

*Chicopee Municipal Lighting Board
Minutes of Meeting
Monday, January 27, 2020*

Chairman 6:00 pm called a regular meeting of the Chicopee Municipal Lighting Board to order at 6:00 pm, Monday, January 27, 2020.

Present for this meeting were Commissioner Carl E. Sittard, Commissioner Joseph F. Pasternak, III, Commissioner Robert L. Pajak and General Manager and Clerk of the Board Jeffrey R. Cady. Also present for a portion of the meeting were:

Commissioner Pajak made a motion to accept the minutes of December 18, 2019 as presented. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pasternak made a motion to concur with the payment of Warrant #E122719 dated 12/23/2019 in the amount of \$2,040,286.84; Warrant #E122719 dated 12/18/2019 in the amount of \$263,255.34; Warrant #E010320 dated 12/27/2019 in the amount of \$11,470.45; Warrant #E011020 dated 1/2/2020 in the amount of \$1,064,669.84; Warrant #E011020 dated 1/6/2020 in the amount of \$188,130.64; Warrant #E011720 dated 1/9/2020 in the amount of \$352,318.00; Warrant #E011720 dated 1/13/2020 in the amount of \$150,591.73; Warrant #E012420 dated 1/16/2020 in the amount of \$305,169.12 and Warrant #E012420 dated 1/21/2020 in the amount of \$1,635,026.29. Commissioner Pajak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pajak made a motion to pay *Bills & Customer Refunds* in the amount of \$254,872.87. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pasternak made a motion to pay *Power Bills* in the amount of \$1,787,463.48. Commissioner Pajak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pasternak made a motion to pay *Write-off Uncollectibles* in the amount of \$35,482.76. Commissioner Pajak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pajak made a motion to appoint Jeffrey R. Cady as the Clerk of the Municipal Light Board for 2020. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pasternak made a motion that Commissioner Pajak become Chairman of the Municipal Light Board as of January 28, 2020. Commissioner Sittard seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pasternak made a motion and it was voted that any person made a party to any action, suit or proceeding by reason of the fact that he or she is or was a commissioner,

officer or attorney of the City of Chicopee Municipal Lighting Plant ("CMLP"); or because he or she served at the request of CMLP on a committee or task force of any public corporation or organization, shall be indemnified by CMLP against all damages and reasonable expenses, including attorneys' fees, actually and necessarily incurred by him or her in connection with said action, suit or proceeding including any appeal therefrom. It is the intent of this vote to indemnify such commissioners, officers or attorneys to the fullest extent permitted by Chapter 258 of the Massachusetts General Laws. No one shall be indemnified under this vote for violation of any civil rights if he or she acted intentionally. The term "expenses" includes amounts paid in satisfaction of judgments or in settlement of any action, suit or proceeding other than amounts paid to CMLP itself. Such right of indemnification shall not be deemed exclusive of any other rights to which such commissioner, officer or attorney may be entitled apart from this vote. The indemnification provided for in this vote shall commence after all insurance proceeds or other indemnification proceeds have first been applied to a settlement or judgment awarded for a claim for which indemnification is provided under this vote. Any amount payable by way of indemnity hereunder shall be calculated and paid pursuant to a determination of the CMLP Manager. Commissioner Pajak seconded the motion. Discussion: None; Motion was passed 3 to 0.

Commissioner Pajak made a motion to give CEL employees ½ day on Good Friday for 2020 and 2021. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

The General Manager presented the Commission with the Bid for Steel Penstock Rehabilitation Project. Commissioner Pasternak made a motion, to award the Bid for Steel Penstock Rehabilitation Project, consistent with staff's recommendation in response to CEL Bid #19-0480. Commissioner Pajak seconded the motion. Discussion: None; Motion was passed 3 to 0. *Document: CEL Bid #19-0480*

The Commissioners reviewed the General Manager's performance over the year. They agreed that he had done an excellent job managing the utility considering all of the issues and projects that took place during 2019. As part of the review the Commissioners recommended a 4.5% increase and an annual bonus at \$7,500. Commissioner Pajak made a motion to increase the General Managers salary by 4.5% and provide an annual bonus of \$7500. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

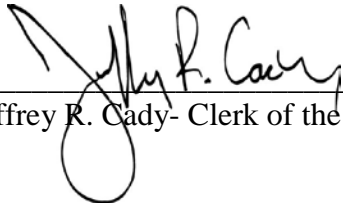
The General Manager provided the Commissioners with an update on the building construction. He explained that the concrete had been poured for the elevator pit and the skylight was being removed from the design in lieu of solar tubes due to some fiber conduit located in the ceiling. We received comments from the planning board that we are addressing. Need to resolve issues that limit vehicle traffic in yard. He also updated the Commissioners on the second phase of the project. Third party estimates were much higher than original estimates at \$10 million. This is due to some significant work needed to shore up basement, workarounds needed etc. After meeting with architect and owners project manager, it appears that most

economic approach is to remove the second floor of the building and restore it to its original look. In addition a two story addition would replace the addition in the back of the building. Estimates by architect are that it would be \$6,000,000 or less. Commissioner Pajak made a motion to approve the modified scope for the building. Commissioner Pasternak seconded the motion. Discussion: None; Motion was passed 3 to 0.

The General Manager provided the Commissioners with an update on the progress of the High Speed Internet project. He stated that both residential and commercial customers appear to be very happy with the service. The next 2 FSA's have been identified and construction in those areas will begin in February. We have anticipated construction of 12 to 15 FSA's in 2020. In order to construct the FSA's three major tier 1 fiber builds are being planned that will allow CEL to expand its available areas. A new telecomm technician has been hired to help with customer site surveys and installs. He also has fiber splicing experience which will help CEL contain some splicing costs.

The General Manager provided an update on legislative issues. He explained that there are many climate related bills that have been filled in the Senate and House. MEAM and MMWEC are monitoring these bills. The Governor proposed the Transportation and Climate Initiative ("TCI"). This proposal will result in a fee on carbon to help pay for infrastructure costs etc. We continue to monitor to see the impact on MLP's.

Commissioner Pasternak made a motion to adjourn at 7:25 pm. Commissioner Pajak seconded the motion. Discussion: Discussion: None; Motion was passed 3 to 0.



Jeffrey R. Cady- Clerk of the Board

Approved: February 24, 2020