

**CAPE COD REGIONAL GOVERNMENT
ASSEMBLY OF DELEGATES**

APPROVED Journal of Proceedings – August 21, 2013

Speaker BERGSTROM: Good afternoon and it is a good afternoon too. Welcome to the Wednesday, August 21st, 2013, session of the Cape Cod Regional Government, Assembly of Delegates.

I will now call this meeting to order.

And we will begin with a moment of silence to honor our troops who have died in service to our country and all those serving our country in the Armed Forces.

(Moment of silence.)

Thank you.

We will now stand for the Pledge of Allegiance.

(Pledge of Allegiance.)

Speaker BERGSTROM: The Clerk will call the roll.

Roll Call (84.00%): Cheryl Andrews (1.36% - Provincetown), Ronald Bergstrom (2.84% - Chatham), Leo Cakounes (5.67% - Harwich), Ned Hitchcock (1.27% - Wellfleet), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), Marcia King (6.49% - Mashpee), Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon (0.93% - Truro), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Julia Taylor (14.61% - Falmouth).

Absent (16.00%): Richard Anderson (9.15% - Bourne), Teresa Martin (2.30% - Eastham), Anthony Scalese (4.55% - Brewster).

Clerk O'CONNELL: Mr. Speaker, we have a quorum with 84.00 percent of the Delegates present; 16.00 percent absent.

Committee of the Whole

Speaker BERGSTROM: Thank you.

I will now need approval of the Calendar of Business. Are there any additions or corrections to the Calendar?

Mr. OHMAN: So moved.

Ms. KING: Second.

Speaker BERGSTROM: Moved and seconded. All those in favor, say "Aye".
"Opposed?"

(Motion carried.)

Speaker BERGSTROM: You should have received a copy of the Journal of August 7th, 2013. Are there any additions or corrections to the Journal?

Hearing none. I need a motion to approval the Journal.

Ms. MCAULIFFE: So moved.

Ms. KING: Second.

Speaker BERGSTROM: Okay. Moved and seconded. All those in favor say "Aye."
"Opposed"?

(Motion carried.)

Speaker BERGSTROM: We do not have any of the Regional Commissioners.

Mr. OHMAN: I received a message very recently that Commissioner Lyons and Commissioner Flynn are at Exhibit 12 and will be here very shortly.

Mr. CAKOUNES: So let's hurry up then.

Ms. ANDREWS: There was a car accident.

Mr. CAKOUNES: Was that bad? Should I have not said that?

Mr. OHMAN: They recently conveyed that.

Chair BERGSTROM: Do you think we should continue? I can never think of that word.

Mr. OHMAN: Maybe there's someone from the public that would like to speak.

Chair BERGSTROM: Yes. Are there any members -- Communications from Public Officials?

Hearing none.

Any Communications from Members of the Public?

No members of the public wish to say anything.

Assembly Convenes

Chair BERGSTROM: Okay. I guess we will now -- the Assembly will now convene, and we'll begin with a Finance Report from the Standing Committee on -- or a Report from the Standing Committee on Finance and the recommendation of Proposed Ordinance 13-07.

Committee Reports

Ms. TAYLOR: Yes, we met on -- it was submitted on the 17th but we met -- and we met on this previously and we didn't bring it forward at that time because there were questions. This is the money for the lawyer for the Charter Review Committee.

So after we had the second go-around, we made a few changes, and Leo, in particular, thought it would be good to have the budget line be the Assembly rather than the Commissioners. So that was fine with Mark and fine with the rest of the group.

And we did determine for sure from Mark that if the money was not spent by the Charter Review Committee, if it finished its work faster or whatever, the money would not go to the lawyer but would revert back into the general account.

So, that was passed 4 to nothing -- the Chairman didn't happen to be there. He was presumably at work here.

Mr. OHMAN: The Chair was here.

Ms. TAYLOR: -- getting ready for our visit, and so I moved that we go ahead with Proposed Ordinance 13-07 in the amount of \$20,000 for a transfer to a new account line 0011302

Speaker BERGSTROM: So we'll put the original Ordinance on the floor.

Ms. TAYLOR: Okay.

Chair BERGSTROM: Okay.

Ms. TAYLOR: But we're not ready for that.

Speaker BERGSTROM: Well, we have to put the Ordinance on the floor in order to amend it; do you know what I'm saying?

Ms. TAYLOR: Okay. All right.

Chair BERGSTROM: So I need Motion to recommend --

Ms. TAYLOR: Okay. Then I will recommend that we place the original Ordinance 13-07 on the floor.

