

KENNEBUNK LIGHT & POWER DISTRICT
COUNTY OF YORK
STATE OF MAINE

- - -

BOARD OF TRUSTEES MEETING MINUTES

- - -

KENNEBUNK LIGHT & POWER DISTRICT
4 FACTORY PASTURE LANE
KENNEBUNK, ME 04043
TUESDAY, SEPTEMBER 26, 2017
5:00 p.m.

- - -

BOARD MEMBERS:

PRESIDENT: JONATHAN KILBOURN - (PRESENT)

VICE-PRESIDENT: - DAVID CLUFF - (PRESENT)

GENERAL MANAGER/TREASURER: TODD SHEA - (PRESENT)

CLERK: ROBERT EMMONS - (NOT PRESENT)

TRUSTEE: DAN BARTILUCCI - (PRESENT)

TRUSTEE: BRADLEY "SCOTT" DUCHARME - (PRESENT)

ALSO PRESENT:

Bill Grabin, Kennebunk

Bob Wuerthner, Kennebunk

Beverly Freudenreich, Kennebunk

Peter Ashley, Cape Neddick

L. Drapier, Kennebunk

Matthew Rancourt, Business Manager

(Other members of the public may have been present but not identified.)

APPEARANCES:

PRETI FLAHERTY
BY: TODD GRISET, ESQ
ONE CITY CENTER
PORTLAND, ME 04101

TRANSCRIPT OF PROCEEDINGS

THE VERBATIM PORTIONS OF THIS MEETING are supplied to you on the condition that receipt thereof will certify the accuracy of the spoken word but not that of the speakers.

THE VERBATIM PORTIONS OF THIS MEETING are a transcript of the recorded proceedings and since the proceedings were not taken in front of a court reporter, accuracy in the depiction of speakers cannot be guaranteed in the colloquy of the transcript.

THE VERBATIM PORTIONS OF THIS MEETING are the only official transcript which may be relied upon for purposes of verbatim citation of the proceedings.

Whereupon, President Kilbourn called the meeting to order at 5:00 p.m. The Board had a discussion of whether the conversation regarding legal consultation with the District's attorney, Todd Griset, from Preti Flaherty, regarding FERC matters should be in Executive Session or not. Discussion occurred and the Board concluded that they would proceed in open session until such time that the Board decides that there may be sensitive information that should be conducted in Executive Session.

General Manager Shea then took the floor stating that the District's attorney was brought to answer various questions that both the Board and General Manager Shea have. The first question being, whether or not it is advisable for KLPD to respond to any of the filings that have been made regarding the Mousam River Project. KLPD's project number is P5362, Save the Mousam Keep the Kennebunk Dam, LLC is project number P14855, and America First Hydro, LLC is project number P14856. General Manager Shea stated that there has been a motion by MKRA and Maine Rivers to intervene in regard to P14855 and P14856.

The District's attorney took the floor and discussed the history of KLPD, the Notice of Intent filed by the District, the Federal Power Act, and the regulations set forth by FERC. He discussed further the formal procedures that occurred by the two entities that are interested in obtaining the District's license which included: Filing a Notice of Intent, a pre-application document, and a procedural request. He continued by stating that the District's license is still active, the District is still the licensee, and all obligations of the license are that of the District until notification from FERC is received notifying the District that they have been relieved of their obligations.

The other two docket numbers will be moving forward. FERC will treat each separately. Each docket has a motion pending to be a party in each of the dockets. At this time, no other entity has applied to intervene. Hypothetical extensions, decision reversals, and regulation waivers were then discussed by the District's attorney.

America First was then discussed. According to the Attorney, he believes that this entity is a licensee on other projects. He advised the Board that if they are interested in him researching the company's license history, or any other company, he would be happy to do that. General Manager Shea asked what the benefit would be to research the entities and is it a wise use of the District's resources.

Further discussion continued amongst the Board members and the attorney in regard to this issue. FERC's review of a potential licensee was then discussed in regard to this issue. The attorney discussed the various approaches available to the District from the "hands off the wheel approach" all the way to complete due diligence in regard to researching potential deal partners. Confidentiality was then discussed by the attorney, along with project boundaries, eminent domain, interests of the District, including value of the District's property within the scope of the project, price negotiation, logistics, review of the variances within the applications of the entities, and intervenor status.

