TO ORDER

With a quorum of the Board present, Chr. Flynn called the meeting to order noting that the agenda had been duly posted pursuant to the Open Meeting Law on the Cape Light Compact Website and the exterior meeting notice board at the Superior Court House.

PUBLIC COMMENT

W. Doherty spoke about his pleasure being a part of the Cape Light Compact Governing Board and thanked his fellow members. He expects lasting fond memories of the Cape Light Compact Board. His last meeting will be in December.

ABSENT WERE:

- 18. Michael Hebert, Aquinnah
- 19. Robert Schofield, Vice-Chair, Bourne
- 20. Peter Cabana, Member at Large, Dukes County
- 21. Orleans, Vacant
- 22. Tisbury, Vacant
- 23. Richard Elkin, Wellfleet

CONSIDERATION OF MEETING MINUTES

B. Worth submitted the October 8, 2014 Open Session Minutes for consideration. Peter Cocolis moved to accept the minutes as presented, seconded by Deane Keuch and voted unanimously by roll call as follows:

1.	W. Doherty, Barnstable County	Yes	9. B. Worth, Harwich	Yes
2.	D. Keuch, Brewster	Yes	10. T. Mayo, Mashpee	Yes
3.	P. Cocolis, Chatham	Yes	11. R. Toole, Oak Bluffs	Yes
4.	T. Carroll, Chilmark	Yes	12. T. Donegan, Provincetown	Yes
5.	B. Crowell, Dennis	Yes	13. E. Horn, Sandwich	Yes
6.	F. Fenlon, Eastham	Yes	14. P. Fontecchio, Truro	Yes
<i>7</i> .	P. Pimentel, Edgartown	Abs	15. S. Hruby, W. Tisbury	Yes
8.	R. Zweig, Falmouth	Yes	16. J. Flynn, Yarmouth	Yes
	Motion carried in the affirmative	(15-0-1)		

ENERGY EFFICIENCY PROGRAM

• LED Streetlight Presentation

K. Galligan, Program Manager provided a Power Point Presentation to update the Board on the LED Streetlight Retrofit Program (Attachment A).

• Municipal Incentive Cap

S. Wollenburg provided a Power Point Presentation providing the background on the Municipal Incentive Cap (Attachment C). *T. Mayo moved the Board vote to continue with the \$150,000 Municipal Incentive Cap, seconded by P. Fontecchio. T. Mayo requested the motion be amended to include the following reasons:*

- 1. Savings that accrue from these projects benefit all tax payers
- 2. Projects are cost effective and Compact is required by MGL to pursue all cost effective projects
- 3. Municipal entities face unique barriers as defined in 2003 Energy Efficiency Plan (EEP)
- 4. Maintaining the cap at \$150,000 keeps the Compact Board informed of projects

Motion amended by agreement. The Board then voted by roll call as follows:

1. W. Doherty, Barnstable County	Yes	10. B. Worth, Harwich	Yes
2. D. Anthony, Barnstable	Yes	11. T. Mayo, Mashpee	Yes
3. D. Keuch, Brewster	Yes	12. R. Toole, Oak Bluffs	Yes
4. P. Cocolis, Chatham	Yes	13. T. Donegan, Provincetown	Yes
5. T. Carroll, Chilmark	Yes	14. E. Horne, Sandwich	Yes
6. B. Crowell, Dennis	Yes	15. P. Fontecchio, Truro	Yes
7. F. Fenlon, Eastham	Yes	16. S. Hruby, W. Tisbury	Yes
8. P. Pimentel, Edgartown	Yes	17. J. Flynn, Yarmouth	Yes
9. R. Zweig, Falmouth	Yes		
Motion Carried in the affirmative (1)	7-0-0).		

CHILL YOUR BILL UPDATE

L. Henderson distributed Chill Your Bill Posters to members for posting within their communities.

CAPE LIGHT COMPACT WEBSITE

L. Henderson provided an overview of the newly designed Cape Light Compact Website expected to be activated within the next couple of weeks.

TREASURER'S REPORT

P. Cocolis provided the October year-to-date budget. He said spending is where it ought to be. T. Mayo asked to add a column showing the percentages spent. Operating Budget is in good shape. It is a Fiscal Year budget.

