

Cape & Vineyard Electric Cooperative, Inc.
December 20, 2012
Regular Session Meeting Minutes

The Executive Committee and Directors of the Cape & Vineyard Electric Cooperative, Inc. met in Open Session on Thursday, December 20, 2012 at 10:15 a.m. in Rooms 11 & 12, Superior Court House, 3195 Main Street, Barnstable, Mass.

PRESENT WERE:

John Checklick, President/Director, Falmouth
Charles McLaughlin, V. President/Director, Barnstable who left early.
E. Mark Zielinski, Treasurer/Director, Barnstable County
Margaret Downey, Clerk/Director, Cape Light Compact
Peter Cabana, Executive Member/Director, Dukes County
William Straw, Director, Tisbury
John Scott, Director, Chatham

COUNSEL PRESENT:

Jeffrey Bernstein

CALL TO ORDER:

With a quorum of the Executive Committee present, Pres. Checklick called a meeting to order at 10:15 a.m. noting the meeting had been posted as a Board of Directors Executive Committee Meeting to www.cvecinc.org and onto Public Meeting Notice bulletin boards at Superior Courthouse.

EXECUTIVE SESSION

President J. Checklick declared that the board hereby determines that the disclosure of trade secrets or confidential, competitively-sensitive or other proprietary information in an open session will adversely affect CVEC's ability to conduct business in relation to the other entities making, selling or distributing electric power and energy; and that the consideration of the purchase, exchange, lease or value of real property will have a detrimental effect on CVEC's negotiating position as a public body. The Chair further stated that this meeting convened in open session, notice and posting of the meeting was and that at the conclusion of the Executive Session the meeting will not reconvene in open session this day. *P. Cabana moved the Executive Committee Members vote to enter into Executive Session pursuant to Mass. General Law Chapter 30A:*

- *§ 21(a) (1) for the purpose of discussing an Open Meeting Law complaint*
- *§ 21(a) (3) for an update on Brewster wind litigation*
- *§ 21(a) (3): for the purpose of discussing initiation of potential litigation relating to allegations of fraud*

- *§ 21(a) (10): for the purpose of Round II PV Procurement Strategy Discussion (confidential and competitively sensitive information).*

Seconded by M. Zielinski and voted by roll call unanimously in favor.