

Cape & Vineyard Electric Cooperative, Inc.
Executive Session Minutes
October 18, 2012
11:10 a.m.

Present were: John Checklick, President/Director/Executive Member, Falmouth
Charles McLaughlin, Vice 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
Chuck Hanson, Brewster Director
John Scott, Chatham Director
Peter Cabana, Director/Executive Member, Director Dukes County
Martin McDonald, Eastham Director
Larry Cole, Harwich Director
Richard Toole, Oak Bluffs
James Killion, Sandwich Director
Bill Straw, Tisbury Director
Tim Twombly, West Tisbury Director
Steve Gavin, Yarmouth Director

Counsel Present: Jeff Bernstein, Esq. BCK Law

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

Absent: Richard White, Dennis Director
Vacant, Edgartown Director
Michael Richardson, Mashpee Director
John Jannell, Orleans Director
David Gardner, Provincetown Director

A. Round II PV Procurement Strategy Discussion (confidential and competitively sensitive information)

The Board discussed contract negotiations of Round II and the early buyout options relative to the Town of Orleans.

Mark Zielinski motioned to reject the language of the Inter-Governmental Project Development Agreement, Exhibit D Special Terms and Conditions (i) which reads:

“would have otherwise received from Host Town pursuant to Section (b)(i) of Exhibit A of the Cooperative Power Sales Agreement” and continuing with “negotiate in good faith the total”

seconded by John Checklick and voted unanimously 15-0-0.

The Board continued some discussion of PPA price, the Town of Barnstable’s contract language and the Town of Orleans.

Break 11:50 a.m.

Reconvened 12:20 p.m.

Liz Argo continued the discussion of the Round II project along with individual member updates and moving forward.

Maggie Downey discussed the meeting of the four board members and ACE who recently met and ACE’s early termination option. Maggie announce that consent letters and spreadsheets were sent out Friday to members which show the financial impact (high and low) from net metering credits.

B. Executive Session Meeting Minutes

The Executive Session Meeting Minutes from August 16, 2012 were tabled until the next meeting.

John Checklick moved the Board out of Executive Session.

Motion to adjourn made by Tim Twombly at 12:54 p.m. and seconded by Charles McLaughlin.

The Board returned to open session at 12:55 p.m.

Materials Distributed:

ACE Memo

Audrey Eidelman email

Intergovernmental Project Development Agreement (Exhibit C & D)

Argo Consulting Phase 2 Project Update

LaCapra Associates Proposal