CHAIRMAN'S REPORT

ADMINISTRATOR'S REPORT

DPU 14-69

DPU decision by hearing officer is to deny the request of the Attorney General (AG). The AG has appealed to the full Commission. CLC will file objection to it. The Hearing Officer has issued the schedule.

CVEC Update

M. Downey informed the Board that Round 1 & Round II PV Development is on track.

Other Post-employee Benefits (OPEB)

M. Downey informed the Board that misinformation about OPEB obligation was discussed at the Assembly of Delegates by a member of the public. The Compact's OPEB obligation included in budget was based on best known information at that time because the OPEB obligation included in the Compact's audit was not known at the time of budget preparation, this will likely always be the case.

Barnstable County Assembly of Delegates

- M. Downey reported the Sandwich Assembly of Delegates representative was on the Sandwich Selectmen's Agenda last Thursday to provide a CVEC update. His update focused mainly on the Cape Light Compact, and he noted, among other things, that the Compact should become a County Department and that the Assembly of Delegates should have authority over the Cape Light Compact Budget.
- S. Hruby said she does not believe Dukes County towns would be in agreement with Assembly of Delegates asserting authority over Cape Light Compact.
- M. Downey noted that the Compact may need to budget for expenses that have historically been provided by Barnstable County in the upcoming budget. Historically the County Commissioners saw Cape Light Compact as part of a regional service and that those funds would be better used in the delivery of the energy efficiency program. W. Doherty said the subsidy was provided to help the organization get started.

OPEN SESSION VOTE ON ENTRY INTO EXECUTIVE SESSION

- J. Flynn proposed an Executive Session as follows:
- 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 and Compact Executive Committee Executive Session Minutes. She stated 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 in Open Session at the conclusion of the Executive Session this day. The next meeting is scheduled for December 10, 2014. *R. Zweig moved the Board vote to enter into Executive, seconded by P. Pimentel by roll call vote as follows:*

		•	<i>3</i>	
1.	W. Doherty, Barnstable County	Yes	9. R. Zweig, Falmouth	Yes
2.	D. Anthony, Barnstable	Yes	10. B. Worth, Harwich	Yes
3.	D. Keuch, Brewster	Yes	11. T. Mayo, Mashpee	Yes
4.	P. Cocolis, Chatham	Yes	12. R. Toole, Oak Bluffs	Yes
5.	T. Carroll, Chilmark	Yes	13. T. Donegan, Provincetown	Yes

6.	B. Crowell, Dennis	Yes	14. E. Horn, Sandwich	Yes
7.	F. Fenlon, Eastham	Yes	15. P. Fontecchio, Truro	Yes
8.	P. Pimentel, Edgartown	Yes	16. S. Hruby, W. Tisbury	Yes
			17. J. Flynn, Yarmouth	Yes

Motion carried in the affirmative (17-0-0). Staff and counsel were permitted to remain.

Respectfully submitted,

Karen E. Loura Administrative Assistant

LIST OF DOCUMENTS & EXHIBITS:

- Meeting Notice/Agenda
- Draft 10/8/14 Open Session Meeting Minutes
- Municipal LED Streetlight Project Wrap-up & Transition to O&M Power Point Presentation by Kevin Galligan, dated 11/12/14.
- Siemen's Industry Inc. Cape Light Compact LED Streetlight Project Article dated 7/14.
- LED Streetlight tables 1, 2 & 3 Savings, Billing Revision Status and Credits for Billing Revision Delay.
- Municipal Energy Efficiency Incentive Cap Review Power Point Presentation by S. Wollenburg dated 11/5/14.
- 2014 Budget (Based on Three-year Plan) / 2014 Actuals (January through October) Comparison
- Cape Light Compact Operating Fund 11/12/14 Year-to-Date Budget Report.
- Copy of 11/5/14 BCK Law letter to DPU re: DPU 14-117

Reviewed by B. Worth, Secretary on 12/8/14.

