

**CAPE COD REGIONAL GOVERNMENT  
ASSEMBLY OF DELEGATES**

APPROVED Journal of Proceedings – September 4, 2013

Speaker BERGSTROM: Good afternoon. Welcome to the September 4<sup>th</sup> session of the Cape Cod Regional Government, Assembly of Delegates.

I'd like to call this meeting to order. I don't think we're being recorded by anyone other than our normal staff.

So, we will now 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 (80.84%): Richard Anderson (9.15% - Bourne), 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), Teresa Martin (2.30% - Eastham), Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon (0.93% - Truro), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable).**

**Absent (19.16%): Anthony Scalese (4.55% - Brewster), Julia Taylor (14.61% - Falmouth – arrived at 4:15 p.m.).**

Clerk O'CONNELL: Mr. Speaker, we have a quorum with 80.84 percent of the Delegates present; 19.16 percent absent.

**Committee of the Whole**

Speaker BERGSTROM: Thank you.

You should have in front of you the Calendar of Business. Any additions or changes to the Calendar? Hearing none. I need a motion to accept the Calendar.

Deputy Speaker MARTIN: Motion to Accept.

Ms. KING: Second.

Speaker BERGSTROM: Okay. All those in favor, say "Aye". "Opposed"?

(Motion carried.)

Speaker BERGSTROM: You should also have received a copy of the Journal of August 21, 2013. Are there any additions or corrections to the Journal?

Ms. MCAULIFFE: Move the acceptance of the Journal.

Ms. KING: Second.

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

Mr. ANDERSON: One abstention.

Speaker BERGSTROM: Two abstentions; okay.

(Motion carried.)

Speaker BERGSTROM: Okay. We don't have the Board of Regional Commissioners.

The Clerk tells me that they have just finished their meeting.  
Do we have any Communications from Public Officials?

Communications from Members of the Public

Speaker BERGSTROM: How about Communications from Members of the Public?  
Yes, Ms. Rappaport.

Ms. JARI RAPPAPORT: I'm Jari Rappaport from the League of Women Voters, and I just wanted to invite all of you to our Coast Day Celebration, Saturday, September 21<sup>st</sup>. And I'll send you all emails with directions.

But we're having a visit to the County Septic System Testing Program at Otis. And I thought this might interest some of you to see how it really works. It's at 10 o'clock on Saturday, the 21<sup>st</sup>.

Coast day was begun maybe 40 years ago by a member president of the League, and I think it transforms into a broader group celebration. But every year we plan some outing for our members and the public, and something of special interest related to the coast and the environment.

So I do hope some of you can find the time to come see the septic system testing.

Thank you.

Speaker BERGSTROM: Thank you.

Are there any other members of the public who wish to address the Assembly? Hearing none.

Assembly Convenes

Speaker BERGSTROM: We will now convene the Assembly.

We'll begin with Committee Reports if any committees have reports? None. We don't seem to have any Committee Reports.

Report from the Clerk

Speaker BERGSTROM: How about a report from the Clerk?

Clerk O'CONNELL: Yes, briefly, just a reminder that the Charter Review Committee will be meeting today at 5:30, and also on September 18.

Next Wednesday the Standing Committee on Governmental Regulations will conduct two Public Hearings; one at 3 o'clock, which will be an amendment to the Cape Cod Commission's Regulations Chapter H. And the second at 3:30 will be a Fertilizer Management DCPC Proposal. And that's next week, September 11.

That's all I have to report.

Other Business

Update report from Assembly Charter Review Committee Members to full Assembly:

Speaker BERGSTROM: Okay. Under "Other Business," Report from the Assembly Charter Review Committee Members and discussion with full Assembly. We're going to address this again. We've been busy.

I'm going to turn this over to the Vice Chair of the Committee to give the report so I can sit

back and listen because I've done enough reporting the last couple days.

So, Suzanne.

Ms. MCAULIFFE: Yes, I'm not prepared. I just found out about this so this is just off-the-cuff.

We have been considering governance primarily in our meetings because that's sort of the elephant in the room. We haven't really gotten into any other issues. I think we wanted to get the governance issue off the table before we dealt with some of the Charter language and some of the details in the Charter.