Mr. OHMAN: Second.

Chair BERGSTROM: All right. It's been seconded. Now, are there any --

Ms. ANDREWS: Mr. Speaker --

Mr. CAKOUNES: I'd like to amend it. Well, do you want to amend it?

Ms. TAYLOR: You can do it.

Ms. ANDREWS: Can I ask a question before we go to the amendment?

Chair BERGSTROM: Sure.

Ms. ANDREWS: Can you help me with my memory. Are you saying that this one that's on the floor right this minute is not the one we voted down previously?

Ms. TAYLOR: Well, that was apparently from a previous fiscal year.

Ms. ANDREWS: So this has a different number, a different Ordinance?

Ms. TAYLOR: So that's why it's now called something --

Ms. ANDREWS: So that's the big difference?

Ms. TAYLOR: But that's the biggest difference. Now we'll go to an amendment that will be another difference.

Ms. ANDREWS: No, no. I just wanted to know the difference between what's in front of us now versus what we voted on and disapproved last time. And you're saying the fiscal year the money's coming from?

Ms. TAYLOR: For the original motion.

Chair BERGSTROM: So far.

Ms. TAYLOR: So far.

Speaker BERGSTROM: Now it's going to be amended.

Mr. CAKOUNES: The largest difference -- if I may, Mr. Speaker?

Speaker BERGSTROM: Yes.

Mr. CAKOUNES: To answer your question, the difference between the two is definitely the fiscal year.

Ms. ANDREWS: Right.

Mr. CAKOUNES: The last one that we turned down -- if you remember the meeting was held some time in June and the argument was, in fact, I even made the argument on July 1 our new budget starts and there was no reason to appropriate this particular amount of money where we had at least \$50,000.00 in the Legal Service Fund going into July 1.

And I had other questions that I was unable to ask as a member of the Finance Committee, and I asked everyone to vote -- I said I was going to vote it down and everyone kind of agreed and voted it down.

This now subsequently has come before us and is asking for \$20,000.00. It's being appropriated out of two separate funds. One is the Reserve -- County Reserve Appropriated Reserve Fund and the other is the County Appropriated Stabilization Fund; \$10,000.00 for each one of those funds.

I would, if I may Mr. Speaker?

Speaker BERGSTROM: Yes. Go ahead.

Proposed Ordinance 13-07: To transfer appropriations within the County's operating budget for Fiscal Year 2014, as enacted in Ordinance No. 13-03, by making appropriations transfers for the Fiscal Year two-thousand and fourteen.

Mr. CAKOUNES: I'd like to make an amendment that we do, in fact, transfer \$10,000.00 from the County Appropriate Reserve Fund, and I won't be bothering reading the line item because it's the same one that's listed on the Ordinance as printed, but it be transferred into Line Item 0011302-5235, which is the Legal Services Line Item of the Assembly of Delegates budget.

And as far as Section 2 goes, once again, transferring \$10,000.00 from the County Appropriated Stabilization Fund Reserve. I won't bother reading that line item because it is going to be the same in my amendment.

However, it would be transferred into 0011302-5235, which is the Legal Services line item under the Assembly of Delegates' Budget.

Chair BERGSTROM: Okay.

Mr. CAKOUNES: That's my motion or amendment.

Speaker BERGSTROM: Do we have a second?

Ms. MCAULIFFE: Second.

Ms. KING: Second.

Chair BERGSTROM: All right. Now you understand that since we're here, we can't give you a printed copy of this, so I want everybody to understand what Leo's amendment is basically is to instead of transferring it to some general legal account, they're transferring them to the Assembly Account.

Mr. CAKOUNES: Exactly. If I may, Mr. Speaker? On the amendment, the way the original 13-07 was written, \$20,000.00 was going to be transferred into the Assembly -- the Barnstable County's Legal Service Fund, which presently now has \$50,000.00 in it. This 20,000.00 would have been added to it.

And subsequently what happened when the Charter Review Committee has legal services rendered, the bills would come to the Clerk and then the bills are sent over to Mark, and Mark would pay them out of the General Legal Services Fund.

I thought it was more appropriate because the Legal Services are for the Charter Review Committee, which, in fact, was established by the Assembly that we would be able to track and certainly account for the dollars if they were separated in our line item budget.

The procedure will still be the same as the attorney provides services and submits bills. They will go to our Clerk. She will agree or make sure that they're being -- services were rendered, stamp them, send them to Mark, and then Mark will pay them out of our line item, the line item that I just read you.

