

**Cape Light Compact, JPE
Board of Directors Meeting
Open Session Meeting Minutes
Friday, May 12, 2017**

The Cape Light Compact JPE Board of Directors met on Friday, May 12, 2017, in the Innovation Room, Open Cape Building, Barnstable County Complex, 3195 Main Street, Barnstable, MA 02630 at 12:41 p.m.

PRESENT WERE:

1. Colin Odell, Chair, Brewster
2. Robert Schofield, Vice-Chair, Bourne
3. Ronald Zweig, Falmouth
4. Peter Cocolis, Chatham
5. Valerie Bell, Harwich
6. Thomas Donegan, Provincetown
7. Sue Hruby, West Tisbury
8. Paul Pimentel, Edgartown
9. Richard Toole, Member at Large, Oak Bluffs – by phone
10. Andrew Gottlieb, Mashpee
11. Rob Hannemann, Chilmark
12. Brad Crowell, Dennis
13. Joshua Peters, Sandwich
14. Jarrod Cabral, Truro
15. Joyce Flynn, Yarmouth

ABSENT WERE:

16. Michael Hebert, Aquinnah
17. Fred Fenlon, Eastham

Members/Alternates physically present:

14

Members present by phone: 1

LEGAL COUNSEL

Jeff Bernstein, Esq., BCK Law, PC

STAFF PRESENT

Maggie Downey, Administrator
Joanne Nelson, Comptroller
Austin Brandt, Power Supply Planner
Phil Moffitt, Residential Program Manager
Margaret Song, Commercial and Industrial Program Manager
Briana Kane, Planning and Evaluation Manager
Jacob Wright, Special Projects Coordinator

PUBLIC PRESENT

Christiane Mason, Wellfleet
Richard Elkin, Wellfleet
Martin Culik, Orleans
David Anthony, Interim Treasurer, Barnstable

Chr. Odell opened the meeting at 12:41 P.M and recognized that one member was participating remotely due to geographic distance.

PUBLIC COMMENT

There were no members of the public present.

Maggie Downey stated that all except Barnstable, Falmouth, Orleans, Tisbury and Wellfleet have now joined the Joint Powers Entity successfully, and welcomed all of the new Directors on board.

CONSIDERATION OF MEETING MINUTES

The Board considered the April 12, 2017 Meeting Minutes. *Andrew Gottlieb moved the board to accept the amended minutes, seconded by Peter Cocolis and voted by roll call as follows:*

- | | | | |
|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | abs | 11. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 12. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 13. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 14. Joyce Flynn – Yarmouth | abs |
| 5. Brad Crowell – Dennis | abs | | |
| 6. Paul Pimentel – Edgartown | abs | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | abs | | |
| 9. Andrew Gottlieb – Mashpee | yes | | |
| 10. Richard Toole – Oak Bluffs | yes | | |

Motion carried in the affirmative (9-0-5)

INTRODUCTION OF COMPACT COMPTROLLER

Joanne Nelson introduced herself to the Joint Powers Entity Governing Board as the new Comptroller for the Compact. She briefly explained her position at the Compact and her current responsibilities. She presented the Board of Directors a scope of work for the Treasurer, and will present a recommendation for the position of Treasurer to the Board at the next meeting.

Robert Schofield moved the board approve the attached scope of services for the Cape Light Compact JPE Treasurer, substantially in the form as presented, and for the Interim Treasurer to present his recommendation for the position of Treasurer to the full Board at its next meeting.

The JPE Administrator is authorized and directed to take all actions necessary to or appropriate to implement this vote, and to execute and deliver all documents as may be necessary to implement this vote. Seconded by Peter Cocolis and voted by roll call as follows:

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|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | yes | 11. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 12. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 13. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 14. Joyce Flynn – Yarmouth | yes |
| 5. Brad Crowell – Dennis | yes | | |
| 6. Paul Pimentel – Edgartown | yes | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | yes | | |
| 9. Andrew Gottlieb – Mashpee | yes | | |
| 10. Richard Toole – Oak Bluffs | yes | | |

Motion carried in the affirmative (14-0-0)

Robert Schofield moved the board authorize the Interim Treasurer, David Anthony, to open the CLCJPE bank accounts, and is directed to take all actions necessary, and/or appropriate to implement this vote. Seconded by Peter Cocolis and voted by roll call as follows:

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|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | yes | 11. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 12. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 13. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 14. Joyce Flynn – Yarmouth | yes |
| 5. Brad Crowell – Dennis | yes | | |
| 6. Paul Pimentel – Edgartown | yes | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | yes | | |
| 9. Andrew Gottlieb – Mashpee | yes | | |
| 10. Richard Toole – Oak Bluffs | yes | | |

Motion carried in the affirmative (14-0-0)

ADMINISTRATOR’S REPORT

Maggie Downey briefly noted that the proposed Human Resources Policies and Procedures manual for the CLCJPE employees is still in rough draft, and that much of the policies and procedures would be very similar to the policies and procedures that govern staff now as County employees.