We came up with three options that we're considering. One is the status quo, leave things as they are.

The second option is the Assembly of Delegates Resolution, which is increase the County Commissioners to five and Assembly remains as it is.

And then the third option -- and did we increase to -- no, we're dropping 13 to 11.

Okay. Is 11 equal districts Cape-wide of elected -- I don't know what you want to call them -- representatives, I guess, to a Legislative policymaking board that would then appoint a strong Administrator to carry out the policy and sort of be the face of the County and run the County.

One of the things that we're doing today is we are looking at the current Charter language in Section 2 and 3, the roles and responsibilities of the Commissioners and the Assembly of Delegates to see how these responsibilities that occur within the Charter might be delegated to a new model.

I'm not really prepared to go forward with the pro and con at this point except to say that the recommendation of the Special Commission, which was to go to seven members, five from districts and to at-large was not really considered, but this is sort of a larger version of that because you don't have a separate Assembly and County Commissioners. It's more of a wider representation version of the Special Commission option.

And one of the reasons we are considering it is because of all the interest in trying to make County government more accountable, more efficient, and to give sort of a little bit more of a vote as opposed to a voice.

So that's where we are right now. I don't know if you want to add to that, anyone, on the Charter Review -- oh no, Julia's not here.

Ron is, you know, Chair of the group, and we all have different things that we support. We have not made any decision. I think we were just trying to put some options out there for discussion and for this body to discuss as well as various Boards of Selectmen and other interested parties.

Speaker BERGSTROM: Okay. Yeah, I'll just add to that that I was in Eastham yesterday, as was Commissioner Lyons. And I gave her -- at the request of the Eastham Board of Selectmen, I gave them a report which basically consisted of a history of why we're here. In other words, starting from the MMA Report that the Commissioners had asked for and gone through, you know, the history of the Special Commission on County Governance and leading up to the Ordinance that created the Charter Review Committee.

I then told them about the options that Suzanne has described. And their question was, "Well, when do we get to speak our peace?" And I said that we had discussions among the committee to have a meeting open to the public basically for public comment.

I was hoping to have that at our next regularly scheduled Assembly meeting. However, we're going to have that DCPC coming up, and already the computers are lighting up with

comments so we may have to wait because I don't know how -- that may be a contentious issue.

The other thing is I told them -- I took the prerogative of telling the Boards of Selectmen in Eastham that we would send them an official request for input. In other words, send them a letter saying, "This is where we are, and we appreciate your input."

They asked upon themselves whether they should take a vote on the various options. I think they decided that they would wait until we actually officially presented something to them and requested their input before they commented.

So basically we're cruising along. I had been under the belief that we have -- that we've been asked to present any changes that have to go to the Legislature by mid-November. Now there's been some dispute about that, so I contacted Sarah Peake's office again today. I haven't got back from her.

But the Ordinance that set it up, that set up a Charter Review Committee says within 10 months. So the Charter Review Committee is set up in March of this year so we're talking, April, May, June, July, August, September, October, November, December, January, so let's say the first of the year we would have probably -- even if we have more time to get this stuff up to Beacon Hill and do whatever we have to do, assuming that we need to do that, we should wrap it by the first of the year.

So I'm trying to push ourselves along and now that if we get over this whether we'll -- I think that we're going to probably leave those three options on the table. And today we're going to discuss the delineations of responsibility between the Legislative body and this new Executive.

Because if you recognize that we're going to have an Executive under any of these scenarios, even the current one, we're going to have a Stronger Administrator/Executive, that person's going to take on some of the powers and some of the authority that's currently by Charter delegated to either the Selectmen or the County Commissioners. So I think that's where we're going there.

So there wasn't a lot on the agenda today. Everybody's kind of burnt out from the summer, so I thought I'd give you a heads up on that since this seems to be a wide-ranging discussion on the Internet.

We've also reminded -- I also reminded the people up in Eastham that we are not considering changes in the Cape Cod Commission because it's not within our authority to do that even if we wanted to.

And the Commission has been very helpful. They have provided us with the maps of the various divisions of Cape Cod so that we can separate into 11, 13, 15 and still have districts which are no more than 10 percent plus or minus from any other district.