FOR 2015 05

CCOUNTS FOR: 120 CAPE LIGHT	COMPACT				
	TRANFRS/ADJSMTS	REVISED BUDGET	YTD EXPENDED	AVAILABLE BUDGET	% USED

)74 CAPE LIGHT	COMPACT OPERTG FUND					
174 5100	CLC OPERTG FD-SALARIES					
	0.00 235,000.00	235,000.00	84,958.33	0.00	150,041.67	36,2%
174 5213	CLC OPERTG FD-TELEPHONES					
	0.00 3,000.00	3,000.00	0.00	0.00	3,000.00	. 0%
174 5233	CLC OPERTG FD-AUDIT/ACCT	G SVCS				
	0.00 40,000.00	40,000.00	1,750.00	0.00	38,250.00	4.4%
174 5235	CLC OPERTG FD-LEGAL SERV	ICES				
	0.00 430,302.00	430,302.00	177,238.43	0.00	253,063.57	41.2%
74 5238	CLC OPERTG FD-IT COUNTY	SUPPRT				
	0.00 24,000.00	24,000.00	0.00	0.00	24,000.00	. 0%
74 5239	CLC OPERTG FD-CONTRACTUA	ட				
	0.00 64,856.34	64,856.34	26,227.21	15,515.13	23,114.00	64.4%*
74 5281	CLC OPERTG FD-OUTSTATE TO	RAVEL				
	0.00 6,000.00	6,000.00	936.51	0.00	5,063.49	15.6%
74 5282	CLC OPERTG FD-IN STATE T	RAVEL				
	0.00 17,700.00	17,700.00	6,136.53	1,700.00	9,863.47	44.3%*
74 5291	CLC OPERTG FD-ADVERTISING	3				
	0.00 34,500.00	34,500.00	9,394.53	5,836.23	19,269.24	44.1%*
74 5293	CLC OPER-OUTRCH/MARKETG (CONTRC				
	0.00 63,865.00	63,865.00	38,444.00	25,346.00	75.00	99.9%*
74 5294	CLC OPERTG FD-FREIGHT/SH	I PPG				
	0.00 250.00	250.00	74.17	0.00	175.83	29.7%
74 5295	CLC OPERTG FD-PRINTG/COPY	(G				
	0.00 8,627.15	8,627.15	0.00	1,627.15	7,000.00	18.9%
74 5298	CLC OPERTG-LED ST LIGHTS-	CONTR				
	0.00 135,871.45	135,871.45	29,758.14	0.00	106,113.31	21.9%
74 5361	CLC OPERTG FD-POSTAGE					
	0.00 12,888.79	12,888.79	1,883.77	1,346.88	9,658.14	25.1%
74 5421	CLC OPERTG FD-SPONSORSHIE	S				
	0.00 16,000.00	16,000.00	12,000.00	0.00	4,000.00	75.0%*
74 5429	CLC OPERTG FD-SUBSCRIPTION	NS				
	0.00 2,500.00	2,500.00	2,326.00	0.00	174.00	93.0%*
74 5433	PUBLIC OFFICIALS INSURANCE	Œ				
	0.00 7,328.55	7,328.55	6,764.94	563,61	0.00	100.0%*
74 5463	CLC OPERTG FD-EQUIP RENTA	T				
	0.00 4,950.00	4,950.00	0.00	0.00	4,950.00	. 0%
74 5469	CLC OPERTG FD-MISC RENTAL	S				
	0.00 50.00	50.00	50.00	0.00	0.00	100.0%*
4 5490	CLC OPERTG FD-CVEC MEMB C	ONTRB				
	0.00 403,455.00	403,455.00	403,455.00	0.00	0.00	100.0%*

owney

/10/2014 13:01 | Barnstable County *EXPENDITURE TOTALS P 2 glytdbud

OR 2015 05

COUNTS	FOR:	120	CAPE	LIGHT	COMPACT
--------	------	-----	------	-------	---------

	ORIGINAL APPROP	TRANFRS/ADJSMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	% USED
4 5559	CL	C OPERTG FD-COMPUTER	EQUIP				
	0.00	1,441.86	1,441.86	0.00	1,441.86	0.00	100.0%*
4 5981	CL	C OPERTG FD-RETIREME	INT				
	0.00	35,000.00	35,000.00	35,000.00	0.00	0.00	100.0%*
4 5983	CLO	C OPERTG FD-GRP INSU	R				
	0.00	21,000.00	21,000.00	9,332,77	0.00	11,667.23	44.4%*
4 5984	CLC	OPERTG FD-MEDICARE					
	0.00	800.00	800.00	1,202.58	0.00	-402.58	150.3%*
TOTA	L CAPE LIGHT COMPAC	CT OPERT					
	0.00	1,569,386.14	1,569,386.14	846,932.91	53,376.86	669,076.37	57.4%

