

**ATLANTIC COMPACT COMMISSION**  
**1201 Main Street, Suite 1830**  
**Columbia, SC 29201**

**MINUTES**  
**March 23, 2009 @ 12:30 PM**  
**(Approved October 15, 2009)**

The Atlantic Compact Commission met on Monday, March 23, 2009, @ 12:30 PM at The Hilton Hotel, 924 Senate Street, Jasmine and Carolina Wren Rooms. Chairman Benjamin A. Johnson called the meeting to order at 12:30 PM.

Members present: Chairman, Benjamin A. Johnson; South Carolina Commissioner, Thomas W. Weeks, Esquire; Connecticut Commissioner, Kevin T. A. McCarthy; New Jersey Commissioner, Dr. Jill Lipoti; and Alternate Commissioner for South Carolina, Dr. John F. Clark.

Staff: Max Batavia, P.E., Executive Director  
D'Juana Wilson, Administrative Coordinator

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Chairman Johnson welcomed everyone to the meeting. He recognized the two Commissioners that traveled from Connecticut and New Jersey and the guests that were in attendance. After giving a brief update, **a motion was made by Commissioner McCarthy to accept the minutes from the October 23, 2008, meeting. The motion was seconded by Commissioner Lipoti and unanimously approved.**

**New Business**

Post 2008 Barnwell Viability:

Mr. James Shissias, speaking on behalf of the Nuclear utilities group, provided an update regarding their discussions with Energy Solutions to develop an acceptable funding arrangement for Barnwell operations for FY 2010. The draft MOU between EnergySolutions and the SC Budget and Control Board was also discussed.

Please [click here](#) for presentation from utility generators.

Executive Director's Report:

Mr. Batavia discussed the Revenue/Expense Report for the current fiscal year for the time frame beginning July 1, 2008 – December 31, 2008.

Mr. Batavia presented the Audit Report for fiscal year 2008 (July 1, 2007 – June 30, 2008). Mr. Batavia asked that DeLoach and Williamson, LLP, be retained to perform the FY2009 Audit.

**A motion was made by Commissioner Lipoti to retain DeLoach & Williamson, LLP to complete the audit for fiscal year 2009. The motion was seconded by Commissioner McCarthy and unanimously approved.**

Mr. Batavia next presented the 3<sup>rd</sup> Amendment to the Rental Lease Agreement and discussed the relocation of the Atlantic Compact Commission office. Mr. Batavia explained that the office would be moving to the 14<sup>th</sup> floor of the Capitol Center Building, and occupying space that is less than the current space on the 18<sup>th</sup> floor. The annual rental for the space on the 14<sup>th</sup> floor would be about 30% less than the space on the 18<sup>th</sup> floor. He asked for approval of the Rental Lease Agreement for FY 2010 (July 1, 2009 – June 30, 2010).

**A motion was made by Commissioner Weeks, and the motion was seconded by Commissioner McCarthy, to approve the Rental Lease Agreement for FY 2010. The motion carried unanimously.**

Mr. Batavia presented the Energy Office Service Agreement for FY 2010. After a brief discussion, **a motion was made by Commissioner McCarthy, and the motion was seconded by Commissioner Lipoti to approve the Energy Office Service Agreement for FY2010. The motion carried unanimously.**

Mr. Batavia then presented the proposed budget for FY 2010 (July 1, 2009- June 30, 2010). After a brief discussion, **a motion was made by Commissioner McCarthy, and the motion was seconded by Commissioner Weeks to approve the proposed budget for FY 2010. The motion carried unanimously.**

**SC DHEC Update:**

Mr. Richard Haynes, SC DHEC gave a brief update to the Commissioners regarding site closure activities at Barnwell. A brief discussion followed his comments.

There being no further business, the meeting stood adjourned while the Commissioners went into Executive Session.

The Commissioners re-convened into Regular Session from Executive Session. There were no actions taken in Executive Session. A motion was made by Commissioner Weeks and the motion was seconded by Commissioner Lipoti to adjourn. The motion carried unanimously.