So that's where we are in case you're wondering and accept any questions. Yes, Suzanne.

Ms. MCAULIFFE: Also, I just wanted to say, we've met several times obviously, and this isn't just something that -- this plan for 11 districts isn't something we just pulled out of the air.

We have our attorney, Michael Curran, who has given us a lot of background information on model County structure and how different kinds of governance can work.

So we've been doing a lot of reading and a lot of kind of self-education to come up with this plan just as an option. I don't think any of us are necessarily going to, at this point, support one over the other. But we do want to have an option as opposed to just a current status.

We felt sort of obliged to address the Special Commission option, address the Assembly option, and to provide some sort of option for people to consider.

So at this point, it really is a -- this is what we think, this is what we're thinking about, and give us your feedback.

Speaker BERGSTROM: Yes, Leo.

Mr. CAKOUNES: A couple of things. I was lucky enough to stop into the County Commissioners meeting this afternoon, and I happened to catch Ms. Lyons' explanation of the meeting up in Eastham. And I'll have to tell you, Ron, you might want to watch it on tape because it's an entirely different take than what you just gave us.

She pretty much said that the town of Eastham was in favor and looking really at the 11-district proposal and really thought that it was best for County government and yada, yada, yada.

But I don't want to go there. I only want to mention it so that you may want to watch her interpretation of the same meeting that you both attended and see how both of you left with different interpretations.

I would like to say though for the record the 11 district elected board representation, Legislative board, whatever you want to call it, Option 3, is not anything new. It has been on the table and has been discussed, and I think this is where we were headed from Day 1.

I personally don't agree with it, and I want to really say a couple things on why I don't agree with it.

I go back to the original reason why the County government is here, and when you read the Charter, and I believe it's in either 1.2 or 1.3 section in the County Charter which is why it was established, and it basically spells out the fact that the County is here to help the towns.

In simple terms, because, once again, I'm a pretty simple thinking guy, the County was really formulated for just that reason. When the towns needed help in an area, they could come to the County and ask for help.

I think when you start to change the way that the County government is structured now and you move towards this 11-district plan, you're really moving towards a County government that's going to be more regulatory if you will. More there for a reason to bring forth laws, rules, and regulations as opposed to being there to help.

Once again, it's a personal opinion. You can take it for whatever it's worth.

I do also want to add for the record though in your -- I mean the Charter Review Committee's meeting of August 28, Mr. Doherty who is the representative for the County Commissioners was quoted, and I'm going to quote and I want to read this into the record.

"I think that any attempt to increase the membership of the County Commissioners as proposed by the Assembly of Delegates is adding more than it's worth. I personally believe that its proposer is interested in running for one of the spots in a district, and, to me, it's obvious, a political ambition intent colors whatever value the proposal may have.

If that person were to take a pledge that he would not run for such an office, I might be intended to waive the proposal more objectively."

I find that statement not only insulting, I find it not worthy of a politician to be sitting in a seat that he presently now sits.

I think that all of you on this board, although you disagree with me many times, many times over and agree with me many times over, I think you all know that when I brought forth a proposal for the five County Commissioners, it was with the intentions that that was a way to better serve the people of Cape Cod.

And I still will go on record and say I think it's ridiculous that right now we have a couple of State Reps that are stepping down or moving on. We're going to have two seats open. It's easier to run for State Rep position than it is to run for County Commissioner because they have to run Cape-wide. And that, to me, just doesn't make sense.

And I will tell Mr. Doherty not only personally when I leave this meeting -- I'll try calling

him or seeing him, but I will read into the record also not only do I have intentions on running for the possible one of the new five seats, I'm seriously considering running against him right now. Because even if we vote this new 5-position County Commissioner makeup into a recommendation, -- it won't come into effect at least for a couple of years because it has to go through the Legislature to be approved.

So, with that, I hope Mr. Doherty will take the time to review this because I don't want to repeat it all.

Once again, I hope that the rest of the members of the Charter Review Committee are not looking at these proposals with such a personal input because, quite frankly, this is really, really insulting to me and it's insulting to the process.