2014 Budgeted (Based on Three-year Plan)

Program	PA Costs											
		PPA	Ι	Marketing		Incentives	Γ	STAT		EMV		Total PA Costs
Residential (total)	8 68	\$913,07		\$558,534		\$12,175,798		\$1,415,520	100	\$1,111,177		\$16,174,10
Residential Whole House	5	632,158				9,815,491	1\$	660,297		906,123		12,217,864
Residential New Construction	\$	18,758							\$	17,025		
Residential Multi-Family Retrofit	\$	27,926			-	500,000			\$	84,356		
Residential Home Energy Services	\$	585,474	1 \$	143,033	\$	9,048,491	\$	438,380	\$	804,741	\$	11,020,120
Residential Behavior/Feedback	\$	2.5%	\$		\$	117,000	\$	88,950	\$		\$	220,950
2. Residential Products	\$	149,078	\$	127,601	\$	2,305,307	\$	436,332	5	193,664	\$	3,211,982
Residential Cooling & Heating Equipment	\$	57,108	\$	17,488	\$	1,040,841	\$	81,106	\$	41,010	\$	1,237,554
Residential Lighting	\$	69,397	\$	85,176	\$	1,053,466	\$	158,996	\$	116,674	\$	1,483,709
Residential Consumer Products	\$	22,573	\$	24,936	\$	211,000	\$	196,230	\$	35,980	\$	490,719
Residential Hard-to-Measure	\$	131,838	\$	227,138	\$	55,000	\$	318,891	\$	11,389	\$	744,255
Residential Statewide Marketing	\$	-	1\$	102,138	\$	•	\$	-	\$		\$	102,138
Residential DOER Assessment	15	115,523	S		s		s		s	11,389	\$	126,913
Residential EEAC Consultants	\$	-	1 \$		\$		\$		\$	8 5 K 4 C 1	\$	
Residential Sponsorship & Subscriptions	\$	16,313	S		\$		\$		\$		15	16,313
Residential HEAT Loan	1 \$		s	-	\$	-	\$	214.891	\$		s	214,891
Residential Workforce Development	15		İs		\$		s	89.000	\$	- 0x	\$	89,000
Residential R&D and Demonstration	1		Š		Š	55,000	Š	15,000	Š		s	70,000
Residential Education	İŝ		Š	125,000	s		ŝ	10,000	s		Š	125,000
Low-income (total)	6390	\$228,995		\$74,772	Ť	\$1,996,342		\$612,549	-	\$173,950	1000	\$3,086,609
4. Low-Income Whole House	13	169.017	S	28.158	\$	1,996,342		612,549	\$	170,981	3	2,977,047
Low-Income New Construction	s	5,065	\$	694	\$	145,000	\$	1,217	\$	10,780	\$	162,756
Low-Income Single Family Retrofit	İŝ	133,634	š	23.310	s	1,342,207	š	489,499	\$	135,358	ŝ	2,124,009
Low-Income Multi-Family Retrofit	s	30,318	ŝ	4.154	Š	509.135	ŝ	121,833	\$	24,843	\$	690,283
5. Low-Income Hard-to-Measure	5	59.978	5	46,614	3	309,133	3	121,033	5	2,970	131	109.561
Low-Income Statewide Marketing	\$	00,070	s	23,364	\$	ACTION DESCRIPTION	\$	AND DESCRIPTION OF THE PERSON	5	2,510	S	23,364
Low-Income DOER Assessment	s	21,228	š	20,004	ŝ		\$		\$	2.970	\$	
Low-Income Energy Affordability Network	\$	38,750	_	23,250	\$		\$		\$	2,970	S	24,197
	3	\$819.316	3	\$182,239	3	040 404 050		-	Þ	-	3	62,000
Commercial & Industrial (total) 5. C&I New Construction	3	169,911	-		-	\$13,494,235		\$1,139,605	646	\$686,006		\$16,321,402
C&I New Construction	3	169,911		27,345 27,345	\$	1,750,000	\$	377,335 377,335	\$	224,928 224,928	\$	2,549,519 2,549,519
7. C&I Retrofit	\$	562,706		92,444	\$	11,744,235	\$	762,271	\$	451,488	S	13.613.143
C&I Retrofit	\$	258,075	\$	36,346	S	8,377,235	\$	379,491	\$	220,154	\$	9,271,300
C&I Direct Install	Š	304,630	Š	56,098	ŝ	3,367,000	Š	382,780	Š	231,334	\$	4.341.843
3. C&I Hard-to-Measure	8	86,699	S	62,450	\$	Boyen Original India	S	GREAT TOTAL TRANS	5	9,591	Š	158,740
C&I Statewide Marketing	\$		\$	62,450	\$		\$	- 1	\$		\$	62,450
C&I DOER Assessment	ŝ	60.128	\$	-	\$		\$		\$	9,591	s	69,719
C&I EEAC Consultants	\$		\$		\$		\$		\$	3,001	\$	
C&I Sponsorships & Subscriptions	\$	26,571	Š		\$		\$		\$		\$	26,571
GRAND TOTAL	_	1,961,383	EWE	\$815,546	8631	\$27,866,375	river	\$3,167,675	·-	1,971,133		\$35,582,112

