

Cape & Vineyard Electric Cooperative Meeting of the Board of Directors

Meeting Minutes
Thursday, October 21, 2010

The Board of Directors of Cape & Vineyard Electric Cooperative, Inc. met in regular session on Thursday, October 21, 2010 at 9:46 a.m. in Conference Room 11/12 at the Barnstable Superior Courthouse, 3195 Main Street, Barnstable, Mass.

Present were: Charles McLaughlin, President; Mark Zielinski, Treasurer; Margaret Downey, Clerk; Martin McDonald, Eastham; Peter Hefler, Dukes County; Peter Cabana, Tisbury; John Scott, Chatham; Barry Worth, Harwich; Steve Gavin, Yarmouth; John Jannell, Orleans; John Cunningham, Brewster; S. Kitt Johnson, Edgartown; also present by Teleconference was David Gardner, Provincetown.

Absent were: Paul O'Keefe, Bourne; Richard White, Dennis; Heather Harper, Falmouth; Michael Richardson, Mashpee; George Dunham, Sandwich.

Staff present: Joseph Soares, Senior Power Supply Planner, Ron Collins, Project Manager and Karen Loura, Administrative Assistant, Pro tem.

Counsel Present: Jeff Bernstein, Esq., and Audrey Eidelman of BCK Law.

Public Present: Jeff Plante, Environmental Resources Management, Boston

1. Consideration of September 16, 2010 Regular and Executive Session Meeting Minutes.

P. Cabana requested to amend both the Regular Session and Executive Session minutes to include himself among the absent. *M. Zielinski moved to correct the minutes and list P. Cabana as absent and vote accept the September 16, 2010 Regular Session and Executive Session Meeting Minutes, seconded by M. McDonald. Motion carried unanimously in favor with P. Cabana, B. Worth, C. McLaughlin and P. Hefler abstaining.*

2. West Tisbury Membership Application

The Board then considered the CVEC Membership Application from the Town of West Tisbury designating Tim Twombly to serve on the Board of Directors. M. Downey reported Application requirements have been met. *M. Zielinski moved to approve the Membership Application and accept Tim Twombly to represent the Town of West Tisbury on the CVEC Board of Directors, seconded by P. Cabana and voted unanimously in favor by those present.*

It was noted that Aquinnah was mailed an Application for CVEC Membership and are welcomed to join. M. Zielinski requested the Contact list of the Board of CVEC Directors be updated to reflect this addition and that the updated list be redistributed. With the addition of Chatham and West Tisbury to the CVEC Board of Directors there are currently 19 members. 10 members constitute a quorum.

3. Treasurer's Report

M. Zielinski then reported review of the RUS Application in incomplete. There are many pieces and a long-term financial forecast and financial plan are needed including resolutions, etc. He indicated the CVEC Board will spend significant time reviewing at the next meeting.

4. Executive Session

At 9:50 a.m. P. cabana moved the board enter into Executive for the purposes of discussing on-going Requests for Proposals, Contract(s) and negotiations and confidential financial matters, seconded by S. Gavin and voted by roll-call unanimously in favor.

At 2:35 p.m. The Board unanimously voted to adjourn the Executive Session and to return to regular session.

5. CES PV Project

- a. Dennis DPW – It was reported that ConEdison is unwilling to risk installing the PV Panels on the roof due to the lack of structural integrity to support the weight.
- b. Punch List Issues - none

At 2:38 p.m. P. Hefler and P. Cabana left the meeting.

6. Other Business – General Correspondence

- a. Old Kings Highway Decision relative to CCC College Turbine. McLaughlin reported Lynch ruled in favor of Old Kings Highway's local denial of wind turbine and it appears it is an on-going fight. Cape Cod Commission may be an obstacle. CVEC is preparing to consider Special Legislation to remove review of wind turbines from OKH jurisdiction otherwise there will be no wind projects north of Route 6A. Local Officials are in support.

At 2:42 Barry Worth left the meeting room.

Gilmore filed special legislation exempting the College from Old Kings Highway jurisdiction. M. Downey reported that it is her understanding that Dennis is re-visiting OKH Scope of Authority and limiting it to specific areas.

Att. Bernstein indicated a filing deadline of early December which he plans to meet. He will confer with Bruce and provide an update at the November meeting

With no further business, it was unanimously voted to adjourn at 2:44 p.m. by those present and voting.

Respectfully submitted,

Karen E. Loura
Administrative Assistant, Pro Tem