

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

MINUTES
THURSDAY, APRIL 3, 2008
(Approved Thursday, October 23, 2008)

The Atlantic Compact Commission met on Thursday, April 3, 2008, at 1201 Main Street, Capitol Center Building, Lower Lobby Conference Room. Chairman Benjamin A. Johnson called the meeting to order at 9:35 AM.

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

Chairman Johnson welcomed everyone to the meeting. He recognized the two Commissioners that traveled from Connecticut and New Jersey. He also thanked Ms. D'Juana Wilson for her agreeing to take time off from her job at the SC State House to assist with the Compact office. After giving a brief update, **a motion was made by Commissioner McCarthy to accept the minutes from the October 25, 2007, meeting. The motion was seconded by Commissioner Lipoti and unanimously approved.**

Old Business: Update on Post 2008 Barnwell Viability

Mr. Jim Latham, President, Chem-Nuclear Systems, gave an update regarding the negotiations between the major utilities and CNS as to the financing of Barnwell operations after July 1, 2008.

A copy of the presentation is on file.

Following Mr. Latham's presentation, there was a brief discussion. Commissioner Lipoti asked if the operating costs that were shown are as low as they can be and Mr. Latham said they are at this time. However, they will continue to look at all areas and will continue to look for ways to cut back on costs in the future.

Mr. Graham Johnson, Duke Energy, representing the generators, made a presentation from the generator perspective.

A copy of Mr. Johnson's presentation is on file.

There was a brief discussion that followed Mr. Johnson's presentation.

New Business:

- Chairman's report - Chairman Johnson reported that he is pleased that D'Juana Wilson has agreed to assist the Commission on a part-time basis. He announced that Connecticut has appointed Mr. Edward Wilds as Alternate Commissioner and New Jersey has appointed Paul Baldauf as Alternate Commissioner.
- Executive Director's report - Mr. Batavia presented the 9 month Income and Expense Report for information.
- Mr. Batavia then presented the Audit Report for FY2007 (July 1, 2006 - June 30, 2007) and recommended that DeLoach and Williamson be retained to do the audit for FY2008 (July 1, 2007 - June 30, 2008). The Commissioners asked the Executive Director to make sure that all funds were FDIC insured.

A motion was made by Commissioner Weeks, and the motion was seconded by Commissioner McCarthy to retain DeLoach and Williamson for the FY2008 audit. The motion carried unanimously.

- 2nd Amendment to Rental Lease Agreement - Mr. Batavia presented the amendment to lease agreement for July 1, 2008 - June 30, 2009. After a brief discussion **a motion was made by Commissioner Weeks and seconded by Commissioner Lipoti to approve the agreement. The motion carried unanimously.**
- Energy Office Agreement - Mr. Batavia presented the agreement with the SC Energy Office and the Atlantic Compact Commission for July 1, 2008 - June 30, 2009. After a brief discussion, Commissioner Lipoti made a motion **and the motion was seconded by Commissioner McCarthy to approve the agreement. The motion carried unanimously.**
- ACC Budget for FY2009 - Mr. Batavia presented the upcoming budget to the Commissioners. After a brief discussion, **Commissioner McCarthy made a motion and the motion was seconded by Commissioner Weeks to approve the proposed FY2009 budget. The motion carried unanimously.**
- Other Issues - Mr. Batavia confirmed that the Atlantic Compact Commission will host the 2009 Forum meeting in Columbia from March 23-24, 2009 at the Downtown Hilton. About 60 people from across the country are expected to attend.

SC Radioactive Waste Disposal Program Update:

Mr. Bill Newberry, Program Director, SC Budget and Control Board Energy Office gave a brief update. He reported that the annual March adjustment to the Maximum Uniform Rate Schedule has been made, as required by state law.

SC DHEC Regulatory Update

Mr. Richard Haynes, SC DHEC, updated the Commissioners on the following regulatory issues:

- **License Fee Increase Status;**
- **Summary of Requirements for Phase I Closure (DHEC required) ;**
- **Phase I Closure Activities;**
- **Compact operations; and**
- **Environmental monitoring**

Next meeting:

The suggested dates for the fall meeting were September 25, 2008 and October 2, 2008. An e-mail will be circulated to find out the best dates for the Commissioners.

The spring 2009 meeting will be held in conjunction with the Forum meeting scheduled for March 23 -24, 2009. The meeting is tentatively scheduled for 2:00 PM on March 24th.

Public Comment:

Mr. Tom Clements, representing Friends of the Earth, made a brief statement.

A motion was made by Commissioner Weeks to adjourn and move into Executive Session. The motion carried unanimously.

A motion was made to adjourn Executive Session and move into Regular session by Commissioner Weeks. The motion carried unanimously.

Chairman Johnson reported that no votes were taken in Executive Session.

A motion was made by Commissioner McCarthy and seconded by Commissioner Weeks to increase the compensation of Executive Director, by \$2,000 beginning July 1, 2008. The motion carried unanimously.

There being no further business, the meeting was adjourned at 11:30 AM.