Source:
G\12-001 Compact Efficiency 2012\2013-2015 EEP\20121102 & 12.20 DPU 12-107 Proceeding\2013.02.21 Compliance Filing\DPU 12-107_CLC_Exh. 4
COMPLIANCE_2013-2015 08-50 Tables_Expanded_2013.02.13.xlsx

2014 Actuals (January Through November)

Program		PA Costs											
Program		PPA		Marketing	Г	Incentives	Т	STAT		EMV		Total PA Costs	
Residential (total)	(50 SE	\$678,749	870	\$393,051	100	\$10,713,218	989	\$1,290,509	1000	\$697,008		\$13,772,534	
Residential Whole House	- 5	466,165		113,829	\$	9,162,591	\$	484,319		470,101	5	10,697,004	
Residential New Construction	\$	13,833	\$	7,822	\$	143,782	\$	75,714		10,413	\$	251,562	
Residential Multi-Family Retrofit	\$	20,593	\$	4,066	\$	200,717	\$	28,199	\$	29,080	\$	282,656	
Residential Home Energy Services	\$	431,739	\$	98,441	\$	8,726,042	\$	291,456	\$	430,608	\$	9,978,286	
Residential Behavior/Feedback	\$	•	\$	3,500	\$	92,050	\$	88,950	\$	-	\$	184,500	
2. Residential Products	5	109,933	\$	91,162	5	1,550,627	3	275,887	\$	221,797	\$	2,249,405	
Residential Cooling & Heating Equipment	\$	42,112	\$	13,172	\$	690,985	\$	74,375	\$	59,397	\$	880,041	
Residential Lighting	\$	51,175	\$	57,758	\$	720,677	\$	105,799	\$	138,775	\$	1,074,184	
Residential Consumer Products	\$	16,646	\$	20,231	\$	138,965	\$	95,713	\$	23,626	\$	295,181	
3. Residential Hard-to-Measure	\$	102,651	\$	188,061	\$	JERNA MALAINI	\$	530,303	\$	5,109	\$	826,124	
Residential Statewide Marketing	\$		\$	97,292	\$		\$		\$		\$	97,292	
Residential DOER Assessment	\$	100,059	\$		\$		\$		\$	5,109	\$	105,169	
Residential EEAC Consultants	\$		\$		\$		\$	The second second	\$	27/12	\$		
Residential Sponsorship & Subscriptions	\$	2,592	\$		\$		\$	- 0	\$	waster -	\$	2,592	
Residential HEAT Loan	\$		\$	11 - 2 - 9	5		\$	523,937	\$	-	\$	523,937	
Residential Workforce Development	S		\$		\$	1077	8	2,531	\$		\$	2,531	
Residential R&D and Demonstration	\$		\$	-	s		s	3,835	\$		\$	3,835	
