

**Cape Light Compact JPE
Governing Board
Meeting Minutes
Thursday, October 14, 2021**

Pursuant to Massachusetts Governor Charles D. Baker's Order Suspending Certain Provisions of the Open Meeting Law on March 12, 2020, the Cape Light Compact JPE Board of Directors met on Thursday, October 14, 2021 at 2 p.m. The meeting was held through a Zoom videoconference for members of the Board with audio call-in available for members of the public.

Participating Remotely Were:

1. David Anthony, Secretary/Executive Committee, Barnstable
2. Peter Doyle, Barnstable Alternate
3. Robert Schofield, Executive Committee, Bourne
4. Francis Erdman, Bourne Alternate
5. Colin Odell, Executive Committee, Brewster
6. Peter Cocolis, Chatham
7. Timothy Carroll, Executive Committee, Chilmark
8. Erik Peckar, Dukes County
9. Fred Fenlon, Eastham
10. Alan Strahler, Edgartown
11. Matthew Patrick, Falmouth
12. Valerie Bell, Harwich
13. Wayne Taylor, Mashpee
14. Richard Toole, Executive Committee, Oak Bluffs
15. Martin Culik, Chair/Executive Committee, Orleans
16. Nathaniel Mayo, Provincetown
17. Leanne Drake, Sandwich
18. Jay Grande, Tisbury Alternate
19. Bob Higgins-Steele, Truro Alternate
20. Richard Elkin, Executive Committee, Wellfleet
21. Sue Hruby, West Tisbury
22. Joyce Flynn, Vice Chair/Executive Committee, Yarmouth

Absent Were:

1. Forest Filler, Aquinnah
2. Brad Crowell, Dennis
3. Kirk Metell, Tisbury
4. Jarrod Cabral, Truro

Legal Counsel Participating Remotely:

Audrey Eidelman Kiernan, BCK Law, P.C.

Staff Participating Remotely:

Briana Kane, Residential Program Manager
Maggie Downey, Administrator
Margaret Song, Commercial & Industrial Program Manager
Melissa Allard, Senior Administrative Coordinator

Phil Moffitt, Planning & Evaluation Manager
 Lindsay Henderson, C&I Programs Senior Analyst
 Anna Deely, EM&V Analyst
 Mariel Marchand, Power Supply Planner

Public Participants:

None.

Martin Culik called the meeting to order at 2:01 PM.

PUBLIC COMMENT:

There were no members of the public present, and no public comments were submitted to the Board in writing under the public comment guidelines.

APPROVAL OF MINUTES:

The Board considered the September 29, 2021 Open Session Meeting Minutes.

Wayne Taylor stated that he was in both the participating and absent lists and needs to be removed from the absent list.

Robert Schofield moved the Board to accept the minutes as amended and to release them as amended, seconded by Peter Cocolis.

David	Anthony	Barnstable	Yes
Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Tim	Carroll	Chilmark	Yes
Erik	Peckar	Dukes County	Yes
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	Abstained
Wayne	Taylor	Mashpee	Yes
Martin	Culik	Orleans	Yes
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	Yes
Jay	Grande	Tisbury	Yes
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

Motion carried in the affirmative (17-0-1)

REVIEW AND DISCUSS CAPE LIGHT COMPACT'S DRAFT 2022-2024 ENERGY EFFICIENCY PLAN: PROPOSED GREENHOUSE GAS (GHG) REDUCTION GOALS, BUDGET, ELECTRIFICATION GOALS AND PROPOSED ENHANCEMENTS TO STATEWIDE INCENTIVES:

Maggie Downey started by reviewing the Cape Light Compact JPE 2022-2024 Energy Efficiency Plan (Plan) PowerPoint. She reminded the Board of the Massachusetts Energy Efficiency Advisory Council (EEAC) and Compact Board Plan priorities.

Maggie Downey reviewed the Compact's Greenhouse Gas (GHG) reduction goals. The Compact's allocation is approximately 24,406 metric tons. She stated staff incorporated all of the Compact's Governing Board and EEAC priorities and as a result, the Compact Plan proposes to achieve 44,186 metric tons of GHG reductions which is 140% of the Compact's goal. Maggie Downey reviewed the breakdown of Massachusetts' electrification goals for commercial and residential sectors that need to be achieved to reach the Global Warming Solutions Act goal by 2050. Reaching this goal will require electrification of 1 million homes and 300 to 400 million square feet of commercial building space in Massachusetts.

Maggie Downey reviewed the Compact's proposed commercial and industrial Plan enhancements. The proposed enhancements provide customer incentives up to 100% for municipal, small non-profits, small businesses, and micro business customers. Consistent with the Department of Public Utilities (DPU) directive, an evaluation is underway to review specific Compact enhancements, including these commercial and industrial enhancements. The evaluation is expected to be completed in January 2022, but draft memoranda she has reviewed to date support continuation of the increased commercial incentives. She also reviewed the newly proposed enhanced incentives for multi-family income eligible (IE)/moderate income (MI) new construction projects. In order to be eligible for the enhanced incentive, the project must be deed restricted for 25+ years and the heating system cannot use fossil fuels or be electric baseboard. For the heating system, if 51% of the site is IE, the incentive is 100% of the cost, but if 51% of the site is MI, the incentive is 80% of the cost. If the site is a mix of IE, MI, affordable and market rate, the incentive will be calculated using current methodology. The Compact will pay 100% for all weatherization measures above code. The project will need to agree to participate in the Compact's evaluation program, and the contractor must be "certified" for multi-family new construction work.

