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East Bay Energy Consortium Meeting Minutes, March 1, 2010

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East Bay Energy Consortium

Representing the following Communities

Barrington Bristol East Providence Little Compton Middletown Newport Portsmouth Tiverton

Warren

Chair – Jeanne-Marie Napolitano, Vice Chair - Andrew B. Shapiro Treasurer- Diane Williamson, Secretary- Jeanne Boyle

Regular Meetings of the East Bay Energy Consortium are held the first Monday of each month, at the Roger Williams University Library, third floor Library Board Room. Meetings start promptly at 8:30 AM Coffee, Bagels and Assorted Fresh Fruit, provided by our host, Roger Williams University

Meeting Minutes

March 1, 2010 8:30 AM

Change in Meeting Location, Bay View Room – Law School, 2nd Floor
Present: Anne Wolff Lawson, Deborah Crowley, Dan Mendelsohn, Lee Arnold, Bob Palumbo Julian Dash, Jenny Pereira, Jeanne Boyle, Dennis Culberson, Garry Plunkett, Gary Gump, Allan Klepper, Merritt Meyer, Beth Milham, Walter Burke, Diane Williamson, Larry Kunkel, Jeanne Napolitano, Andy Shapiro, Joe DePasquale, Carolyn Wells.

Agenda Items 1,2,3,4:

Call to Order made by Jeanne-Marie Napolitano at 8:45am. Mayor Napolitano welcomed all EBEC members and guests, including Larry Kunkel, Merrit Meyer, Julian Dash, Jenny Pereira. The attendance sheet was passed around and EBEC members introduced themselves.

Agenda Item 5:

Minutes from the 2/1/10 meeting were reviewed. A motion (Burke/Boyle) to accept was approved unanimously.

Agenda Item 6, Treasurer's Report:

Diane Williamson reported that all cash match contributions have been received totaling \$11,000. She detailed that the Phase I fees totaled \$16,000. RWU Marine Affairs Institute/Law Fellows research fees are currently at \$8,406 which is beyond the original invoice of \$7,528. She has questions on the supplemental invoice that she received and will reach out to Susan Farady. Diane also registered the East Bay Energy Consortium's name with the Secretary of State as the previous registration had lapsed in December, 2009.

1. Motion(Burke/Boyle) pay the revised supplemental RWU Marine Affairs Institute/Law Fellows invoice in the amount of \$8,406 pending discussion between Diane Williamson and Susan Farady. (Passes with no opposition)

- 2. Motion (Williamson/Plunkett) to pay ASA Invoice for \$16,000. (Passes with no opposition)
- 3. Motion (Williamson/Plunkett)to pay The Arnold Group invoice in the amount of \$1,880. (Passes with no opposition)

Agenda Item 7: Final Phase I Consulting Report, ASA:

Dan Mendelsohn gave a final report on Phase I of the feasibility study. Bristol, Portsmouth, Middletown and Newport have been screened out. Tiverton and Little Compton are the main candidates now. The ranked sites are:

- 1. Tiverton Brayton Road
- 2. Tiverton Industrial Park
- 3. Little Compton Swamp Road.

Meetings will be planned with planning and zoning boards, town councils and water/fire boards in the near future. Phase II research will include developing projects for the top ranked sites, vetting selected sites, joint discussion meeting, detailed economic and feasibility study and evaluation of competing strategies.

Larry Kunkel noted that he has a concern for net-metering legislation and will distribute a draft of the Governor's proposed legislation.

Bob Palumbo noted that timing activities relative to the legislative session and process is key.

Joe DePasquale sought clarification from Julian Dash regarding the grant-required deliverables of the feasibility study. He is worried that we are getting ahead of ourselves. Andy Shapiro agreed and is concerned over the hurry to the Tiverton site.

Julian Dash asked why Newport, Middletown and Portsmouth were counted out already and asked if that discussion included the larger EBEC group. Gary Gump clarified that the Technical Committee met over 3-4 occasions to parse the sites out.

Andy Shapiro stated that Middletown asked for all sites to be removed from the list under consideration immediately.

Allan Klepper asked why municipalities can't invest in Deep Water and that the Florida model singled out by the RWU research fellows is exactly that model. Larry Kunkel responded by saying that there is a preferred developer agreement between Deep Water and the State of Rhode Island.

Andy Shapiro asked how EBEC's letter to RIREC affects EBEC. The letter asks for more specific details and to be kept in the loop on their activities. Dan Mendelsohn said it was fine.

Julian Dash asked what other sites on the list are comparable to the Tiverton Industrial Park. Discussion followed regarding comparable sites, setback and fall zones as well as connectivity to the nearest sub station.

Agenda Item 8a: Joint Work Committee Report

1. A draft letter from EBEC to RIREC was submitted to the group for discussion. The letter asks for more specific details on RIREC's proposal and requests to be kept in the loop on their activities.

Motion (Culberson/DePasquale) to approve the draft letter to RIREC approved without opposition.

2. Contract from ASA for Phase II of the feasibility study was discussed. Phase II was originally funded at \$75,000 but a revised estimate is now at \$90,000 pending approval of an additional \$15,000.

Motion (DePasquale/Napolitano) to approve contingent on additional funding per the Technical Committee. The motion recommended that the full EBEC membership approve ASA to move forward with Phase 2 of the feasibility study with a cap of \$75,000 and that EBEC would ask for supplemental funding from our grantors for the additional \$15,000 needed for this phase of the project. The motion was passed unanimously.

Agenda Item 8b: Legal Committee Report

Motion (DePasquale/Klepper) to approve Chace, Rutenberg, Freeman for Phase II legal counsel not to exceed \$10,000. Larry Kunkel requested a conflict of interest survey to be conducted.

The motion was approved unanimously with an amendment (DePasquale/Burke) requesting a conflict of interest survey to be conducted by Chace, Rutenberg, Freeman.

Agenda Item 8c: Budget Committee Report

Lee Arnold noted that there would be a budget revision for the requested \$15,000 to conduct Phase II of the feasibility study. The Supplemental Budget request of the funders comes to \$33,641.

Motion (DePasquale/Bump) to approve total \$33,641 supplemental budget request was approved with no opposition.

Agenda Item 9: Old Business

a. Portsmouth Turbine Tour

Gary Gump reported that the turbine tour went well and offered future tours with regard to public relations. Gary Crosby or Gary Gump are contacts for Portsmouth.

Agenda Item 10: New Business

- a. Motion to (Napolitano/DePasquale) appoint Jeanne Boyle to the Legal Committee was approved without opposition.
- b. Motion to (Napolitano/DePasquale) appoint Beth Milham, Walter Burke and Garry Plunkett were appointed to the new Public Relations Committee was approved without opposition.

- c. Motion to (Napolitano/Gump) appoint Joe DePasquale as EBEC government liaison was approved without opposition. Joe will be asked to provide updates and information to EBEC.
- d. Motion (Gump/Shapiro) to approve and establish a fixed Joint Committee meeting date approved without opposition.

The date shall be the third Monday of each month at 9am and the agenda for the next meeting will be to research the distribution formula. The budget discussion of the Joint Committee will determine another 6-month budget for the feasibility study.

Agenda Item 11: Next Meeting Date

Next EBEC meeting is scheduled for April 5, 2010.

Agenda Item 12: Adjournment:

Motion (Plunkett/Gump) to adjourn at 10:38 a.m.

Minutes submitted by Anne Wolff Lawson, Leadership Institute at Roger Williams University (awlawson@rwu.edu or (401) 276-4844).