Speaker BERGSTROM: Just before we go any further down the road, this issue came up in Eastham. Of course I hadn't read any of the memos that Leo cited, so I naively told the people in Eastham that I thought the proposal for five County Commissioners was simply a matter of reducing the districts they had to run in, and that it was my personal opinion that a five-member board was more efficient, less susceptible to cliques and alliances than a three-member board. That's what I told them.

They also in the manner of -- I don't know what -- I was there when Sheila Lyons gave her speech, and I'm getting secondhand from Delegate Cakounes what she said, but as the meeting started, and I think there was a problem with the camera because I don't think they recorded the earlier meeting, Mary Lou Pettit, who sat in this chamber for many, many years stood up in front of the Eastham Board of Selectmen, and her comments were, "I hope you will keep an open mind," she said. "And you haven't already made an opinion on this because I think that regionalization," and by regionalization, it was my impression, that she was advocating for the district because regionalization will bring the County up to a new level of services and so on.

So Mary Lou Pettit, who I respect, is from Eastham. I got the impression from her remarks that she was telling them, "Don't," you know, "you may have made up your mind or don't resist this."

So the idea that Commissioner Lyons may have said, "Well they already support the districts," that's not Mary Lou Pettit because her impression was they weren't ready to support the districts but she would hope they would keep an open mind.

So until we hear from them, we're not going to know -- and until we officially contact them, we're not going to know what they have to say.

Ms. ANDREWS: Actually, I have a couple, Ron, about this because I attended some of the Charter Review Committee meetings, but I don't believe the last one -- was the rep from Provincetown there at the last one?

Ms. MCAULIFFE: No.

Speaker BERGSTROM: No. That's two these meetings --

Ms. ANDREWS: Because he has clearly stated maybe more than once that this committee was going to be having public hearings. And I, of course, noticed this because I thought, well, until the committee says they're having public hearings.

That's what I want to hear from. Has there been a commitment at all from the Charter Review Committee to have -- and are they going to be just in Barnstable or are they going to be held at other sites? Has there been any kind of kind of commitment on that issue?

Speaker BERGSTROM: Well we had one already, all right, and then we now we try to -- as I said, I wanted to schedule one for the 18<sup>th</sup>. I think that's too soon, so now we're looking at the --

Ms. ANDREWS: Mr. Bergstrom, I'm going to be real clear here. I'm not talking about you having a meeting in this room, like you've already done --

Speaker BERGSTROM: Yes.

Ms. ANDREWS: -- with public comments and that's not what I'm talking about.

Speaker BERGSTROM: What are you talking about?

Ms. ANDREWS: I'm talking about a public hearing process where you put out on the table what people can talk about, what the options are, that you're going to take testimony from the public, and are you going to have those hearings? And, if so, are you going to have one on the Lower Cape at all? I'm talking about a public hearing, not just another meeting with public comments, which is one directional --

Speaker BERGSTROM: Well, you've got me now. The difference between -- a public hearing is required for certain things. It's not required for this. So when I say "public hearing," maybe I'm using that term out of context.

But, basically, we're going to sit down and we're going to invite the public in to give their comments. By that time, we'll have made -- we've already narrowed down the government options to three.

And then we're in the old situation where if we narrow them down any further, people are going to say, "Well, why should I show up? You've already made up your mind."

And if we don't narrow them down, people are going to say, "Well I'm not going to waste my time coming there and commenting until I find out what I'm commenting on." So it goes back and forth.

But as far as holding them around the Cape, I mean I don't know what the committee wants, but my feeling is no, we're not going to do that. I think that we're centrally located here. We also have cameras and so on. I don't know how inconvenient it is for people to get here. I mean you get here from Provincetown and we come here from Bourne.

But I would hate to hold a series of public hearings around the Cape and have people not show up. So I mean it's up to the committee, but I'm trying to do things in a way that's most convenient for everybody.

Ms. ANDREWS: Well, I do agree -- if I could follow up? I do agree with what you said, although I'm not sure if I can explain it any better than you just did. But there is a circular process going on here where folks who have a particular agenda set are saying to Boards of Selectmen, "Oh, please don't vote on this now" because the Charter Review Committee really hasn't done their work, and we haven't given you all our information.

