

Cape & Vineyard Electric Cooperative Executive Committee
Executive Session Minutes
March 15, 2012
Convened at 10:50 a.m.

Present were: Charles McLaughlin, President/Director/Executive Member, Barnstable
Mark Zielinski, Treasurer/Director/Executive Member, Barnstable County
Maggie Downey, Clerk/Director/Executive Member, Cape Light Compact
Paul O'Keefe, Bourne Director
Dean Keuch, Brewster Director
Peter Cabana, Dukes County Director
John Checklick, Falmouth Director
Barry R. Worth, Harwich Director at Large/Executive Member
John Jannell, Orleans Director
Bill Straw, Tisbury Director
Steve Gavin, Yarmouth Director

Counsel Present: Jeff Bernstein, Esq. BCK Law

Staff Present: Ron Collins, Project Manager
Liz Argo, Consultant
Barbara Austin, Administrative Assistant

Others Present: Richard Elrick, Town of Barnstable

Absent: John Scott, Chatham Director
Richard White, Dennis Director
Martin McDonald, Director
S. Kitt Johnson, Edgartown Director/Executive Member
Michael Richardson, Mashpee Director
Richard Toole, Oak Bluffs Director
David Gardner, Provincetown Director
James Killion, Sandwich Director
Tim Twombly, West Tisbury Director

1. Discussion Items of Phase I PV and Phase II PV

Phase I PV Discussion:

- Charles McLaughlin suggested CVEC request a meeting with NStar. Maggie Downey added that it is critical for members to confirm accounts with their respective towns.
- EMS Agreement impact: One option would be for ACE to adjust the PPA price on Round I and assign rights of town to ACE on PPA.
- Intergovernmental Power Sales Agreement needs to be amended for all 7 towns. CVEC needs to Invoice the town with full time tracking.
- Intergovernmental PDA- propose to amend documents of all towns (except Edgartown downsize-producing an excess) to reflect sharing of net metering credits when the project exceeds the host member municipal load.
- DPU Definition of Host Customer – CVEC is presently capped at 10 MW. DPU wants CVEC to move forward. 2 issues:
 - i. need to amend schedule Z's filed at NStar so 10 MW allocated to CVEC and remaining 6.5 MW in town names.
 - ii. Harwich and Barnstable (largest) shall have the Town listed as the Host Customer.
- Execute amendments for Harwich and Barnstable to Intergovernmental PSA and designate CVEC as their agent.
- Working on monthly/annual municipal kWh by electric account for each CVEC member. CVEC members must verify all accounts.

Phase II PV Discussion:

- No amendments needed.
- EMS issues raised by Broadway/Rockland's legal counsel

1:05 p.m. Paul O'Keefe left

1:06 The Board convened as the Executive Committee due to not having a quorum of directors.

Motioned made by Maggie Downey to add up to a penny per kilowatt hour to members power purchase agreement and non-members a penny and a half. In addition, strike previously discussed formula in other minutes, seconded by Charles McLaughlin, approved 4-0-0.

Other items discussed:

- The Board discussed the Future Generation Wind net metering credit which has declined and announced before settlement agreement, therefore it is 12.6 per kWh not 16 per kWh. With next four years of no decoupling value 12.6 kWh net metering credit is not worth it and the Board agreed they are not interested.
- Broadway press conference has been postponed.

2:00 p.m. John Jannell, Bill Straw, Peter Cabana and Richard Elrick out.

Motion made by Mark Zielinski to approve the Executive Minutes of September 15, 2011 seconded by Maggie Downey, approved 3-0-1 with Barry Worth abstaining as he was not present at the meeting.

Motion made by Barry Worth to approve the Executive Minutes of October 20, 2011 seconded by E. Mark Zielinski, approved 4-0-0.

Motion made by E. Mark Zielinski to approve the Executive Minutes of January 26, 2012 seconded by Maggie Downey, approved 4-0-0.

Motion made by E. Mark Zielinski to approve the Executive Minutes of February 16, 2012 seconded by Maggie Downey, approved 3-0-1 with Barry Worth abstaining as he was not present at the meeting.

Motion made by E. Mark Zielinski to approve the Executive Minutes of March 05, 2012 seconded by Maggie Downey, approved 4-0-0.

Motion to adjourn made by Maggie Downey at 3:15 p.m. and seconded by Charles McLaughlin.