

**Cape Light Compact JPE
Governing Board
Executive Session Meeting Minutes
Wednesday, March 28, 2018**

The Cape Light Compact JPE Board of Directors and Executive Committee met on Wednesday, March 28, 2018 in the Martha's Vineyard Conference Room at the Cape Light Compact JPE Offices at 261 Whites Path, Yarmouth MA 02664 at 12:00PM.

Present Were:

1. Robert Schofield, Executive Committee, Bourne
2. Colin Odell, Brewster
3. Peter Cocolis, Executive Committee, Chatham
4. Timothy Carroll, Chilmark – By phone
5. Brad Crowell, Dennis
6. Fred Fenlon, Eastham
7. Paul Pimentel, Edgartown – By phone until in person at 12:40 PM
8. Valerie Bell, Harwich
9. Wayne Taylor, Mashpee
10. Richard Toole, Executive Committee, Oak Bluffs – By phone
11. Martin Culik, Orleans
12. Thomas Donegan, Executive Committee, Provincetown
13. Leanne Drake, Sandwich
14. Richard Elkin, Wellfleet
15. Sue Hruby, West Tisbury – By phone
16. Joyce Flynn, Chair, Yarmouth

Absent Were:

1. David Anthony, Secretary, Barnstable
2. Ronald Zweig, Vice-Chair, Falmouth
3. Michael Hebert, Aquinnah

Members/Alternates

Physically present: 12

Present by phone: 3

Present by phone until physically present: 1

Legal Counsel:

Audrey Eidelman, Esq., BCK Law, P.C.

Jeffrey Bernstein, Esq., BCK Law, P.C.

Staff Present:

Austin Brandt, Senior Power Supply Planner

Briana Kane, Planning and Evaluation Manager

Joanne Nelson, Comptroller

Maggie Downey, Administrator

Margaret Song, C&I Program Manager

Melissa Allard, Senior Administrative Coordinator
Phil Moffit, Residential Program Manager

Open Session Vote on entry into Executive Session pursuant to M.G.L. c. 30A §§21(a)(3) to discuss matters below, to return to open session:

1. Update on Regulatory Litigation and discussion of strategy related to the Compact’s Aggregation Plan, DPU 14-69
2. The Compact’s Request for an Advisory Ruling, DPU 17-95, Potential Vote

Joyce Flynn at 1:44 PM moved to enter into Executive Session pursuant to MGL Chapter 30A §21(a) 3 to discuss an update on Regulatory Litigation and discussion of strategy related to the Compact’s Aggregation Plan, DPU 14-69, and the Compact’s Request for an Advisory Ruling, DPU 17-95.

The recordkeeper of today’s executive session shall be Compact staff. The Executive Session meeting minutes shall be presented to the Compact’s Secretary for review and approval.

Joyce Flynn declared that an open session may have a detrimental effect on the Cape Light Compact’s litigating position. The Governing Board will return to Open Session at the conclusion of Executive Session. Seconded by Robert Schofield.

Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Tim	Carrol	Chilmark	Yes
Brad	Crowell	Dennis	Yes
Fred	Fenlon	Eastham	Yes
Paul	Pimentel	Edgartown	Yes
Valerie	Bell	Harwich	Yes
Wayne	Taylor	Mashpee	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	Yes
Thomas	Donegan	Provincetown	Yes
Leanne	Drake	Sandwich	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

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

1. Update on Regulatory Litigation and discussion of strategy related to the Compact’s Aggregation Plan, DPU 14-69

Maggie Downey stated that after the Compact’s filing the answers to the Attorney General’s Office, the Attorney General’s Office sent a request for revisions. The members reviewed the revisions the Compact has made.

A vote is to be had on the revisions to the Cape Light Compact’s Aggregation Plan.

2. The Compact’s Request for an Advisory Ruling, DPU 17-95

Maggie Downey, Austin Brandt, Joyce Flynn and Thomas Donegan had met with the Attorney General’s Office. Thomas Donegan stated that the Attorney General’s office seemed to appreciate having board members present. Maggie Downey agreed that it sends a strong message and helps put a face to the Cape Light Compact. Jeffrey Bernstein added that having board members there who are also elected officials sends a political message as well. Thomas Donegan stated that there are a lot of other people talking for the Compact, that we need to begin to speak for ourselves and make sure people understand what it is the Compact does and that we need to work on maintaining a transparent organization.

At 2:30 PM, Joyce Flynn asked for a motion to end executive session, moved by Robert Schofield, seconded by Peter Cocolis.

Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Tim	Carrol	Chilmark	Yes
Brad	Crowell	Dennis	Yes
Fred	Fenlon	Eastham	Yes
Paul	Pimentel	Edgartown	Yes
Valerie	Bell	Harwich	Yes
Wayne	Taylor	Mashpee	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	Yes
Thomas	Donegan	Provincetown	Yes
Leanne	Drake	Sandwich	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

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

Respectfully submitted,

Melissa Allard

LIST OF DOCUMENTS AND EXHIBITS:

- Meeting Notice / Agenda
- Request from Attorney General’s Office to Revise CLC Aggregation Plan Document