If, in fact, we do not use all the services at the end of the year, we will be able to see exactly how much is left there because it's not being co-mingled with any other legal services funds, nor is it being co-mingled with any other legal funds because presently the balance in that account that I read you is zero.

So once you vote this right now, it will be \$20,000.00. So if, in fact, we do spend the full 20,000 it will all be gone. If we only spend 18, that, too, will be in that line item.

So I only made the amendment because I thought it was just a cleaner way of doing it.

Speaker BERGSTROM: Cheryl.

Ms. ANDREWS: You said, "End of the year"; calendar or fiscal?

Mr. CAKOUNES: Fiscal.

Ms. ANDREWS: So we'd have to wait until June 30th of next year?

Mr. CAKOUNES: To?

Ms. ANDREWS: Unless you get a monthly report from the Clerk what the balance is.

You made a specific point of saying if you have any question about what's spent, you could wait until the end of the year. And I just wanted to be clear; you're talking about the end of the fiscal year?

Mr. CAKOUNES: I'm talking about -- basically what I was referring to is the end of the services too. I mean let's say the County Review Committee decides to end its need to the legal services in January, we can just simply ask our Clerk, "Well, what's our account balance for the Legal Service Fund," and it would be one phone call to Mark and he'd be able to tell you what the balance is or anyone of us can do that. We don't necessarily have to wait to the end of the fiscal year to find out what the balance is.

But it will certainly stay in there, and any unused portion will be returned to the County, as all unused funds are.

Speaker BERGSTROM: Okay. Any questions on that?

Ms. ANDREWS: I have one but I was waiting. I didn't want to ask all the questions, so I'll wait and give it to somebody else.

Speaker BERGSTROM: Well, if you speak now or forever hold your peace.

Ms. ANDREWS: I will never do that.

Speaker BERGSTROM: I did suspect you would.

Ms. ANDREWS: No. I wouldn't want to disappoint you.

I didn't attend the Public Hearing so I don't know if these questions were asked and answered.

But my question is first, is the thought here that 20,000 is to cover the review committee up until the day they make their recommendations to the Assembly and no more?

Speaker BERGSTROM: My understanding is that he is under a contract. Am I right about that?

Mr. CAKOUNES: That's the impression that I got too.

Chair BERGSTROM: He's under a contract.

Mr. CAKOUNES: He's under basically -- he's given the County an estimate of his services to provide for that specific purpose.

Ms. ANDREWS: Well, that's the question; was does the contract say? Is it to a date certain or is it to do a specific task? We don't know.

Ms. TAYLOR: I do know.

Speaker BERGSTROM: Yes.

Ms. MCAULIFFE: I think it's for a task.

Speaker BERGSTROM: It's a task.

Ms. MCAULIFFE: Yes. I think it's to make sure that we have language appropriate for the committee work. In other words, if there are changes to be made that he make sure that the language is appropriate and legal.

Ms. ANDREWS: Okay. So once the committee is finished with its work, the task is complete?

Speaker BERGSTROM: Right. Now --

Ms. ANDREWS: Is that the understanding of the Finance Committee?

Ms. MCAULIFFE: It's just for this.

Speaker BERGSTROM: Through the point where the committee is disbanded -- makes its recommendations, disbanded, one has to presume that in the case that this went on forever that we'd have to go back with a supplemental appropriation.

But the contract with the County is to do the work related to the committee. So as long as

the committee exists, he's doing the work. When it ceases to exist, he's gone.

Okay. We're all set with that? All right. I will then take the vote on the amendment, okay, which is on the floor.

All those in favor, say "Aye". "Opposed"? Do we need a voice vote on this because -- it's money so we need a voice vote.

Clerk O'CONNELL: Yes.

Roll Call Vote on amendment to Proposed Ordinance 13-07: To amend account number to 0011302-5235.

Voting YES (84.00%): Cheryl Andrews (1.36% - Provincetown), Ronald Bergstrom (2.84% - Chatham), Leo Cakounes (5.67% - Harwich), Ned Hitchcock (1.27% - Wellfleet), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), Marcia King (6.49% - Mashpee), Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon (0.93% - Truro), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Julia Taylor (14.61% - Falmouth).

Voting NO (0%)

Absent (16.00%): Richard Anderson (9.15% - Bourne), Teresa Martin (2.30% - Eastham), Anthony Scalse (4.55% - Brewster).

Clerk O'CONNELL: Mr. Speaker, amendment to Proposed Ordinance 13-07 passes with 84 percent of the Delegates voting yes; 16 percent absent.