So please don't tell us how you feel now, but then at the same time please tell us how you feel and we won't narrow it down. And it is getting very circular.

And then you do have a County Commissioner who says well consensus by quietness. In other words, if nobody protests then I guess everybody agrees with us.

This is a very big issue and it deserves to be honestly explained and people should give their opinion on it or at least have a dialogue and that's not happening and it's a concern.

The 11-district proposal will basically have one rep that will be Orleans, Eastham, Wellfleet, Truro, Provincetown, you know that. And, again, if you're a proponent of this, you can sell it a certain way and it sounds great. But someone who has a concern could turn around and say what I'm about to say which is that proposal wipes out the Lower Cape and replaces all those Delegates with one person and Barnstable ends up with 3 or 4 people.

Clearly that's going to be a concern on the Lower Cape. And if there aren't going to be Public Hearings down there, then it's time for some of us who have concerns to go back to our

Boards of Selectmen and really let them know the process that's going forward and that's what we have to do. Because it has to be an honest dialogue, not a let's not talk about it.

As far as the Cape Cod Commission, my understanding is that if, indeed, the proposal to have one group that votes on DCPCs or one group outside the Cape Cod Commission that would pass Cape Cod Commission regulations as opposed to two, which we have now, you will, indeed, have to amend the Cape Cod Commission Act.

Now you can say what you just said which is no, we're not proposing to change the Cape Cod Commission, but, indeed, any time you change the process by which those regulations become law, people are interested.

Now I happen to be one of the people that are very kind of pro-Cape Cod Commission. There are others that feel differently. But I think it's fair for this debate that it be said what's really happening here, which is if you have a one-vote process, yes, it does absolutely change how the Cape Cod Commission will do its business and it will require amending the Cape Cod Commission Act. If I've got that wrong, correct me, but that's how I understand it.

Thank you.

Speaker BERGSTROM: Well, actually, that's a very timely comment because the counsel for the Cape Cod Commission was in front of us -- I don't know if it was last meeting, but I asked her exactly that same question. I said, "The Assembly of Delegates is designated as the approval authority for Regional Policy Plan changes and DCPCs." I said, "There's obviously language in the Cape Cod Commission Act that reflects that. Do we have to include changes in the language and any submission to the Legislature in the Home Rule petition?"

And first she looked at me like she didn't know what I was talking about, but then she said -- no, I don't mean that despairingly. I mean maybe I didn't explain it well enough, but then she said, "No, we would simply change the designation to whatever Legislative body the County came up with."

So in other words instead of Assembly of Delegates, they'd call it the

11 --

Ms. ANDREWS: I wanted to see that in writing because I've heard the County Commissioners disagree with that opinion.

Speaker BERGSTROM: Well, I don't know. Maybe we should hear from them. I'm tempted to suspend the -- what do you call it when you stop a meeting --

Mr. CAKOUNES: Suspend the rules.

Speaker BERGSTROM: -- that I could suspend the rules to hear from the County Commissioners on this and any other subject. Do I have a motion to do that?

Ms. TAYLOR: Could I --

Speaker BERGSTROM: Yes.

Ms. TAYLOR: Just wondering if I could make one comment.

Speaker BERGSTROM: Sure.

Ms. TAYLOR: There are two reports. One, I did go to my Selectmen's meeting a couple of weeks ago, and it was covered on television. You know I made about a 20 minute presentation, and it was then fully covered on the front page of the Enterprise, so there was a lot -- I mean as much publicity you could ever get for a County government.

And my telephone number and my email were included in both of those things. I am well-known in the town. But I have not had any voter or even nonvoter call me, although I very much solicited them to do so. That's just one piece of information.

Speaker BERGSTROM: Yes.

Ms. TAYLOR: Secondly, somewhat in reference to what Leo was referring to Mr. Doherty.

When I served on the previous Charter, the original Charter Commission, I promised at that time that I would not run for any office that would be created in a new County government. I just felt that was a way to make sure that no one was thinking that I had a personal agenda. I did end up two years later -- I mean I didn't vow to never run, but I did -- I said I wouldn't be running in the first go around. I did end up running later for particular reasons.

So that has occurred to me again that I would -- that that would be something that I would want to bring up again.