General Manager Shea then asked the Board whether or not they want the Notice of Intervenor from the District to be general in nature or a notice that will reflect that the District would like to know every detail that is occurring; whether the filing should be general in both dockets or a bias toward one entity over another. A detailed discussion then ensued in regard to

the transmission lines and transformers within the District, power purchase agreements, regulatory proceedings, and leveraging tools. The various intervenors were then discussed.

The attorney advised the Board to intervene in both dockets, so as to preserve the rights of the District to participate as fully as is desired within the case and within any legal appeals that may occur. General Manager Shea then asked for a motion and vote in regard to the issue.

Vice-President Cluff then made the motion that KLPD enter in as an intervenor on both applications that have been presented to FERC in regard to the Mousam River Project; Project Number P14855, Save the Mousam Keep the Kennebunk Dam, LLC; Project Number P14856, America First Hydro, LLC. The motion was seconded by Trustee Ducharme.

Whereupon, with no further discussion, President Kilbourn asked for a vote.

Whereupon, with unanimous ayes heard, the motion passes.

Vice-President Cluff then asked for the timeframe and next steps for the District. The attorney stated that the District should focus on the cases being brought by the two above mentioned entities. He advised those present that two entities have signaled their intent to apply for the license. If the filings are accepted by FERC, which could take several months for FERC to decide, the entities will then have approximately three years to compile a license application. Pre-application dialogue will occur between the applicants and the various resource agencies; US Fish and Wildlife, Marine Resources, NOAA, et cetera. This will be done in an effort to pre-negotiate what studies will need to occur in regard to such things as environmental issues and fish passage. The filing of the license application needs to occur at least two years prior to the District's license expiration date of March 31, 2020. The attorney then discussed the inclusion of additional applicants. He discussed what would occur if there were no additional applications and the two current applicants were refused by FERC or an entity decided not to proceed. He discussed the procedure of surrendering the license, the schedule of filing a surrender plan, and the general terms of what a surrender of a license means.

After a discussion in regard to confidentiality and the use of Executive Session, Trustee Ducharme made a motion that anything dealing with the surrendering of the dams or the sale of the District's assets, the Board will enter into Executive Session to discuss further. The motion was decided to be discussed by the Board at a later date.

Intervenors were then discussed further. The Town of Kennebunk as intervenors was discussed briefly. The Town of Kennebunk has been kept abreast of the filings, timelines and other information per General Manager Shea. President Kilbourn then discussed the surrender process further in regard to the scenario noted above. He interjected that FERC could extend the District's license. He asked about the range of possibilities in regard to the terms of license surrender, in which the attorney advised that the license would be renewed on its present terms at a duration of a one year term, which will continue until such time that the process has concluded.

General Manager Shea then asked the attorney to explain the significance of the term "unequivocal". Within the Federal Power Act, the attorney explained, Congress wanted to ensure legitimate proposals for license got a fair review from FERC. They wanted the verbiage to be clear enough so as to not wrongly deter others from applying for a Notice of Intent. He

discussed further the filing of an Notice of Intent, the technical requirements, statutes, regulations, and criteria. Falsification of applications was then briefly discussed by the attorney.

Whereupon, Item III, Review Regular Meeting Agenda, occurred.

Whereupon, Board Review and Approve August 29, 2017 Meeting Minutes, occurred. President Kilbourn asked for a motion to approve the August 29, 2017 meeting minutes. Vice-President Cluff made the motion to accept the minutes as presented. It was seconded by Trustee Bartilucci.

Whereupon, with unanimous ayes heard, the motion to accept the August 29, 2017 meeting minutes was passed.

Whereupon, Item V, Board Discussion of Grant Funded Tour of Renewable Energy Facilities in Maine, occurred. President Kilbourn stated that the Sierra Club, Maine Chapter, received a grant and they are planning to do a tour of several solar arrays within the state of Maine which will occur in November of 2017. The Board of Trustees and members of the public have been invited to join the tour. Trustee Ducharme is interested in attending along with President Kilbourn. General Manager Shea asked President Kilbourn if he could speak with the coordinator at the Sierra Club to see how many individuals the tour can accommodate.