Amendment to Proposed Ordinance 13-07: To approve change of account number to 0011302-5325.

Chair BERGSTROM: Okay. So now we have the amended Ordinance on the floor. You all understand what it is.

Do I have a motion to approve the amended Ordinance, Ordinance 13-07 as amended?

Ms. MCAULIFFE: So moved.

We need a vote to approve the amendment, and then I need a vote to approve the Ordinance.

Ms. MCAULIFFE: Move the Ordinance.

Mr. OHMAN: Second.

Speaker BERGSTROM: Moved and seconded. All right. All those in favor?

Mr. OHMAN: Or further discussion?

Chair BERGSTROM: Oh, further discussion, yes. I think everybody's pretty much spent on this.

Roll Call Vote on Proposed Ordinance 13-07 as amended: To transfer appropriations within the County's operating budget for Fiscal Year 2014, as enacted in Ordinance No. 13-03, by making appropriations transfers for the Fiscal Year two-thousand and fourteen.
(Amended to account number to 0011302-5235).

Voting YES (84.00%): Cheryl Andrews (1.36% - Provincetown), Ronald Bergstrom (2.84% - Chatham), Leo Cakounes (5.67% - Harwich), Ned Hitchcock (1.27% - Wellfleet), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), Marcia King (6.49% - Mashpee), Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon

(0.93% - Truro), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Julia Taylor (14.61% - Falmouth).

Voting NO (0%)

Absent (16.00%): Richard Anderson (9.15% - Bourne), Teresa Martin (2.30% - Eastham), Anthony Scalese (4.55% - Brewster).

Clerk O'CONNELL: Mr. Speaker, Proposed Ordinance 13-07 as amended passes with 84 percent of the Delegates voting yes; 16 percent absent.

Proposed Ordinance 13-07 as amended: To transfer appropriations within the County's operating budget for Fiscal Year 2014, as enacted in Ordinance No. 13-03, by making appropriations transfers for the Fiscal Year two-thousand and fourteen.
(Amended to account number to 0011302-5235).

Chair BERGSTROM: I am now going to recess the Assembly and go back to the Committee of the Whole and speak to the Commissioners.
(Assembly recessed.)

Committee of the Whole Reconvened

Chair BERGSTROM: All right. We don't need permission because we're no longer convening. We're now back in the Committee of the Whole. So if you want to get up there.

We've got the Communications from Boards of Regional Commissioners. That's you guys.

Communications from the Board of Regional Commissioners

Commissioner FLYNN: Well, I just want to say hello to everybody. It's been a while. It's been a long summer. I'm glad to be here.

Unfortunately, I have to leave at 5:30 because I'm on the subcommittee for the Fertilizer Review Bylaw and that meeting starts at 6:30 in the Assembly of Delegates. And Bill couldn't be here this afternoon either, but our other trusted Commissioner is here.

I think just a couple of things I can tell you is we're beginning the process of interviewing, doing the first interviews for applicants for the County Administrator position. It was pretty clear in the ad and in the letters that this was only for one year. And it was an interim position until such time as the Charter Review Committee resolves the or comes to some agreement, not necessarily that it passes on the ballot, but that the Charter Review Committee -- so that this person who is going to apply for the full-time position has some idea of what County government's going to look like. I mean anybody applying for a job like this wants to know what the government is. And so that's one of the reasons why we decided to go with the interim.

And I think, today, we reviewed a vehicle policy which the County hasn't had before, a policy on the use of County vehicles and who can use them and then they could be used in the proper maintenance for vehicles --

Commissioner LYONS: Replacements.

Commissioner FLYNN: -- the replacement of vehicles, the IRS Commuter Tax, which sometimes if someone had to take the vehicle home is, by design, is someone who is approved for

emergency purposes then there's an IRS imputed tax that obviously anybody who's in a municipality or a County government has to pay if they do that.

So, anyway, we now have policy and we'll be happy to share it with you when we finish it, which should be at our next meeting.

The other thing that is of great concern to us, and we have had conversations with Paul about this for the last several weeks, are all these emails that are coming out about County government.

Commissioner LYONS: Cape Cod Monitor -- the Commission Monitor.

Commissioner FLYNN: Yes, from the so-called Cape Cod Monitor from different names of people that we've not heard of before.

And it's been pretty clear through an analysis of language that is now possible, that analysis of language was done on all these emails and the conclusion is that they come from the same person. So Paul is working on that.

