

**Cape Light Compact
Governing Board
Executive Session Meeting Minutes
Wednesday, November 18, 2015**

The Cape Light Compact Governing Board met in Executive Session on Wednesday, November 18, 2015 in the Innovation Room, Open Cape Building, 3195 Main Street, Barnstable MA 02630 at 2:00 p.m.

PRESENT WERE:

1. Dr. Joyce Flynn, Chairwoman, Yarmouth
2. Robert Schofield, Vice-Chair, Bourne
3. Brad Crowell, Dennis
4. Barry Worth, Secretary, Harwich
5. David Anthony, Barnstable
6. Deane Keuch, Brewster
7. Timothy Carroll, Chilmark – remotely by phone
8. Frederick Fenlon, Eastham
9. Ronald Zweig, Falmouth
10. Thomas Mayo, Mashpee
11. Richard Toole, Oak Bluffs
12. Raymond Castillo, Orleans
13. Thomas Donegan, Provincetown
14. Joshua Peters, Sandwich
15. Joseph Buteau, Truro
16. Richard Elkin, Wellfleet
17. Susan Hruby, W. Tisbury

ABSENT WERE:

18. Michael Hebert, Aquinnah
19. Sheila Lyons, Barnstable County
20. Peter Cocolis, Treasurer, Chatham
21. Dukes County - vacant
22. Paul Pimentel, Edgartown
23. Tisbury – vacant

Members Physically present: 16
Members Participating by phone: 1

LEGAL COUNSEL

Jeffrey Bernstein, Esq., BCK Law, PC

STAFF PRESENT:

Margaret Downey, Administrator
Meredith Miller, C&I Program Manager
Margaret Song, Residential Program Manager
Austin Brandt, Power Supply Planner
Phil Moffitt, EM&V Manager
Lindsay Henderson, Marketing & Data Analyst
Karen Loura, Administrative Assistant

OPEN SESSION VOTE ON ENTRY INTO EXECUTIVE SESSION

J. Flynn moved the Board vote to enter into Executive Session pursuant to MGL Chapter 30 § 21 (a) 3 to discuss strategy with respect to pending regulatory litigation relative to the 2016-18 Mass. Joint Statewide 3-year electric and gas Energy Efficiency Plan (DPU 15-166). She declared an open session may have a detrimental effect on the Cape Light Compact's litigating position. She said the Board would return to Open Session at the conclusion of Executive Session, seconded by B. Worth and voted by roll call as follows:

- | | | | |
|---------------------------|-----|------------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. R. Toole, Oak Bluffs | Yes |
| 2. R. Schofield, Bourne | Yes | 11. R. Castillo, Orleans | Yes |
| 3. D. Keuch, Brewster | Yes | 12. T. Donegan, Provincetown | Yes |
| 4. T. Carroll, Chilmark | Yes | 13. J. Peters, Sandwich | Yes |
| 5. B. Crowell, Dennis | Yes | 14. J. Buteau, Truro | Yes |
| 6. F. Fenlon, Eastham | Yes | 15. R. Elkin, Wellfleet | Yes |

- | | | | |
|-----------------------|-------------|--------------------------|-----|
| 7. R. Zweig, Falmouth | Yes | 16. S. Hruby, W. Tisbury | Yes |
| 8. B. Worth, Harwich | Yes | 17. J. Flynn, Yarmouth | Yes |
| 9. T. Mayo, Mashpee | Not present | | |
- Motion carried in the affirmative (16-0-0).

STRATEGY DISCUSSION ON CONTESTED LEGAL ISSUES ON 2016 -2018 ENERGY EFFICIENCY PLAN, DPU 15-166

M. Downey reviewed the matter of serving natural gas customers who call the Compact’s call center and request to be served by the Cape Light Compact. M. Song reviewed the summary of the history of Cape Light Compact providing energy efficiency services to customers who heat their homes with gas. She noted that these customers pay into both the electric and gas energy efficiency programs.

M. Downey reviewed recent negotiations with National Grid. National Grid filed a Pre-Hearing Statement with the Department of Public Utilities (DPU) on 11/6/15 regarding Cape Light Compact’s service to natural gas customers through the Compact’s the Home Energy Services Program.

National Grid and Cape Light Compact met on 11/13/15 and arrived at a tentative agreement to use a common vendor who can invoice each for services, calculate savings and collect relevant information. There will also be joint marketing. Cape Light Compact and National Grid will continue to refine the agreement.

There was discussion regarding the Compact’s authorization from the DPU to serve all customers in a fuel neutral manner. Staff noted that National Grid would claim the gas savings and the Compact would claim the electric savings. R. Schofield noted that other Program Administrators, not the Compact, are eligible for performance incentives for meeting savings goals, the performance incentive pool is \$100,000,000. The sense of the Board was in favor to resolve the matter and continuing to work with National Grid.

At 4:24 p.m. R. Schofield moved the Board vote to adjourn Executive Session and return to Open Session, seconded by F. Fenlon and voted by roll call vote as follows:

- | | | | |
|---------------------------|-----|------------------------------|-----|
| 1. D. Anthony, Barnstable | Yes | 10. R. Toole, Oak Bluffs | Yes |
| 2. R. Schofield, Bourne | Yes | 11. R. Castillo, Orleans | Yes |
| 3. D. Keuch, Brewster | Yes | 12. T. Donegan, Provincetown | Yes |
| 4. T. Carroll, Chilmark | Yes | 13. J. Peters, Sandwich | Yes |
| 5. B. Crowell, Dennis | Yes | 14. J. Buteau, Truro | Yes |
| 6. F. Fenlon, Eastham | Yes | 15. R. Elkin, Wellfleet | Yes |
| 7. R. Zweig, Falmouth | Yes | 16. S. Hruby, W. Tisbury | Yes |
| 8. B. Worth, Harwich | Yes | 17. J. Flynn, Yarmouth | Yes |
| 9. T. Mayo, Mashpee | Yes | | |

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

At 4:24 p.m. the Board reconvened in Open Session.

Respectfully submitted,

Karen E. Loura
Administrative Assistant

LIST OF DOCUMENTS & EXHIBITS

- Meeting Notice/Agenda
- Summary of Events Cape Light Compact/National Grid (Service to 1-4 Family Natural Gas Customers) {Document Exempt from Public Records Disclosure pursuant to GL Ch. 4 § 7, cl. 26(s) (confidential and competitively sensitive information)}.