Whereupon, Item VI, Board Review August, 2017 Financials, occurred. Business Manager Rancourt took the floor. He advised those present that sales for the month of August were down 155,000 kilowatt hours this year over last. He also stated that a 2007 bond payment was made in August of 2017, which is the main reason for the decrease in cash-on-hand. However, cash-on-hand continues to grow with it being higher this year over last. The bond payment of \$233,000 was both principal and interest for the West Kennebunk substation. The cash-on-hand is at 24 days; down from 31 days in July of 2017.

Trustee Ducharme then discussed delinquency accounts in regard to 90-day items. Business Manager Rancourt then discussed a legacy issue in which management is working on collection strategies. Trustee Ducharme would like an update at the next Executive Session in regard to this issue. General Manager Shea advised Trustee Ducharme that they can have a one-on-one discussion in regard to this issue. Trustee Bartilucci asked about automatic payments and discounts, with Business Manager Rancourt stating that he would like to table that idea until after the implementation of a debit card or credit card payment option. General Manager Shea discussed the Arrearage Management Program that is currently available at the District level through the PUC. President Kilbourn would like to see supporting documentation in regard to early payment/discount options and the beneficial impact on collections prior to further discussion. Vice-President Cluff circled back to the legacy issue which has been on the books for over eight years.

General Manager Shea then discussed ISO New England and the highest generation day of the year. He stated that the coincident peak in New England generally occurs within the third or fourth week of August, typically a Friday, and between 4:00 and 6:00 p.m. He further discussed generation, high demand and load. The coincident peak day for the ISO territory was June 22, 2017. The District's typical peak is between 21 to 22 megawatts. This year on that date, the District was between 18 and 20. General Manager Shea then briefly discussed the impact of RNS, LNS, and capacity charges.

Whereupon, Item VII, Update Board on Plan for Efficiency Maine Rate Decrease Request as Well as Timing and Plan of Attack, occurred. General Manager Shea took the floor and stated that management would like to wait until January of 2018 to adjust the Efficiency Maine rate so as to give management time to see what benefit would come to the District if a concurrent change to the minimum charge structure was to occur. He continued by stating that holding the efficiency Maine rate steady until December will permit an accrual of funds that can be used to reduce the Efficiency Maine rate and blend it into the remaining charges, making less of a roller-coaster effect on the ratepayer.

Whereupon, Item VIII, Inform Board of Request by MKRA for Complete Drawdown of Twine Mill Impoundment, occurred. General Manager Shea advised the Board that he has a confirmed date from Wright-Pierce that the drawdown will occur on November 1, 2017. Notifications will go out prior to that date. It is believed that five to eight feet of drawdown will be required to be able to see the "toe" of the Dane Perkins Dam. He advised further that the Twine Mill impoundments needs to be dropped in order to expose the toe of the Dane Perkins Dam. In order to facilitate the ability to do the inspection, Dane Perkins will be dropped ahead of time, at approximately one to two feet, to hold the water back so that when Twine Mill is down and Dane Perkins is down about a foot, an artificial impeding of the river level will occur to enable the team to investigate the issues further. It is expected that at the most this will take one day, most probably a window of eight hours in which the extended drawdown will occur. General Manager Shea noted that once Dane Perkins is back up, Twine Mill will then fill back up.

John Burrows of MKRA sent a drawdown request to General Manager Shea in an effort to permit consultants that MKRA has hired to collect geomorphology of the section of river impounded by the Twine Mill Dam. MKRA would also like to include cross sections and a longitudinal profile, as well as collecting qualitative information about geological features and sediments in the impoundment including type, size, and diversity. MKRA also feels that it would be an excellent opportunity for them to capture photographs of the stream channel and floodplain from a variety of perspectives that could be used to develop photo simulations of that specific stretch of river in a post dam removal condition.