And what we're doing for the future is I think you may know that we agreed last year we had to have a communication plan, not only for the County but for the Cape Cod Commission. And we've been working on that all along, and we're about ready to put out a draft of what that communication plan might be. It could be something in the way of microblast, as they call them. Every so often there's a microblast that goes to people that let's them know what the Commission's doing, what the County's doing.

And it's still in the very draft stage, but we think it's really important we have a great story to tell, and it's not getting out there. So we need to do that. So that's one of the ways we're going to do it is with an install a communication plan for both agencies.

And that's kind of up-to-date where we are now.

Speaker BERGSTROM: Pat, I also got those emails that -- some of us also got emails under a name that when you try to respond it came up empty.

Commissioner FLYNN: Right. Yes.

Chair BERGSTROM: So I talked to IT, and I was also concerned and I think -- Janice was also concerned that some emails -- that there are several, less than a handful of individuals who seemed very interested in what the County is doing. And they also seemed to have lines of communication as to what we're doing that don't make any sense.

In the words, if a communication is sent to a couple of people and all of a sudden somebody gets on the email and they know what's going on, it's unlikely that the people who got the email would've told them because, you know.

So I'm concerned. I'm concerned about security that if these people are that interested in what we're doing and are willing to send out emails that they might be able to hack into our system.

So IT told me that we could start -- if you have any concerns, you can change your -- start by changing your password or tracing this because I mean it's all public information. But you like to -- if I send something to the Assembly members, I'd like them to know before they get it from somebody else, you know, on the Internet.

So, yes, this is an issue, and I'm glad Paul and you guys have started to look at it.

Commissioner FLYNN: We're working together on this very seriously. We've very concerned about this. I mean there's nothing that can be more detrimental than misinformation, and a lot of what's coming out is misinformation.

Chair BERGSTROM: And, apparently, these things go to everybody. I mean they go to Selectmen. They go to the guy on the street.

Commissioner FLYNN: There's a huge -- oh yes.

Commissioner LYONS: The Web has widened, and you know I just think that people have to be -- and they look very official. I mean there was a Barnstable County website that looks very much like our own website.

This Cape Cod Commission Monitor, anything that has a Gmail, people should check it because that really is not an official. And as we all know, we can have very many emails or Gmails under different names and surnames, and when we do check these people out even as residents of Cape Cod, they don't come up.

So it is one person trying to create division and misinformation and angst.

Speaker BERGSTROM: Julia, do you have something?

Ms. TAYLOR: Well, just as a humorous aside. I think my favorite of these -- what can I say -- was Ron Beaty as a/k/a Cape Cod Commission Monitor reporting on the email he had gotten from voices on wastewater, another of his --

Ms. MCAULIFFE: Aliases.

Ms. TAYLOR: -- and he's explaining how interesting it was to have heard from that group.

Speaker BERGSTROM: I had a discussion with John, but my understanding, and correct me if I'm wrong, is that they're supposed to give you an option to opt out of these things. In other words, you would get a little disclaimer, like, I don't know, Sierra Trading Post or something, and it says on the bottom, "If you don't want to get these emails, please click here" or something like that.

Commissioner FLYNN: Unsubscribe.

Speaker BERGSTROM: Yes, but I think that there may be a requirement that if you get unsolicited emails from a group that you have an option to opt out of them. Say, "Don't send them to me anymore," but I don't know. That's a legal issue.

Ms. ANDREWS: Ron.

Speaker BERGSTROM: Anyway, yes, Cheryl.

Ms. ANDREWS: Two things. One is that I think this just furthers along the concept of having County email addresses for County business, and I will pat the back of the Assembly of Delegates because we pushed that. We didn't have them when I joined, which was what just three years ago.

And the second thing is to say that when, you know, go back almost 10 years ago, when Provincetown went out in front on the gay marriage issue, we became a target. And I can tell you some of the emails we got weren't exactly pretty. They were certainly not local.

And so we had a discussion about the same issue. And in the end, it's very simple. If an email wants to be treated as something other than spam, it has to have a name, a phone number, and an address. And we voted in our policy, and the problem kind of went away very quickly.

So, you know, this isn't really a security issue. This is simply an ID issue, and if someone wants to be treated seriously and wants to send me an email and wants me to act on it, I'll expect a name, phone number, and address. And if I don't get it, off to the spam place it has, which everyone has.

So, I just figured I mention that because that was nine years ago.

Commissioner FLYNN: Yes.

Ms. ANDREWS: And it solved that problem pretty quickly.