So I don't think that's -- I don't think I was crazy to say it in the first place. I don't think I'd be crazy if I said it again. It's just something -- I think it's important that the public never have a feeling that we would be -- that our votes would be to protect our situation or to promote ourselves in any way.

So I think that's just important for us to always keep in mind because if the Assembly is going to be the main vote on anything that -- any Charter changes, and so that could be a thought that people would have that our votes might be reflective of a personal situation. So we just want to keep that very much in our mind.

Speaker BERGSTROM: Okay. You know I just picked up on something Julia said earlier in her comment is that she -- even though it was well covered; she didn't receive any particular personal comments on it.

This issue came up. I talked to the Eastham Selectmen yesterday. I gave them an initial presentation and then I sat down and then they asked me some questions. So much to my regret, I got up and started talking again.

And one of the things I said was that unlike a lot of issues that come before our Selectmen or Assembly members or the County government, most of the issues that come before you are generated from outside. The school's falling apart; people want a new school. The water is polluted; they want you to change it. So there's public pressure to do something, and the Public Officials react to that pressure and try to solve the situation.

This issue of County reorganization has come internally to us. In other words, it hasn't come from the great mass of people on the Cape demanding change. It's come from internal discussions within the County with recommendations made by people who are appointed.

And even the bodies outside the County, like the League of Women Voters and the Business Roundtable, are the people who are among the cognoscente. In other words, they're people who follow these things and understand how they work. So it's not surprising that the great massive public is not engaged because they're not -- their ox is not gored at this point.

And that's the question that was asked recently is, "Why are you doing this?" And so I explained to them, I said, "Due to internal reviews that were Commissioned by the Board of Commissioners and due to comments made to us by various committees that looked at this, the League of Women Voters and so on, we felt obligated to take another look at County Government and that's what we're doing."

So anyway, do we want to suspend the rules and hear from the Commissioners?

Mr. CAKOUNES: I don't.

Speaker BERGSTROM: I wouldn't normally suspend the rules. What I would do is suspend the Assembly and then bring them in and go back to the agenda item, but if you don't want to do that, that's fine. No offense intended.

Okay. So do we have any other comments on this?

Mr. OHMAN: I do.

Speaker BERGSTROM: Yes, John.

Mr. OHMAN: Thank you, Mr. Speaker. I want to know -- I know that my town of Dennis definitely wants town representation and they've made a strong statement about that. I don't know if they voted for your group or not so I'd like to know if they have or if they just sent it along to the Commissioners and the State Legislature.

And I wanted to know if any other Delegates have towns that have stated that or differently about their intentions with County changes. I know that, especially in the smaller towns, there's been a very strong feeling that we should maintain town representation. So I'd like to know that if I could.

And the second thing that's in your deliberations on government issues, have you delved into the cost structure of these changes? Should there be any? If we go to 5 Commissioners and 15 members, and if we go to 11 districts --

Speaker BERGSTROM: Well, I'd say that no we haven't gone into the cost structure.

Mr. OHMAN: Is it in the future cards for your Committee?

Speaker BERGSTROM: Well, we're going to have to put a cost on this. It's not like that we're going to grab one out of the air. I mean the compensation these people get will be determined by whatever Ordinances and so on. It won't be automatic. It will be something we decide on. I think that's how it will work.

As far as the small towns, Wellfleet I think -- has Wellfleet made official comment on these things?

Mr. HITCHCOCK: I'm aware that the Selectmen, as well as myself, have written to the Charter Review Committee with a very clear opinion about what they'd like not to have happen.

Speaker BERGSTROM: Okay.

Clerk O'CONNELL: Sandwich.

Speaker BERGSTROM: Yes.

Ms. MCAULIFFE: The town of Yarmouth had a presentation from me when the Charter review first started, and I told them that we were planning on coming up with options for them to consider. That was their preference. They didn't want to state an opinion or weigh in until they heard the options. So I'm going before them next Tuesday to give them the current options and then, hopefully, they'll have an opinion.

Speaker BERGSTROM: Okay. Yes, Jim.