If the Board agrees to the requests of MKRA, all data and information that MKRA collects will be forwarded to the District. The water drop would need to be an additional five to eight feet over the five to eight feet that will be dropped. No data has been collected by the District thus far within the region of Twine Mill. General Manager Shea believes that the information could be of benefit if no one is successful in obtaining the District's license. A discussion occurred between the Board members. General Manager Shea added the request from MKRA is just for Twine Mill. The District's inspection is of the downstream base, the foundation of the dam. There would be no cost to the District for the requests put forth by MKRA.

President Kilbourn stated that he has no problems with MKRA's request. Trustee Bartilucci asked how MKRA would be doing their requests and who would be held liable if a problem occurs. General Manager Shea stated that MKRA would be at their own risk and he is not certain as to how they would proceed to fulfill their requests. General Manager Shea stated that the District does not own that part of the river bottom so anyone can go out their if they so choose. He also interjected that individuals cannot go into the District's facilities or within the

limits of the dams. General Manager Shea then read the request received from MKRA to the Board.

After a detailed discussion, it was decided that a vote on the matter would occur. President Kilbourn then made a motion to allow the extended drawdown as described in order to obtain the free data and for the Board of Trustees to use that data as they see fit. The motion was seconded by Vice-President Cluff.

Trustee Bartilucci would like an additional month to read and research the information in order to intelligently vote on the motion. Trustee Ducharme added that it could be discussed at the next Board of Trustees business meeting. General Manager Shea stated that FERC needs to be notified by Thursday, September 28, 2017 as to how much the District will be drawing down the river. General Manager Shea added that the drawdown of an additional five to eight feet and the data collected will "cost the District nothing." Trustee Bartilucci stated that he does not understand what is being talked about. He would like to check with reliable resources prior to voting on the matter. The request letter was read again by President Kilbourn. He asked Trustee Bartilucci for further details on his reasoning for waiting. Trustee Bartilucci stated that he is questioning the request and would like to read up about it prior to voting. Trustee Bartilucci requested a copy of the request e-mailed to General Manager Shea as he would like to "run it past somebody."

President Kilbourn added that if the Board votes against the request tonight, and waits until the next business meeting of the Board of Trustees, there will not be enough time allocated to notify FERC of the District's intentions in regard to the drawdown. He added that potentially an opportunity would be lost to obtain data. General Manager Shea added that the drawdown will still occur but that it will not be as deep a drawdown. Trustee Ducharme asked if it could be voted on at the next strategic planning session. General Manager Shea stated that voting at that time would not permit enough time for the agencies to be notified. President Kilbourn does not see any harm in having MKRA collect their data. Trustee Ducharme would like to know what tests MKRA will be performing on the sediments and how they are going to do it. Trustee Bartilucci would like this issue tabled until the next business meeting.

Whereupon, a vote occurred. Ayes were heard from President Kilbourn and Vice-President Cluff. Nays were heard from Trustee Bartilucci and Trustee Ducharme. The motion does not carry and no additional information will be requested as the timeframe for notification to the agencies will not permit it. Trustee Bartilucci requested a copy of the request. General Manager Shea obliged immediately.

Whereupon, Item IX, Board Review of Preliminary Timeline for 2018 Budget, occurred. General Manager Shea stated management will be meeting with department heads, staff in October of 2017. Any items that the Board would like to see considered within the agenda should be forwarded to General Manager Shea before the end of October of 2017.

Tentatively scheduled meetings are as follows:

November 14, 2017, a strategic planning meeting, first draft of the budget presented.

November 28, 2017, a regularly scheduled business meeting, presentation of the second draft of the budget.

December 19, 2017, presentation of the third draft of the budget if warranted. The regularly scheduled business meeting for December has been changed to December 19, 2017 from December 26, 2017.

General Manager Shea has requested that all board members forward to him their schedules of what meetings they will be attending and of any scheduling conflicts. Business Manager Rancourt noted that any rate change would be effective for quarter two of 2018. Rate structure, end fees, cash flow and a rate case were then discussed by the Board along with PUC rules and regulations.

