

**Cape Light Compact Governing Board
Executive Session
Meeting Minutes
July 11, 2012**

The Governing Board of the Cape Light Compact met in Executive Session on Wednesday, July 11, 2012 in Rooms 11 & 12, Superior Court House, 3195 Main Street, Barnstable, Mass. 02630

Present were:

William Doherty, Chairman, Barnstable County
Robert Schofield, V. Chairman, Bourne
Peter Cocolis, Treasurer, Chatham
Peter Cabana, Member @ Large, Dukes County
Kenneth Rowell, Orleans
Richard Elkin, Alternate, Wellfleet
Fred Fenlon, Eastham
Barry Worth, Secretary, Harwich
Ronald Zweig, Falmouth
David Anthony, Barnstable
Brad Crowell, Dennis
Tom Mayo, Mashpee
Deane Keuch, Brewster
Peter Fontecchio, Truro
Richard Toole, Oak Bluffs
Joyce Flynn, Yarmouth
Bill Straw, Tisbury
Everett Horn, Sandwich
Audrey Eidelman, Esq. Legal Counsel

*Margaret Song, Residential Program Manager
Meredith Miller, C&I Program Manager
Nicole Price, C&I Program Planner
Philip Moffitt, EM&V Analyst
Joseph Soares, Sr. Power Supply Planner
Karen Loura, Administrative Assistant

Absent were:

Timothy Carroll, Chilmark
Michael Hebert, Aquinnah
Tim Twombly, W. Tisbury
Sharon Lynn, Provincetown
Vacant, Edgartown
Maggie Downey, Compact Administrator*

Staff Present

Briana Kane, Sr. Res. Program Coordinator
Vicki Marchant, C&I Program Analyst
Sarah Miller, C&I Program Intern
Debbie Fitton, Energy Education Coordinator
Matt Dudley, Residential Program Coordinator

EXECUTIVE SESSION RE: IMMINENT LITIGATION FROM CONTRACTOR TERMINATED FROM THE ENERGY EFFICIENCY PROGRAM

P. Cabana moved the Board vote to enter Executive Session pursuant to MGLA Ch30A §21 (a) 3 to discuss imminent litigation from a contractor terminated from the Energy Efficiency Program and to return to open session upon conclusion, seconded by R. Schofield and voted by roll-call unanimously in favor.

M. Song informed the Board of the termination of **{placeholder for redacted minutes as disclosure of these minutes may defeat the lawful purpose of executive session}** who has been terminated from the list of available contractors available to perform energy efficiency measures under the Residential Energy Audit Program. **The contractor** has been asked to cease communications with all of our customers. There have been

numerous issues and complaints associated with this contractor. Cape Light Compact is working with Erin O'Toole of BCK Law in light of potential litigation. Complaints have been documented.

M. Song described the process applied including tracking of workmanship on jobs. If unsatisfactory conditions are found the contractor is notified and placed on probation and 100% of the work is inspected. If there is not sufficient improvement the contractor is terminated. There are provisions within the participation agreement to support this action. M. Song explained the procedure where Cape Light Compact pays the Lead Vendor (Rise Engineering) who pays the participating contractor.

At 4:32 p.m. E. Horne moved to adjourn from the Executive Session and reconvene in Regular Session, seconded by R. Schofield and voted unanimously in favor.

*Margaret Song filled in for Maggie Downey, Administrator