

Cape Light Compact Governing Board
EXECUTIVE SESSION
Meeting Minutes
Wednesday, January 9, 2013

The Governing Board of the Cape Light Compact met in Executive Session on Wednesday, January 9, 2013 at 1:30 p.m. 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
Barry Worth, Secretary, Harwich
David Anthony, Barnstable from 1:40 pm
Deane Keuch, Brewster
Brad Crowell, Dennis
Fred Fenlon, Eastham
Tom Mayo, Mashpee
Richard Toole, Oak Bluffs
Kenneth Rowell, Orleans
Everett Horn, Sandwich
Bill Straw, Tisbury
Peter Fontecchio, Truro
Kathy Hubby, Wellfleet
Joyce Flynn, Yarmouth

Legal Counsel: Jeff Bernstein, Esq., BCK Law, LLC

Absent were:

Michael Hebert, Aquinnah
Timothy Carroll, Chilmark
Vacant, Edgartown
Ronald Zweig, Falmouth
Sharon Lynn, Provincetown
Tim Twombly, W. Tisbury

Staff Present

Maggie Downey, Compact Administrator
Joseph Soares, Sr. Power Supply Planner
Margaret Song, Residential Program Manager
Briana Kane, Sr. Residential Program Coordinator
Matt Dudley, Residential Program Coordinator
Meredith Miller, C&I Program Manager
Phil Moffitt, EM&V Analyst

Debbie Fitton, Energy Education Coordinator
Kathy Stoffle, Customer Service Coordinator
Kevin Galligan, Consultant
Karen Loura, Administrative Assistant
Nick Dowman, C&I Intern
Erik Guillette, C&I Intern

EXECUTIVE SESSION TO DISCUSS OPEN MEETING LAW COMPLAINTS, DATED 12/20/12 AND 3/23/11 FILED BY ERIC BIBLER OF WESTON, CONNECTICUT

Following a motion duly made and seconded in Open Session and required declarations of the Chair the Board unanimously voted to enter Executive Session. M. Downey explained the process is the complaint has to come before the board and requires discussion of a response.

One complaint concerns the release of Executive Session Meeting Minutes. This complaint is against the Board and the Board needs to provide a response. The Board has 14 business days from receipt to take steps outlined in the Open Meeting Law. The Board considered requesting an extension. The Board also considered remedial steps and to appoint an Executive Session Subcommittee to review Executive Session Meeting Minutes to

determine appropriateness of release to the public record. The second complaint is against the Executive Committee that a meeting was not properly noticed. The Executive Committee did not hold deliberations at that meeting and therefore there was no "meeting" within the meaning of the Open Meeting Law. Because the complaint is filed against the Board and the Executive Committee, it was agreed the draft response would be signed by the Chairman on behalf of the Board.

At 1:40 p.m. David Anthony, Barnstable Representative arrived to the session.

J. Flynn moved the Board vote to adjourn Executive Session and to return to Open Session, seconded by Barry Worth and voted by roll call 17-0-0 in favor.

Respectfully submitted,
Karen E. Loura
Administrative Assistant

___Reviewed by Barry Worth, Secretary