Whereupon, Item X, General Manager's Report, occurred as follows:

A. Address Past Meeting Board Requests

i. Solar update: The voltage studies have been done, an interconnection study is being performed currently to ensure that the equipment NextEra Energy is proposing to install will mesh appropriately with the supply side of the District's system. NextEra Energy is also working on property matters. Battery storage will be discussed at a future date with NextEra Energy, as well as additional capacity once progress has been seen on the current project. General Manager Shea stated, pursuant to questions asked by Trustee Ducharme that he has seen the design for the solar system and he does not know the percentage of acreage the system will take as the final system design and size has not been determined. The interconnection numbers are being compiled and once the figures are known, the size of the system will then be known.

Trustee Ducharme then discussed the solar array at Madison Electric and the pricing structure. He spoke about upgrades in the future, expansion, and the need for the District to be proactive. President Kilbourn discussed the Power Purchase Agreement, the potential to buy the system in the future, and the declining rate of installed solar costs and the impact on the District.

ii. Substation update: The year the transformers at the Water Street substation were put into service are as follows:

Circuit Number 2 - 2008

Circuit Number 3 - 1987 (the District is actively trying to shed load off of this circuit currently.)

Circuit Number 4 - 2004.

General Manager Shea stated that he is currently obtaining prices to complete the "wire job" on Mill Street and changing Ross Road to serve Ross Road, Arundel, and portions of Route 1 from the West Kennebunk substation. General Manager Shea explained how the job would be done, the timeframe, and the areas involved in greater detail. He discussed air brakes that would be placed on each end of Route 1 (Ross Road and Summer Street) and the positive impact that would have on the business section of Route 1.

General Manager Shea stated that the project costs will be compiled and forwarded to the Board for their review. Bonding, special assessments, impact to rates and ratepayers, and cash flow were then discussed. Reliability, redundancy, load reduction, capacity, long term plans and

smart grids were further discussed by President Kilbourn. General Manager Shea advised the Board that he would have the engineer meet with the Board to answer any questions that arise.

iii. Oil sample update: The Dane Perkins sample was insufficient. A new sample has been sent to G.H. Berlin and results are pending. The other two samples need to be filtered. General Manager Shea will purchase a filter and the analysis will be sent back out. Doble Engineering tests the oil samples from the transformers. G.H. Berlin tests the hydraulic oil samples. As Trustee Ducharme has some expertise in this area, he plans to meet with General Manager Shea to review the information that General Manager Shea has on hand in regard to the hydraulics. Trustee Bartilucci discussed the oil sample particle findings and his belief that there will need to be a cleanup. Maintenance check lists and logs, schedules, cleanings, flushings and filters along with protocols, procedures and methods going forward were discussed. Budgeting for dam maintenance, both short and long term, was then briefly discussed.

iv. FERC filings to date regarding Mousam River Project: Was previously discussed.

v.. Review of 2017 performance goals and progress to date: Was tabled at the request of General Manager Shea until the October 10, 2017 meeting.

Whereupon, Item XI, Public Comment Period (limited to 15 minutes total, occurred.)

- - -

Public Comment Period

Verbatim Transcription

- - -

MS. FREUDENREICH: (INAUDIBLE)

MR. ASHLEY: No. The time has passed. You're going to make a mistake, but we'll let it happen.

PRESIDENT KILBOURN: All right. If you would like to speak to our general manager at any time, the door is always open. We always welcome your information. At the meetings we like to do it during the public comment period. And we have changed the comment period --

MR. ASHLEY: No. I -- I --

PRESIDENT KILBOURN: -- to be at the end of the meeting.

MR. ASHLEY: I'm at a point now where I'm just going to let things slide and see what happens.

PRESIDENT KILBOURN: All right. Thank you. I'm sorry that you're disappointed about it.

MS. FREUDENREICH: The only comment I can make is that I appreciate that there are attachments now and that we can follow it along and it is easier --

PRESIDENT KILBOURN: Excellent.

MS. FREUDENREICH: -- to follow along at the meetings.

GENERAL MANAGER SHEA: And we apologize for the extra step that you have to look for them, but we can't -- the e-mail system can't send that big of a document, so you'll get into -- it will tell you to go there, and then you just go to the other page.