Maggie Downey reviewed the objectives of the Cape and Vineyard Electrification (CVEO) program. She stated that this is the third time it is being presented to the DPU. She stated that this program is truly targeting IE and MI customers.

Maggie Downey stated she is looking for direction from the Board on whether to remove incentives for oil and propane (fossil fuel) heating systems for market rate customers. She stated that if the Compact removes incentives for fossil fuel heating systems for these customers, the Compact will be the only Program Administrator (PA) doing this in Massachusetts which poses some implementation challenges. Matt Patrick stated that continuing to offer these incentives is counter to the Compact's GHG goals. Briana Kane stated that the incentives still have GHG savings that PAs can claim and that is why they are still being offered by other PAs. Matt Patrick asked why the Compact is not just incentivizing heat pumps for people who want to replace an oil system. Briana Kane stated that the Compact is and are encouraging people to do so. However, there are customers that may be in a situation where upgrading their oil system is more doable than converting to heat pumps. Colin Odell stated that the Compact should not be allowing incentives for new oil installation but agrees that there are instances where people may have an old furnace and they are not in a financial position to upgrade to heat pumps. Tim Carroll stated that we sometimes blur our role between the Compact and our green responsibilities, and he thinks it is important that the Compact is as green as possible, but we need to remember that we are trying to provide electricity to our customers at a rate they can afford. He stated that he would

support the oil and propane if they are improving existing conditions. He stated he would just hate to lose customers because they are unable to make that next step to convert to heat pumps. Francis Erdman stated that we have a moral obligation to pursue carbon reduction but on the other hand he stated he understands there could be a situation where heat pumps cannot be installed. He stated that he likes the idea that if someone has an existing inefficient oil or propane system that they can use the incentives but not to install new oil or propane heating systems.

Briana Kane stated that the Compact is reaching out to our local contractors, pushing heat pump training, and developing a heat pump certified training contractor list, all the Compact’s focus is on getting heat pumps installed for our customers. She stated that the propane and oil incentives do have savings, and that is what the PAs statewide are saying. She stated that there will be customers that no matter what they are given, they make the decision that they do not want to switch to a heat pump, this rebate would be for them to upgrade their less efficient system to a more efficient system, and they would receive a rebate and the Compact would claim those savings.

Ricard Toole joined meeting at 2:45PM

Maggie Downey asked for a Sense of the Board on heating system incentives for propane and oil for market rate customers. The Board found it challenging to consider this request and expressed some confusion about the nature of the request. Joyce Flynn proposed a roll call rather than a hand raise to obtain a sense of the Board for offering incentives for propane and oil.

David	Anthony	Barnstable	No
Robert	Schofield	Bourne	No
Colin	Odell	Brewster	No
Peter	Cocolis	Chatham	No
Tim	Carroll	Chilmark	No
Erik	Peckar	Dukes County	Yes
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	No
Wayne	Taylor	Mashpee	Absent
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	No
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	No
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	No
Joyce	Flynn	Yarmouth	Yes

After this roll call Sense of the Board, there was general discussion as to whether a vote “No” meant that the Compact would, or would not, offer incentives for high efficiency oil and propane heating systems.

A formal vote was proposed to clarify the matter. *Joyce Flynn moved to not offer incentives for oil and propane heating systems for any customers. Seconded by Nate Mayo.*

David	Anthony	Barnstable	No
Robert	Schofield	Bourne	No
Colin	Odell	Brewster	No
Peter	Cocolis	Chatham	No
Tim	Carroll	Chilmark	No
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	No
Wayne	Taylor	Mashpee	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	No
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	No
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	No
Joyce	Flynn	Yarmouth	Yes

Motion failed to carry (8-9-0)

Fred Fenlon joined meeting at 3:00PM.

Phil Moffit continued reviewing the PowerPoint. He stated that staff updated the scenario analysis from the last meeting to show the option of just removing the behavior program. He stated that based on the last discussion he does want to mention that the oil and propane measures are included in these numbers and that for the next meeting staff can put together numbers with those measures removed. Phil Moffitt reviewed the bill impacts slides. He stated that the staff recommendation is still to remove the behavior program and reduce residential heat pumps by 20%. Sue Hruby asked if the Compact does remove oil and propane incentives, how will that affect the bill impacts? Briana Kane stated that the incentive is one million dollars over the three years and believes that removing these incentives will reduce a residential customer’s bill by less than \$0.25 cents on an average electric bill.

Maggie Downey reviewed the 2022-2024 shared cost allocation method and fixed factors worksheet and looked for a sense of the Board on approval. Sense of Board is they approved.

