

Cape Light Compact JPE
261 Whites Path, Unit 4, South Yarmouth, MA 02664
Energy Efficiency 1.800.797.6699 | Power Supply 1.800.381.9192
Fax: 774.330.3018 | capelightcompact.org

October 1, 2020

Dear Tim Carroll:

Town of Chilmark (“Participant”) has indicated an interest in participating in the Cape Light Compact JPE Request for Proposals for All-Requirements Retail Electric Power Supply for Municipal/Government Rate Accounts (the “RFP”). The RFP will be issued by the Cape Light Compact JPE (“Compact”) on behalf of participating Compact members and other governmental entities with municipal and governmental accounts located within the Compact’s member municipalities. Issuance of the RFP is a power supply procurement activity authorized by the Compact’s First Amended and Restated Joint Powers Agreement dated as of December 13, 2017 (the “JPA”).

By signing this letter, Participant hereby authorizes the Compact, through its Administrator and Chief Procurement Officer, effective as of [insert date of letter execution], to act as agent on its behalf in issuing the RFP, reviewing proposals from bidders, negotiating the form of municipal competitive electric supply agreement (“MCESA”) with bidders, evaluating, with assistance from expert consultants and legal counsel, the proposals and terms of the modified MCESA, recommending a contract award, notifying the winning bidder on behalf of participants in the RFP and taking other actions which are convenient or reasonably necessary in carrying out the foregoing tasks. The Participant has designated the accounts set forth in Attachment A to be included in this authorization. This letter agreement does not constitute a binding obligation of any kind by the Participant or the Compact to award a contract to a competitive supplier if the bids, in the Compact’s judgment, are not favorable or in the best interest of the Participant and other participants taking part in the RFP, nor does it obligate the Participant to execute an MCESA. Participant understands that if it elects to execute the MCESA recommended by the Compact, or provides the Compact the right to execute the MCESA on its behalf via a separate authorization, the MCESA will have a term anywhere from 12 months to 36 months, will have pricing fixed for each contract year and will commit the Participant to purchase all of the generation for the electricity accounts it designates for participation in the RFP from the chosen competitive supplier for such term, without any right to opt-out during such term.

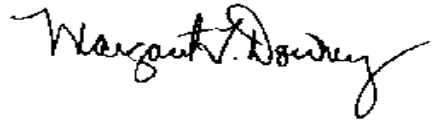
This letter may be executed in counterparts, each of which, when executed, will be deemed to be an original, but all of which together will constitute one and the same instrument. The parties agree that a scanned or electronically reproduced copy or image of this letter bearing the signatures of the parties hereto will be deemed an original.

Working Together Toward A Smarter Energy Future

[Aquinnah](#) | [Barnstable](#) | [Bourne](#) | [Brewster](#) | [Chatham](#) | [Chilmark](#) | [Dennis](#) | [Dukes County](#) | [Eastham](#) | [Edgartown](#) | [Falmouth](#) | [Harwich](#) | [Mashpee](#) | [Oak Bluffs](#) | [Orleans](#) | [Provincetown](#) | [Sandwich](#) | [Tisbury](#) | [Truro](#) | [Wellfleet](#) | [West Tisbury](#) | [Yarmouth](#)

The Compact is enthusiastic about moving forward on this RFP and looks forward to working with you. *If you are in agreement with the foregoing, please sign and scan your signature page to this letter and return it to Margaret T. Downey at mdowney@capelightcompact.org.*

Very truly yours,



Margaret T. Downey
Compact Administrator and Chief Procurement Officer

AGREED AND ACCEPTED THIS [XX] DAY OF [MONTH], 2020 BY ITS DULY AUTHORIZED OFFICER:

[INSERT SIGNATORY NAME]
[INSERT PUBLIC ENTITY NAME]

By: _____
Name: _____
Title: _____