Chair BERGSTROM: I don't want to get too far off the report from the Commissioners here. But, yes.

Ms. MCAULIFFE: And, you know, the newspapers won't print anything without being able to validate it.

Ms. ANDREWS: Exactly.

Ms. MCAULIFFE: And electronic is just a cyber form of communication.

Ms. ANDREWS: That's right.

Ms. MCAULIFFE: So that is a good idea. Perhaps we could, in the future, consider a policy.

I even tried to forward or respond to an email that had a Comcast address and that bounced back too, and I don't even know if that person exists. And it was kind of a smear on one of our Commissioners.

So I think aside from the smear and this misinformation, what we need to do is make sure that it's real people with real thoughts.

Speaker BERGSTROM: I think Paul's communication -- I don't know how widely that was distributed. Whether it was distributed to Boards of Selectmen and so on and everybody is on notice that if they want to know what's going on in Barnstable County, they can look at our website. All our meetings are posted. There is video of everything. And as long as they're aware of that, we'll be all set.

Okay. Are there any other questions for the Commissioners on anything that they've discussed? John.

Mr. OHMAN: I have a couple just in general. Jail; how's the progress on the jail? Is there a completion date for the Health Department at the jail?

Commissioner LYONS: The renovations.

Mr. OHMAN: The Health Department in the gym at the jail.

Commissioner LYONS: Well, the Health Department should be completed, and they're scheduled to move in I think by September.

Commissioner FLYNN: September.

Mr. OHMAN: September.

Commissioner LYONS: Yep. And that looks beautiful and you should all ask for a tour of that because it is impressive what they did to that aluminum structure out there. And there is ongoing -- but Steve Tebo would be a good guy for you to bring in and ask about that along with Mark or anyone else.

Commissioner FLYNN: He's the facilities --

Commissioner LYONS: He's our facilities guy and he's very good. He's been doing a good job.

Commissioner FLYNN: In fact, he could give you -- he has a great plan for County buildings. Some are particularly the Registry of Deeds. The fire escape is almost dangerous. You wouldn't want to use that.

Some of the stone work in front of the courthouse; he has a very complete plan over the next five years to try to upgrade not only the buildings but the walkways and parking lot.

So he would be a good person to update you on those and a tour.

Chair BERGSTROM: Go ahead.

Commissioner LYONS: I went on a tour with Judge Nickerson and IT's scheduled to have a tour with them because now with the Health Department moving out, that gives up more free space for the court's to conduct its business and to have better holding places. So we're also looking at how we can upgrade the internal building of the Superior Court.

Mr. OHMAN: Well that was the second half of my question. What's the progress on the

court and will we be getting more -- will we be negotiating a higher rental for that extra space?

Commissioner LYONS: Well, that's going to be part of the tour discussion.

Commissioner FLYNN: The court's been in touch with -- there's a new person at the state, I guess, that's in charge of administrative services for the courts, and he's been in touch with Mark because there is a real need for storage and we don't want them to use the old jail for that purpose because that could be very valuable space in the future.

But with the lab leaving and all that space downstairs, there's a need for a better place for the prisoners to be held when they come in. Right now, it's like something from the 1600s.

Commissioner LYONS: Right.

Commissioner FLYNN: So that needs to be corrected. They need a place for storage. There are some areas that will be vacated.

One of the things we want the new person that's coming in and with Mark to work with the court and not only look at the facilities that are being vacant, but our current facilities as well. And now they can be better reconfigured to meet not only our present needs but our future needs because the base is there, we just have to make better use of it.

We also have to clean it up and paint it and do something with the old carpets. I mean it's really -- and also with storage, even storage for County documents. We can do a lot more electronically now that we have better programs as well.

In fact, I was at Community Health Care the other day. The Community Health Cares in Massachusetts were just awarded a \$90 million grant over the next 10 years. There's one in Mashpee who was one of the ones to receive the money that Karen --

Commissioner LYONS: Gardner.

Commissioner FLYNN: -- Karen Gardner is CEO, and the secretary of Health and Welfare was there and the CEO, who is partners which surprised me, was there, because they are a partner in all of this.

But anyway, what I want to say is you go in there and you don't see a file cabinet because everything is filed electronically. They have really moved forward, and I think this is an opportunity for us as we're upgrading our IT not only the hardware and software, but a way for us to be able to really begin to store a lot of these records electronically as well.

So we really have to, you know, have better security and plan for the future and not just fill up all these empty spaces with boxes and boxes of files, which is the way it's been done since time and memorial.