MS. FREUDENREICH: Okay. All right. Well, we appreciate that --

PRESIDENT KILBOURN: I'm glad it's working and thanks for the positive feedback.

MS. FREUDENREICH: -- all of the things, if something comes up, please ask whoever is putting things on the agenda, to give the public some heads up in writing.

GENERAL MANAGER SHEA: Um-hmm.

MR. GRABIN: So, I just have a question. I didn't realize there were attachments that were online. So, out of curiosity --

GENERAL MANAGER SHEA: Go to the Board of Trustees page --

MR. GRABIN: Right. But what attachments were --

GENERAL MANAGER SHEA: It's -- all of the FERC filings were on there, the financials, the majority of the items that were on here. So, if there's going to be something that is not Executive Session, in the past, the Board has decided that we don't want -- they don't want draft minutes on the website, so those aren't going, but any other item that's going to be acted on, if there is supporting documentation, it will go on there.

What I do is, we have a bunch of documents, I mesh them together with a PDF so that they're all in order. They're not numbered, but if you look at the agenda, you'll see the order that they go in, and if there are no items, I can put a placeholder in there and just have a sheet that says: Agenda Item 'blah' has no items; if it becomes problematic. But they will be in chronological order, so -- yeah, they will be in agenda order when they are put up there, but not necessarily in any order of importance because when it gets to lettering and numbering things, and getting everything in perfect order -- when the FERC filing -- when it came to the FERC filings, I have a numbering system, but after I get passed my prefix, the first letter automatically sorts that, so items will be sorted in agenda item but not necessarily date status. But, we'll refine the order as we go.

MS. FREUDENREICH: Okay.

PRESIDENT KILBOURN: Thanks for the comment. It's nice to hear when we do something right. We appreciate it.

Any other comments?

(No verbal response.)

PRESIDENT KILBOURN: I would just make one which is that we did decide collectively, as a Board, not to go into Executive Session for the earlier conversation that we had; getting further information about the FERC timelines, and options, and filings. So, you'll probably want to take a look -- it will be in the minutes. You'll probably want to take a look at that when they come out.

MR. GRABIN: This was at tonight's meeting?

PRESIDENT KILBOURN: Yes. We had an Executive Session posted for tonight's meeting --

MR. GRABIN: Right.

PRESIDENT KILBOURN: -- but after discussion with the Board, we decided that we really didn't need to be in Executive Session and so, those conversations with our attorney about the FERC process will be in the minutes.

MS. FREUDENREICH: And those won't come out until --

UNIDENTIFIED MALE SPEAKER: -- for another month.

GENERAL MANAGER SHEA: Right.

MS. FREUDENREICH: -- for another month or the week after a month.

VICE-PRESIDENT CLUFF: It was really just general conversation. There wasn't any really --

MR. GRABIN: Are there any highlights you could share?

GENERAL MANAGER SHEA: The actionable item is that the Board did vote to file in P14856 and P14855 a general Notice of Intervention with no action, but to have an intervenor -- to request intervenor status in the America First Hydro and the Save the Mousam -- Save the Kennebunk -- Save the Mousam Keep the Kennebunk Dams, to file as intervenors so that we can be party to those conversations and we're notified of all of the proceedings. I've been following them, but something might slip through.

So, that was the gist of what -- the timeline was reviewed. I think that's all.

MS. FREUDENREICH: Can we ask what the timeline was -- or basically what it was?

GENERAL MANAGER SHEA: There was no specific -- it was just the deadline has passed, now FERC has a chance to decide --

PRESIDENT KILBOURN: We need to file our intervening status right away.

GENERAL MANAGER SHEA: Yup. Within 30 days.

MR. GRABIN: Are you referring to the timeline that was in the America First Hydro --

GENERAL MANAGER SHEA: We're talking -- no. We're just talking about the general timeline of --

MR. GRABIN: FERC?

GENERAL MANAGER SHEA: -- FERC. The deadline to file an NOI/PAD, 30 days after to file for intervenor status, and then they have all the levity they need to do their timeline.

TRUSTEE DUCHARME: (INAUDIBLE) -- to change anything at the time.