Maggie Downey went on to reference the upcoming vote on Employer and Employee contribution levels for health insurance, stating that the proposed levels are the same contribution level employees are currently paying while with the county. David Anthony pointed out that it is very difficult to go back once you have decreased employer contributions, and recommended that things stay as they are.

Thomas Donegan moved that the Cape Light Compact employees contribute 25% of the cost of health insurance premiums offered by Cape Cod Municipal Health Group (CCHMG) and that the Compact/employer contribute 75% of the cost of the health insurance premiums offered by CCHMG, and the JPE Administrator is authorized and directed to take actions necessary or appropriate to implement this vote, and to execute and deliver all documents as may be necessary or appropriate to implement this vote. Seconded by Robert Schofield and voted by roll call as follows:

- | | | | |
|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | yes | 11. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 12. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 13. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 14. Joyce Flynn – Yarmouth | yes |
| 5. Brad Crowell – Dennis | yes | | |
| 6. Paul Pimentel – Edgartown | yes | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | yes | | |
| 9. Andrew Gottlieb – Mashpee | yes | | |
| 10. Richard Toole – Oak Bluffs | yes | | |

Motion carried in the affirmative (14-0-0)

Andrew Gottlieb left at 1:43 PM.

DISCUSSION AND POTENTIAL VOTE ON ARTICLE V(D) OF THE JOINT POWERS AGREEMENT

Richard Elkin of Wellfleet stated that he had been asked by his Board of Selectmen to bring the issue of weighted voting before the board, and to request the section regarding weighted voting be stricken from the Joint Powers Agreement, believing it would go a long way in order to secure the votes necessary for Wellfleet to come on board as a member of the Joint Powers Entity. The stated reasoning was that Wellfleet was concerned about potential costs being assessed to the town without its consent. Counsel Jeff Bernstein and several other members explained that a material change of that nature would be problematic at this time, and suggested that the policy the Cape Light Compact had always had was to never assess a financial obligation on a member town without its consent, and there was no reason why the JPE could not adopt a policy to continue this practice shouldn't continue going forward.

Robert Schofield moved that the Board adopt a policy similar to that of the original Cape Light Compact, in that no town would ever be assessed a cost without its consent. Seconded by Peter Cocolis and voted by roll call as follows:

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|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | yes | 10. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 11. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 12. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 13. Joyce Flynn – Yarmouth | yes |
| 5. Brad Crowell – Dennis | yes | | |
| 6. Paul Pimentel – Edgartown | yes | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | yes | | |
| 9. Richard Toole – Oak Bluffs | yes | | |

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

DISCUSSION AND POTENTIAL VOTE ON ADOPTING ROBERTS RULES OF ORDER, NEWLY REVISED

Colin Odell stated that he wished to bring more structure and procedure to the Board Meetings, and suggested Robert’s Rules of Order may be a good way to perform this. Tom Donegan stated that he had serious concerns about Roberts Rules, for one that the Newly Revised Edition is a very thick volume, and it creates a disparity between those individuals who are well versed in the rules versus those who are not. Tom Donegan stated that a better solution may be to adopt one of the more abbreviated sets of rules that Boards of Selectmen typically use, similar to the one Provincetown uses. He suggested that he could provide some examples at the next board meeting, and Colin Odell agreed that may be a good course of action going forward.

ADJOURNMENT

Joyce Flynn moved the board to adjourn, seconded by Peter Cocolis and voted by roll call as follows:

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|--------------------------------|-----|-----------------------------------|-----|
| 1. R. Schofield - Bourne | yes | 10. Thomas Donegan – Provincetown | yes |
| 2. Colin Odell – Brewster | yes | 11. Richard Elkin – Wellfleet | yes |
| 3. Peter Cocolis – Chatham | yes | 12. Sue Hruby – West Tisbury | yes |
| 4. Robert Hannemann – Chilmark | yes | 13. Joyce Flynn – Yarmouth | yes |
| 5. Brad Crowell – Dennis | yes | | |
| 6. Paul Pimentel – Edgartown | yes | | |
| 7. Ronald Zweig – Falmouth | yes | | |
| 8. Valerie Bell – Harwich | yes | | |
| 9. Richard Toole – Oak Bluffs | yes | | |

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

Board adjourned at 2:17 PM.

Respectfully submitted,

Jacob Wright

LIST OF DOCUMENTS AND EXHIBITS:

- Meeting Notice / Agenda
- April 12, 2017 Minutes
- Scope of Services, Cape Light Compact Treasurer
- Cape Light Compact Joint Powers Agreement