Speaker BERGSTROM: Pat, has any thought been given -- I mean when I was in Chatham, we had a Capital Facilities Plan and we did what you're talking about which is basically we assessed the properties and so on, the things we would need in the future, and they put together basically a plan extending over five years/six years of a funding source to cover these things, and so is the direction you're headed?

Commissioner FLYNN: Exactly.

Commissioner LYONS: Yes.

Chair BERGSTROM: Okay. That's good.

Commissioner FLYNN: Steve Tebo has actually been working mostly on the current facilities and the complex itself, but we need to look interiorly and really look to the future about how this is going to work out.

Speaker BERGSTROM: And it's basically the County -- you guys are our responsibility to renovate the facilities and then we, in turn, lease them back to the state.

Commissioner FLYNN: Yes. That's right. That's how it --

Mr. CAKOUNES: They pay for the renovations.

Commissioner LYONS: Yes, they do.

Commissioner FLYNN: They do.

Commissioner LYONS: They do, yes.

Mr. CAKOUNES: Okay. Reimbursed.

Commissioner FLYNN: It takes a while but they eventually pay on a reimbursement.

We have to spend our money first.

Commissioner LYONS: I'm sure they're going to try to negotiate something in there.

Chair BERGSTROM: Well, if there's nothing else --

Mr. OHMAN: I just have one more quick question. Very quick. Who is the liaison to the AmeriCorps board?

Commissioner FLYNN: Bill Doherty.

Commissioner LYONS: Bill. Is it Bill?

Commissioner FLYNN: Yes.

Commissioner LYONS: Okay.

Mr. OHMAN: I would love to see him here at our meetings.

Commissioner FLYNN: I thought he went -- well, this group this year was absolutely phenomenal. They were unbelievable.

Mr. OHMAN: But the leadership is leaving.

Commissioner FLYNN: If you didn't receive a copy of their report, you really need to because it was written by them, by one young man in particular. I can't think of which one. But it was written by several of them but it was the first time we've ever really had a report from the AmeriCorps people themselves, you know, the volunteers. It was really absolutely great, what they learned, what they did.

And there was a Mayors' Day this year. I don't know if you knew about that, but it was Mayors for AmeriCorps. In every city in the United States, the Mayor was supposed to arrange some kind of a tour so that people could go out and view the work of AmeriCorps.

So we decided since we didn't have a Mayor, we'd be mayors for the day. So we created our own Mayors' Tour that day. And we asked them to select four projects that they thought were the best projects and the most meaningful projects. And we notified the towns that we were coming. We had a bus, and we notified the four towns that we were coming. And hopefully the Selectmen or the Town Manager could meet us and the AmeriCorps volunteers who worked on the project.

And we went to those four towns. It took about a half a day. And one of them was in Brewster where all the erosion from the storm took place, and you could see where that cliff had just been absolutely torn away by the storm. And the work that AmeriCorps had done to restore that and to restore the beach, not the private property part of it, but the property that was public. And all the work they did, it was just fantastic.

Commissioner LYONS: And the money they saved us.

Commissioner FLYNN: And the money, actually, the money they saved. They're now up to something like in their 14 years they're up to about \$16 million that they have worked -- that they have done for Cape Cod in that time.

So the towns that have them and utilize them do a great job and they have them do excellent assignments, things that they can do and things that the towns probably would never get to.

I know Orleans -- a fabulous tour in Orleans.

Mr. OHMAN: The tree warden. They did the tree work, tree warden work.

Commissioner FLYNN: Yes. It was really, really good.

So if you don't have that, I can tell that nobody seemed to have any recognition of the report. I'm going to make sure you get a copy of it because it's really worth reading.

Speaker BERGSTROM: In Chatham, I know the -- my property borders on conservation land, and I've never really known what the boundaries were. And one day there's a stake in the ground. It turns out, AmeriCorps had come. They mapped in the town of Chatham that basically bounded all the public property, so that you know there's always an issue, someone's encroaching up on the property.

Commissioner FLYNN: Right.

Chair BERGSTROM: Well now they had actually surveyed and bounded off all the -- so you know if somebody encroaches on it or you know what you own and what you don't, which I'm sure most towns don't. It's basically --

Commissioner LYONS: Right.

Commissioner FLYNN: One other thing. The Bourne and Wellfleet House invited the Commissioners to dinner. And we can never get the date for the Wellfleet House, but we managed to get a date at the Bourne House. And that was the night you couldn't make it but Bill and I went.

