

Cape & Vineyard Electric Cooperative, Inc.
Executive Committee
Open Session Meeting Minutes
Tuesday, September 3, 2013

The Executive Committee of the Cape & Vineyard Electric Cooperative, Inc. met on Tuesday, September 3, 2013 at 9:35 p.m. in Conference Room 11/12, Barnstable Superior Courthouse, 3195 Main Street, Barnstable MA 02630

PRESENT WERE:

John Checklick, President/Director, Falmouth
E. Mark Zielinski, Treasurer/Director, Barnstable County
Charles McLaughlin, V. President/Director, Barnstable
Joseph Soares, Executive Member/Director, Cape Light Compact
Peter Cabana, Executive Member/Director, Dukes County
Steven Gavin, Director, Yarmouth @ 9:44 a.m.

COUNSEL & STAFF PRESENT:

Audrey Eidelman, Esq., BCK Law, LLC
Erin O'Toole, Esq. BCK Law, LLC – by remote telephone @ 10:47 a.m.
Liz Argo, Special Projects Coordinator
Karen Loura, Assistant Clerk

CALL TO ORDER

Pres. Checklick called an Executive Committee meeting to order at 9:35 a.m. stating the meeting agenda had been posted pursuant to the Open Meeting Law on the CVEC Website at 4:50 p.m. on August 28, 2013 @ <http://www.cvecinc.org/about/1668-2/> and on the Public Meeting Notice Board at Barnstable Superior Courthouse.

PUBLIC COMMENT

No public comment. No Public Present.

OPEN SESSION VOTE ON ENTRY INTO EXECUTIVE SESSION AND REQUIRED DECLARATIONS OF THE CHAIR

Pres. Checklick stated topics for review/discussion and the need to enter into Executive Session. He declared an open meeting may have a detrimental effect on CVEC's ability to conduct business in relation to other entities making, selling or distributing electric power and energy and that the consideration of the purchase, exchange, lease or value or of real property will have a detrimental effect on CVEC's negotiating position as a public body and a detrimental effect on the bargaining or litigating position of the public body. He also stated CVEC would not return to open session this day. *P. Cabana moved the Executive Committee enter into Executive Session pursuant to MGLA Chapter 30 § 21(a)(3) &(10) for Round I PV Procurement Strategy Discussion and to have a discussion regarding litigation strategies arising from denial of the Dennis/Yarmouth Solar Projects by the Yarmouth Zoning Board of Appeals, seconded by M. Zielinski and voted unanimously by roll call vote as follows:*

| | |
|--|-----|
| John Checklick, President/Director, Falmouth | Aye |
| E. Mark Zielinski, Treasurer/Director, Barnstable County | Aye |
| Charles McLaughlin, V. President/Director, Barnstable | Aye |
| Joseph Soares, Executive Member/Director, Cape Light Compact | Aye |
| Peter Cabana, Executive Member/Director, Dukes County | Aye |

Respectfully submitted,
Karen E. Loura, Assistant Clerk