

**Sustainable Energy Utility Oversight Board Meeting
July 28, 2008**

Meeting Location: Rm. 209 Trabant Center, Newark DE

In attendance

Dr. John Byrne, Co-chair
Senator Patricia Blevins*
Senator Gary Simpson
Rep. Terry Schooley
Rep. Bethany Hall-Long
Charlie T. Smisson, Jr., Delaware Energy Office*
Arthur Padmore, Public Advocate*
 Michael Sheehy, Office of the Public Advocate*
 Justin Murphy, Office of the Public Advocate*
Keith Lake, People's Settlement Association
Andrew Slater*, private citizen

Attorney to the Board:
Frank Murphy, Esquire*

Staff:
Sean Finnigan, Legislative Assistant, Delaware State Senate

** Denotes participation via conference call*

Members of the Public (from Sign-in Sheet)

John Flaherty
Lorraine Fleming, DNS
Sally Buttner – DPA

Minutes

The May 29, 2008 SEU Oversight Board minutes were unanimously approved by the Oversight Board.

Review and Approval of the RFP for the Contract Administrator of the SEU

Dr. Byrne provided a brief review of the RFP to the Oversight Board. The RFP document before the Board is a result of a thorough review by the public and DNREC officials. On July 27th Charlie Smisson, State Energy Coordinator, received a list of changes to the

document from Phil Cherry and Bob Zimmerman of DNREC. Each change was reviewed by Dr. Byrne and Charlie Smission. The last minute changes were requested by DNREC. There was a recommendation that as a courtesy the Secretary of DNREC be included on the contract signature list. The State Energy Coordinator and the Contract Administrator must sign, per the legislation creating the SEU. Sen. Simpson motioned to approve the RFP with the list of changes from DNREC. The motion was seconded by Rep. Schooley, and it passed unanimously. Charlie Smission informed the board that the RFP will be posted on August 1st, with the goal of having the Contract Administrator in placed before the end of the year.

New Business

The Board's special tax counsel is gathering the necessary paperwork to file applications with the State of Delaware and with the IRS for 501(c)(4) non-profit status. In order to complete the non-profit application with the IRS, the SEU will need to provide a revenue projection. Sen. Simpson motioned to authorize the executive committee of the SEU to prepare and submit the revenue projection. Rep. Schooley seconded the motion, and it passed unanimously.

Frank Murphy presented the Oversight Board with the Articles of Incorporation for the SEU, and informed the Board that he had prepared these in consultation with the SEU special tax counsel. Sen. Simpson motioned to approve the Articles of Incorporation, and a second was made by Rep. Schooley. The motioned passed unanimously.

Meeting Adjourned

[This was the last meeting of the interim SEU Oversight Board.]