Residential Education	s		\$	90.768	Š		s		S		\$	90,768	
Low-income (total)	ACCUPATION TO SERVICE	\$149,339	000	\$48,869	APERT	\$1,448,919	2000	\$309,177	06500	\$58,295	DECEMBER 1	\$2,014,599	
4. Low-Income Whole House	15	119,600	\$	25,747	\$	1,448,919	3	309.177	3	56,964	\$	1,960,407	
Low-Income New Construction	S	3.584	\$	642	\$	1.753	s	924	\$	3,833	\$	10.736	
Low-Income Single Family Retrofit	\$	94,562	ŝ	21,263	Š	1,313,880	\$	270,731	\$	41,908	\$	1,742,344	
Low-Income Multi-Family Retrofit	\$	21,454	S	3.842	Š	133,286	Š	37,523	\$	11,223	\$	207,328	
5. Low-income Hard-to-Measure	5	29.739	150	23,122	3	100,200	S	TOPOR CHEW THE	S	1.331	5	54,192	
Low-Income Statewide Marketing	s	-	S	15,953	S		s		\$	-	\$	15.953	
Low-Income DOER Assessment	\$	17.790	\$		\$	Let USE	\$		\$	1,331	\$	19.121	
Low-Income Energy Affordability Network	1 8	11,949	\$	7,170	\$	100	\$		\$	1,001	\$	19,119	
Commercial & Industrial (total)	MANUAL SERVICE	\$572,257	756000	\$152,678	-tites	\$9,466,086	SHARE	\$628,205	spirites:	\$733,754	Ψ.	\$11,552,979	
6. C&I New Construction		111.588	•	21.699	3	1,174,368	8	222.888	•	187,897	\$	1,718,440	
C&I New Construction	\$	111,588	S	21,699	\$	1,174,368	\$	222,888	\$		\$	1,718,440	
7. C&I Retrofit	3	369,553	1510	75,084	153	8.291,718	Š	405,317	S		S	9,683,235	
C&I Retrofit	5	169,489	\$	32,857	\$	5,573,556	\$	188,768	\$	249,983	\$	6,214,653	
C&I Direct Install	\$	200,064	\$	42,227	\$	2,718,163	\$	216,548	\$		\$	3,468,582	
8. C&I Hard-to-Measure	\$	91,115	\$	55,895	\$	Shelik ho	\$		\$	4,293	\$	151,304	
C&I Statewide Marketing	\$		\$	55,895	\$		\$		\$		\$	55,895	
C&I DOER Assessment	\$	90,925	\$	- U	\$, 11-1	\$	-	\$	4,293	\$	95,219	
C&I EEAC Consultants	\$		\$	• 72	\$		\$. O	\$	- 8	\$	·	
C&I Sponsorships & Subscriptions	\$	190	\$		\$	diam'r.	\$	2001	\$	11-11	\$	190	
GRAND TOTAL	100	\$1,400,344	3	\$594,598	100	\$21,628,224	Same.	\$2,227,891	553	\$1,489,056	e W	\$27,340,112	