GENERAL MANAGER SHEA: Right.

TRUSTEE DUCHARME: Maybe you might not be but --

GENERAL MANAGER SHEA: But now, those time -- that -- the FERC timeline, from the attorney, from the last meeting is on our website on the hydro page I believe, and possibly the news. That was given to the Board. It was the timeline that went through all of the filing dates.

MS. FREUDENREICH: Where is that at?

GENERAL MANAGER SHEA: I believe it's on the hydro page, Beverly. I thought Kathleen sent an e-mail with that, as well, informing people it was there.

PRESIDENT KILBOURN: I remember that.

GENERAL MANAGER SHEA: You do?

PRESIDENT KILBOURN: Yes.

GENERAL MANAGER SHEA: Okay. And then the time -- all of the -- each of the individual timelines is now on our website in the packet, because America First and STMKKD's are both in there, so those timelines are in there as well. So, all that information is on our website. That was the gist.

MR. GRABIN: And who was the attorney that --

GENERAL MANAGER SHEA: Todd Grisett, Preti Flaherty, who's been doing the FERC work for us.

PRESIDENT KILBOURN: All right. And I guess it's just a heads up for everyone, that because we have an Executive Session listed, until the Board votes to go into Executive Session, we haven't held an Executive Session. So, in this case, there was some lively discussion about whether we should or shouldn't, and we concluded that we would stay away from questions that might directly affect some important strategic piece of legal advice that could affect our -- (INAUDIBLE) -- and rather stick to general questions about where the process is going.

So, I don't think probably anyone missed much, and it will be --

GENERAL MANAGER SHEA: Moving forward, items like this, I'm going to list as tentative. If it's a personnel matter or a true legal decision, it will be listed as a straightforward Executive Session. And, please, call me if you questions before that, so that I can explain. If it says "tentative", we can have the conversation here. If it says "Executive Session" with no tentative before, call me and ask me why because I can't e-mail that.

PRESIDENT KILBOURN: And it's not something we want to have a conversation about.

GENERAL MANAGER SHEA: I don't want to discuss why we're -- yeah. Please and thank you.

MS. FREUDENREICH: Can I ask a silly question? If it says tentative --

GENERAL MANAGER SHEA: Um-hmm.

MS. FREUDENREICH: Could I show up --

PRESIDENT KILBOURN: Yes, of course.

GENERAL MANAGER SHEA: You could --

MS. FREUDENREICH: -- but I might not get to stay?

PRESIDENT KILBOURN: Right.

TRUSTEE DUCHARME: You can show up at either one.

PRESIDENT KILBOURN: You might have to stay outside.

(Whereupon, multiple conversations occurring.)

TRUSTEE DUCHARME: We went through this process.

PRESIDENT KILBOURN: Yeah, sorry about that.

MS. FREUDENREICH: That's all right.

PRESIDENT KILBOURN: That is the way it goes.

TRUSTEE DUCHARME: Because he had a lot of good things. He had a lot of information out there that I think was helpful to me.

PRESIDENT KILBOURN: Yeah. And thanks to Scott and Dan for their raising of the question.

Public Comment Period and Verbatim Transcript Concluded at approximately 7:11 p.m.

Whereupon, Item XII, Date of Next Business Meeting, October 24, 2017 (?), 6:00 p.m. at the District Offices, occurred. The scheduled meeting is for October 31, 2017. General Manager Shea is requesting to change the meeting to October 24, 2017. After a brief discussion, the Board agreed to move the meeting to October 24, 2017.

Whereupon, Item XIII, Board Recommendation for Agenda Items for Next Meeting, occurred. Trustee Ducharme requested that General Manager Shea and/or President Kilbourn try reaching out to the Kennebunk Board of Selectmen again and if there is any news that is part of the agenda.

Whereupon, there being no additional business of the District discussed by the Board, President Kilbourn asked for a motion to adjourn. Vice-President Cluff made the motion to adjourn and it was seconded by Trustee Bartilucci.

Whereupon, with unanimous ayes heard, the meeting adjourned at 7:17 p.m.

Attest: _____
Bob Emmons, Clerk