

WIND ENERGY REVIEW COMMITTEE

Members: James Sholler, Dennis Small, Linnwood Hersey, Kirby Hardy, Anthony White, and Robin Crandall (Alternate)

**Record of Actions at the September 4, 2009 Meeting
Held in the Oakfield Town Office**

Note: Chairman Sholler facilitated the votes and indicated that he would only vote in the event of a tie.

MOTIONS

1. I move that the Committee endorse the Final Report dated September 4, 2009, and submit this report as its recommendations to the Board of Selectmen.

MOVANT: Anthony White

SECONDED: Kirby Hardy

**VOTE: 3 in favor (Anthony White, Kirby Hardy, Linnwood Hersey)
1 against (Dennis Small: Objections to Part II.A “Sound and Noise” section of the report - the Final Report should require pre-construction ambient sound measurements; the Final Report overstates the precision of First Wind’s sound modeling; the Final Report should require the cumulative impacts of Phase II to be incorporated into Phase I; and the Final Report should require more Town participation in the proposed Oakfield Wind Project Complaint Response and Resolution Protocol developed for post-construction sound monitoring)**

MOTION PASSED (3-1)

2. I move that the Committee request the Board of Selectmen to direct the Town Manager and counsel to forward the Final Report dated September 4, 2009, to the Maine DEP.

MOVANT: Linnwood Hersey

SECONDED: Anthony White

VOTE: 4 in favor (Anthony White, Kirby Hardy, Linnwood Hersey, and Dennis Small)

MOTION PASSED (4-0)

3. I move for the Committee to request the Board of Selectmen to direct the Town Manager and counsel to review the Final Report dated September 4, 2009, with the project manager and the Land Bureau Director at the Maine DEP.

MOVANT: Kirby Hardy
SECONDED: Linnwood Hersey

VOTE: 3 in favor (Anthony White, Kirby Hardy, Linnwood Hersey)
1 against (Dennis Small: Board of Selectmen should be involved)

MOTION PASSED (3-1)

4. I move that the Committee request the Board of Selectmen to direct the Committee or its consultants to participate in further discussions with the Maine DEP to seek appropriate conditions advancing the recommendations and appropriate actions of the Final Report dated September 4, 2009.

MOVANT: Linnwood Hersey
SECONDED: Kirby Hardy

VOTE: 3 in favor (Anthony White, Kirby Hardy, Linnwood Hersey)
1 against (Dennis Small: Board of Selectmen should be involved)

MOTION PASSED (3-1)

5. I move that the Committee request the Board of Selectmen to address indemnification of any future claims brought against the Town relating to operation of First Wind's proposed wind energy facility in Oakfield.

MOVANT: Dennis Small
SECONDED: Linnwood Hersey

VOTE: 3 in favor (Dennis Small Kirby Hardy, Linnwood Hersey)
1 against (Anthony White)

MOTION PASSED (3-1)

6. I move, on the basis of the above motions, for the Committee to request the Board of Selectmen to adopt its own resolution seeking adoption of the Final Report in lieu of a moratorium or any opposing motion made at the Town Meeting currently scheduled for September 28, 2009.

MOVANT: **Anthony White**

SECONDED: **Kirby Hardy**

VOTE: **3 in favor (Anthony White, Kirby Hardy, Linnwood Hersey)**
1 against (Dennis Small)

MOTION PASSED (3-1)

7. I move that the Committee request the Board of Selectmen find that the Committee has fulfilled its charge to develop a report for the benefit of the Town of Oakfield relating to the operation of wind energy facilities and to keep the Committee in place for a further period terminating one (1) year after the start of operations of the Evergreen wind energy facilities, with an update report to issue by the Committee before its work ends.

MOVANT: **Kirby Hardy**

SECONDED: **Dennis Small**

VOTE: **4 in favor (Anthony White, Kirby Hardy, Linnwood Hersey, and Dennis Small)**

MOTION PASSED (4-0)

8. I move that the Committee adjourn the Wind Energy Workshop Session.

MOVANT: **Linnwood Hersey**

SECONDED: **Anthony White**

VOTE: **4 in favor (Anthony White, Kirby Hardy, Linnwood Hersey, and Dennis Small)**

MOTION PASSED (4-0)

Note: Robin Crandall (Alternate) supported all motions.