2014 Percent Variance

Program	PA Costs									
	PPA	Marketing	Incentives	STAT	EMV	Total PA Costs				
Residential (total)	74.3%	70.4%	88.0%	91.2%	62.7%	85.2				
Residential Whole House	73.7%	55.9%	93.3%	73.3%	51.9%	87.69				
Residential New Construction	73.7%	53.4%	95.9%	85.9%	61.2%	87.29				
Residential Multi-Family Retrofit	73.7%	13.1%	40.1%	62.9%	34.5%	41.19				
Residential Home Energy Services	73.7%	68.8%	96.4%	66.5%	53.5%	90.59				
Residential Behavior/Feedback	0.0%	23.3%	78.7%	100.0%	0.0%	83.59				
2. Residential Products	73.7%	71.4%	67.3%	63.2%	114.5%	70.09				
Residential Cooling & Heating Equipment	73.7%	75.3%	66.4%	91.7%	144.8%	71.19				
Residential Lighting	73.7%	67.8%	68.4%	66.5%	118.9%	72.49				
Residential Consumer Products	73.7%	81.1%	65.9%	48.8%	65.7%	60.29				
Residential Hard-to-Measure	77.9%	82.8%	0.0%	166.3%	44.9%	111.09				
Residential Statewide Marketing	0.0%	95.3%	0.0%	0.0%	0.0%	95.39				
Residential DOER Assessment	86.6%	0.0%	0.0%	0.0%	44.9%	82.99				
Residential EEAC Consultants (6)	0.0%	0.0%	0.0%	0.0%	0.0%	0.09				
Residential Sponsorship & Subscriptions	15.9%	0.0%	0.0%	0.0%	0.0%	15.9%				
Residential HEAT Loan	0.0%	0.0%	0.0%	243.8%	0.0%	243.89				
Residential Workforce Development	0.0%	0.0%	0.0%	2.8%	0.0%	2.8%				
Residential R&D and Demonstration	0.0%	0.0%	0.0%	25.6%	0.0%	5.5%				
Residential Education	0.0%	72.6%	0.0%	0.0%	0.0%	72.6%				
Low-Income (total)	65.2%	65.4%	72.6%	50.5%	33.5%	65.39				
4. Low-Income Whole House	70.8%	91,4%	72.6%	50.5%	33.3%	65.9%				
Low-Income New Construction	70.8%	92.5%	1.2%	75.9%	35.6%	6.6%				
Low-Income Single Family Retrofit	70.8%	91.2%	97.9%	55.3%	31.0%	82.09				
Low-Income Multi-Family Retrofit	70.8%	92.5%	26.2%	30.8%	45.2%	30.0%				
5. Low-Income Hard-to-Measure	49.6%	49.6%	0.0%	0.0%	44.8%	49.5%				
Low-Income Statewide Marketing	0.0%	68.3%	0.0%	0.0%	0.0%	68.39				
Low-Income DOER Assessment	83.8%	0.0%	0.0%	0.0%	44.8%	79.0%				
Low-Income Energy Affordability Network	30.8%	30.8%	0.0%	0.0%	0.0%	30.8%				
Commercial & Industrial (total)	69.8%	83.8%	70.1%	55.1%	107.0%	70.8%				
3. C&I New Construction	65.7%	79.4%	67.1%	59.1%	83.5%	67.4%				
C&I New Construction	65.7%	79.4%	67.1%	59.1%	83.5%	67.4%				
7. C&I Retrofit	65.7%	81.2%	70.6%	53.2%	120.0%	71.1%				
C&I Retrofit	65.7%	90.4%	66.5%	49.7%	113.5%	67.0%				
C&I Direct Install	65.7%	75.3%	80.7%	56.6%	126.0%	79.9%				
B. C&I Hard-to-Measure	105.1%	89.5%	0.0%	0.0%	44.8%	95.3%				
C&I Statewide Marketing	0.0%	89.5%	0.0%	0.0%	0.0%	89.5%				
C&I DOER Assessment	151.2%	0.0%	0.0%	0.0%	44.8%	136.6%				
C&I EEAC Consultants (6)	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%				
C&I Sponsorships & Subscriptions	0.7%	0.0%	0.0%	0.0%	0.0%	0.7%				
GRAND TOTAL	71.4%	72.9%	78.2%	70.3%	75.5%	76.8%				

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:

u un	a voiea by ron can voie as jonows.			
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
<i>7</i> .	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.	

The Cape Light Compact offering will likely be higher than NSTAR for the 1st 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 <u>June 11, 2014</u> Executive Session Meeting Minutes. M. Downey requested a change on page 2, last paragraph, 1st 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
<i>7</i> .	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 <u>July 9, 2014</u> 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 Cour	ıty Yes	10.	T. Mayo, Mashpee	Yes
<i>3</i> .	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 o	carried in the affirmative (14-	0-2)			

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

Respectfully submitted,

Karen E. Loura Administrative Assistant

<u>List of Documents and Exhibits:</u>

Meeting Notice/Agenda 6/11/14 Draft Executive Session Minutes 7/9/14 Draft Executive Session Minutes

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:

1.	P. Cabana, Dukes County	Yes	4. B. Worth, Harwich	Yes
2.	B. Schofield, Bourne	Yes	5. J. Flynn, Yarmouth	Yes
_				

3. P. Cocolis, Chatham Yes

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.