The Board then revisited the issue of heating system incentives for oil and propane. *Matt Patrick moved that the Compact’s 2022-2024 energy efficiency plan include oil and propane (for non-condensing to condensing) heating system incentives for market rate customers. Seconded by Bob Schofield.*

David	Anthony	Barnstable	Yes
Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Tim	Carroll	Chilmark	Yes
Fred	Fenlon	Eastham	Yes
Alan	Strahler	Edgartown	No

Matt	Patrick	Falmouth	No
Valerie	Bell	Harwich	Yes
Wayne	Taylor	Mashpee	No
Richard	Toole	Oak Bluffs	No
Martin	Culik	Orleans	Yes
Nate	Mayo	Provincetown	No
Leanne	Drake	Sandwich	Yes
Bob	Higgins-Steele	Truro	No
Richard	Elkin	Wellfleet	No
Sue	Hruby	West Tisbury	No
Joyce	Flynn	Yarmouth	No

Motion resulted in a tie vote (9-9-0) and failed to carry for failure to obtain a majority.

Richard Elkin moved the CLC/JPE Board of Directors vote to approve the Compact's 2022-2024 Energy Efficiency Plan as presented by staff (which incorporates required statewide greenhouse gas emissions reductions and certain Compact-specific enhanced incentives) without incentives for oil and propane heating systems for market rate residential customers and the staff recommended heat pump number, and to authorize submission of the proposed Plan to the Massachusetts Department of Public Utilities.

The Compact Administrator is authorized and directed to take all 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 Joyce Flynn.

David	Anthony	Barnstable	No
Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	No
Peter	Cocolis	Chatham	Yes
Tim	Carroll	Chilmark	No
Fred	Fenlon	Eastham	Yes
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	No
Wayne	Taylor	Mashpee	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	No
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	No
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

Motion carried in the affirmative (12-6-0)

ADMINISTRATOR’S REPORT:

1. Discussion and Potential Vote on Authorizing Compact Administrator to Execute a Lease for Compact Office Space

Maggie Downey stated that the Compact received three proposals in response to the Request for Proposals (RFP) to lease office space for the Compact. She stated that Colin Odell and David Anthony assisted her in her review of the proposals. It was determined that it was most advantageous for the Compact to enter into negotiations with Pathway Office Park (current location). Maggie Downey stated that the next step is for her to work with legal counsel and enter into negotiations to get the lease signed.

Colin Odell moved the CLC/JPE Board of Directors vote to authorize the Compact administrator to execute a lease for office space.

The Compact Administrator is authorized and directed to take all 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 Peter Cocolis.

David	Anthony	Barnstable	Yes
Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Tim	Carroll	Chilmark	Yes
Fred	Fenlon	Eastham	Yes
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	Yes
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	Yes
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

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

2. Discuss November Board Meeting Agenda

Maggie Downey stated that the next Board Meeting will be on November 10th and is going to be a busy meeting. She will send out a calendar invite and will work on the agenda with Martin Culik.

ENERGIZE THE OUTER CAPE, RICHARD ELKIN:

Richard Elkin stated that Energize the Outer Cape is looking to get together with the towns of Orleans, Eastham, Truro, and Provincetown to do a volunteer led organization. He stated that they are asking the Compact to help if necessary to be a party to any contract with a solar vendor that they would need. He stated

the problem is the towns are not a corporate entity and not capable of signing a contract. Before the Massachusetts Clean Energy Center played that role, but they no longer participate in Solarize Massachusetts. Therefore, they are looking for the Compact to take over that role. Martin Culik stated that since this is not an urgent matter today, that we refer this to Maggie Downey and staff and review at a future meeting.

ADJOURNMENT:

Motion to adjourn made at 4:19 PM moved by Peter Cocolis, seconded by Richard Elkin.

David	Anthony	Barnstable	Yes
Robert	Schofield	Bourne	Yes
Colin	Odell	Brewster	Yes
Peter	Cocolis	Chatham	Yes
Erik	Peckar	Dukes County	Yes
Fred	Fenlon	Eastham	Yes
Alan	Strahler	Edgartown	Yes
Matt	Patrick	Falmouth	Yes
Valerie	Bell	Harwich	Yes
Richard	Toole	Oak Bluffs	Yes
Martin	Culik	Orleans	Yes
Nate	Mayo	Provincetown	Yes
Leanne	Drake	Sandwich	Yes
Bob	Higgins-Steele	Truro	Yes
Richard	Elkin	Wellfleet	Yes
Sue	Hruby	West Tisbury	Yes
Joyce	Flynn	Yarmouth	Yes

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

Respectfully submitted,

Melissa Allard

LIST OF DOCUMENTS AND EXHIBITS:

- Meeting Notice/Agenda
- September 29, 2021 Draft Meeting Minutes
- Cape Light Compact JPE 2022-2024 Energy Efficiency Plan PowerPoint
- Agenda Action Request: 2022-2024 Energy Efficiency Plan Budget, Enhanced Incentives, Greenhouse Gas Reduction and Savings Goals
- Agenda Action Request: Authorize JPE Administrator to Execute a Lease for Office Space for the Cape Light Compact
- 2022-2024 Shared Cost Allocation Method and Fixed Factors Worksheet