And they have their own vegetable garden out front, so we ate vegetables from their own garden, no meat. I think they're all vegetarian.

But they had a fabulous little dinner that they prepared. And they only meet together about twice a week to eat together as a group. So we were there and there were about 16 of them there. So there were like 18 of us for dinner. And they had a great dinner, great vegetables, corn on the cob, a little fish. And dessert was some kind of weird popsicle. I can't even remember what it was.

Chair BERGSTROM: That's making me hungry.

Commissioner FLYNN: What?

Commissioner LYONS: You're making him hungry.

Chair BERGSTROM: Anyway, it's 4:40pm.

Commissioner FLYNN: I know. But anyway, we had a great time at the Bourne House and I'm sure they'd be happy to have any of you to dinner one night.

Speaker BERGSTROM: Okay. Thank you. I know you have to go.

Assembly Reconvened

Chair BERGSTROM: All right. I will now reconvene the Assembly, and we will move on to Item 13, Report from the Clerk.

Report from the Clerk

Clerk O'CONNELL: Good afternoon. I just want to let you know that I took the opportunity to send Delegate Anthony Scalse a get-well card on behalf of the Assembly. And I know that he has received it. He has not been well, and he asked me to send his regards to all and he hopes to be able to get back here in September.

And in addition to that, Teresa would have reported it to you but she's not here right now. Teresa and I attended the County Extension Tour on the 14th of August with some other

individuals. The Commissioners were there. Again, it was just a fantastic tour. We did the Upper Cape and took the whole day. Very interesting tour. Very worthwhile projects to see. Quite impressive.

In addition, I want to remind you that next Wednesday on the 28th the Committee for Charter Review will be meeting at 4 o'clock in the afternoon, a little bit earlier than usual because it's a non-Assembly meeting day.

And then the Assembly meets again next on the 4th of September at 4:00 and I'm going to presume probably Charter Review immediately following that, so if you're looking to place anything on your calendar....

And in addition to that, the Governmental Regulations Committee will be meeting going one week out further than that on Wednesday, September 11, which is a non-Assembly meeting day. I believe all the committee members are aware, maybe not John but I sent you an email.

Mr. OHMAN: I'm now aware.

Clerk O'CONNELL: You're now aware. And that's going to be on the Fertilizer Management Plan. We're going to have a Public Hearing on that because you will be taking a vote on that on September 18, and I think there's going to be quite a bit of interest in that. So that will be coming up and will be advertised next week.

And I also want to thank the two gentlemen seated in the audience for helping me set up today. And I hope you're going to stick around and help me breakdown.

Mr. WRIGHT: I don't think we have a choice.

(Laughter.)

Clerk O'CONNELL: And that's it. That's all I have to report today.

Chair BERGSTROM: Okay. Where is Anthony, by the way; is he home?

Ms. KING: No, no. He's in a rehab. I actually spoke to Tony probably Monday. I mean I probably talk to him once every other week. He is in -- is he in Spaulding?

Clerk O'CONNELL: Spaulding.

Ms. KING: Yes, he's doing okay. I think at one point they thought he was going to go home, and then I think he had a setback. I also talked to his daughter. So he's doing okay.

I told him to call me when he gets home, and I was going to go over and see him so. But he still is not home, and I'm not sure what he's planning on. I think he thought he'd be home by now so.

Speaker BERGSTROM: Well, as you can tell from the Clerk's Report, I mean, in this period between passing the budget and just before the end of the fiscal year in September, things have been pretty slow. We haven't had a lot on the agenda, but that's going to change, by the way, after this Fertilizer DCPC coming and so on.

So, fortunately, we've sort of had the summer off, but starting next meeting it's going to change. Good for some of us like myself and others who have seasonal businesses who just assume we don't have too much but we're going to be back in action pretty soon.

Okay. Is there any other business to be brought before the Assembly?

Other Business:

Mr. OHMAN: I would just like to invite everyone after the Assembly meeting, including the Commissioners, to come over and have a little bit of food before your next meeting over at the picnic tables behind Liam's.

Chair BERGSTROM: Okay. Do we have a motion on that?

Ms. KING: Motion to Adjourn.

Chair BERGSTROM: Can I have a second?

Ms. MCAULIFFE: Second.

Chair BERGSTROM: All those in favor, say “Aye.” “Opposed”?

**Whereupon, it was moved, seconded, and voted to adjourn the Assembly of Delegates
at 4:50 p.m.**

Respectfully submitted by:

Janice O’Connell, Clerk
Assembly of Delegates