4. P. Cabana, Dukes CountyYes4. B. Worth, HarwichYes5. B. Schofield, BourneYes5. J. Flynn, YarmouthYes

6. P. Cocolis, Chatham Yes 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

Cape Light Compact Governing Board Wednesday, November 12, 2014 Executive Session Meeting Minutes

The Governing Board of the Cape Light Compact met in Executive Session on Wednesday, November 12, 2014 at 4:00 p.m. in Rooms 11 & 12, Superior Court House, 3195 Main Street, Barnstable, MA 02630.

PRESENT WERE:

- 1. Dr. Joyce Flynn, Chairwoman, Yarmouth
- 2. Peter Cocolis, Treasurer, Chatham
- 3. Barry Worth, Secretary, Harwich
- 4. William Doherty, Barnstable County
- 5. David Anthony, Barnstable
- 6. Deane Keuch, Brewster
- 7. Timothy Carroll, Chilmark by phone
- 8. Brad Crowell, Dennis by phone
- 9. Fred Fenlon, Eastham
- 10. Paul Pimentel, Edgartown
- 11. Ronald Zweig, Falmouth
- 12. Thomas Mayo, Mashpee
- 13. Richard Toole, Oak Bluffs
- 14. Thomas Donegan, Provincetown by phone
- 15. Everett Horn, Sandwich
- 16. Peter Fontecchio, Truro
- 17. Sue Hruby, W. Tisbury by phone

LEGAL COUNSEL:

Jeffrey Bernstein, Esq., BCK Law, PC

STAFF PRESENT:

Maggie Downey, Compact 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
Gail Azulay, EM&V Analyst
Debbie Fitton, Energy Education Coordinator
Karen Loura, Administrative Assistant

ABSENT WERE:

- 18. Michael Hebert, Aquinnah
- 19. Robert Schofield, Vice-Chair, Bourne
- 20. Peter Cabana, Member at Large, Dukes County
- 21. Orleans, Vacant
- 22. Tisbury, Vacant
- 23. Richard Elkin, Wellfleet

Open Session Vote on entry into Executive Session

- J. Flynn proposed an Executive Session as follows:
- (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 and Compact Executive Committee Executive Session Minutes. She stated 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 in Open Session at the conclusion of the Executive Session this day. The next meeting is scheduled for December 10, 2014.

R. Zweig moved the Board vote to enter into Executive, seconded by P. Pimentel by roll call vote as follows:

1.	W. Doherty, Barnstable County	Yes	10. B. Worth, Harwich	Yes
2.	D. Anthony, Barnstable	Yes	11. T. Mayo, Mashpee	Yes
3.	D. Keuch, Brewster	Yes	12. R. Toole, Oak Bluffs	Yes
4.	P. Cocolis, Chatham	Yes	13. T. Donegan, Provincetown	Yes
5.	T. Carroll, Chilmark	Yes	14. E. Horn, Sandwich	Yes
6.	B. Crowell, Dennis	Yes	15. P. Fontecchio, Truro	Yes
<i>7</i> .	F. Fenlon, Eastham	Yes	16. S. Hruby, W. Tisbury	Yes
8.	P. Pimentel, Edgartown	Yes	17. J. Flynn, Yarmouth	Yes
9	R Zweig Falmouth	Yes	•	

9. R. Zweig, Falmouth

Motion carried in the Affirmative (17-0-0)

S. Wollenburg reported Cape Light Compact has executed a contract with Nextera to serve commercial and industrial customers and ConEdison Solutions (CES) to serve residential customers. He provided the pricing structure and comparison with NSTAR's rates. Cape Light Compact will be slightly above NSTAR at least for the 1st half of 2015.

CLC discussed the opera	tional adder.
	M. Downey requested a sense of the Board on this issue.