Mr. KILLION: Thank you, Mr. Speaker. I spoke with my Board of Selectmen back at the beginning of the summer. And I think the question that was on their minds is why? Why do we want to reorganize the Assembly? And it was a question I really couldn't answer.

I mean a lot of people have spoken about efficiency, but I really couldn't say what -- how the people of Cape Cod would be better served by changing the make up or combining the Assembly with the Board of Commissioners.

So I believe they sent a letter along in support of the current system and absent any compelling evidence or reason to change it, they wouldn't support it.

Speaker BERGSTROM: Leo.

Mr. CAKOUNES: I, too, just gave an update to my Board of Selectmen at the beginning of the summer, and they have taken no official position at this point. I believe they're just going to wait and see what kind of recommendations come forward.

So, the town officially, through the Board of Selectmen, has not gone on record either way at this time.

Speaker BERGSTROM: Yes, Julia.

Ms. TAYLOR: Jim, in regard to that question, I did present some information when I spoke to my Selectmen, and it's also filed with the Commission on some of the pros and cons of each of the three proposals. And I think that's also going to be discussed further today in terms of the pros and cons of each of those three issues.

So if you kind of follow up on those, look at last meetings' notes and you can find what I wrote which does describe the different pros and cons. But that's something we want to develop so that can be on the table for any public meetings and public comments.

Speaker BERGSTROM: I have a presentation to Chatham and also, as I mentioned, to Eastham. And toward the end of that presentation, I said, "And we will, hopefully, we'll have some recommendations to bring to you within a short time, and we will solicit your opinion at the time."

So basically what I was saying -- the reason they didn't tell me what they thought is because I basically discouraged them from doing that. I said, "Look, we'll officially notify you of exactly what the changes are. It doesn't make any sense to talk in a vacuum."

So I think if I had asked, they would have told me. But as a member of the committee, I'm not going to push for any particular option until we actually take a vote on it and present it to the Assembly.

Some I'm just basically trying to give people a background of why we're doing this. I know Jim says, "Why are we doing this?" I don't mean why we are changing the government. I mean why do we have a Charter Review Committee that's operating, that's what I explained, and I explained the options that are available.

So I think they discussed among themselves in Eastham -- the Chatham people said, "Yes, let us know when you're ready with some recommendations and we'll consider them." And the Eastham Selectmen briefly discussed among themselves whether they should take a vote. I think they were ready to come up with their -- give us their opinion right there.

But, of course, that's what Selectmen do. You ask them a question and they give you an opinion. But I think that they decided among themselves that they would wait until they're officially notified from the committee that we want their input. So that's where they are.

Again, remember now, there's the Boards of Selectmen of the five people in each town and 13 in Barnstable, but there's 200,000 residents Cape Cod ultimately -- first you will decide, then the residents will decide.

Have we exhausted this subject? Yes, Ned.

Mr. HITCHCOCK: I wondered if there might be sort of a one-page precede of your three alternatives. I'd like to present something like that to my Board of Selectmen.

Mr. CAKOUNES: You mean like a white sheet?

Mr. HITCHCOCK: I mean it's a little more detailed than what Suzanne had to say, which I mean I get the idea, there is and where is it?

Speaker BERGSTROM: Yeah, I think there is -- in the minutes of the meetings and Janice actually listened -- took a tape and recorded it and then presented back what the options are. But we can put them in a better format. I don't remember what exactly it says, but it delineates the options.

Mr. HITCHCOCK: I think that would be very helpful. Thank you.

Speaker BERGSTROM: Yes. Yes, Teresa.

Deputy Speaker MARTIN: And the map that's floating around; is that publicly available on the Web?

Clerk O'CONNELL: It's on the Web.

Speaker BERGSTROM: It's on the Web. Now, you know, --

Deputy Speaker MARTIN: People, I think, should know that, that there is a map of the proposed 11 districts. And if you can give the place where people could find it that would be really helpful.

Speaker BERGSTROM: You know, I should say something about the map. Michael Curran, our attorney, who has been doing this for many, many years said, "Okay. Now you have the map that shows the 11 districts, but you should look at the map to see what districts are connected to what districts." Because you know if this was the State Legislature, they would say, "Well I don't want to be over there with those guys. I'd rather be over there."

So we haven't gone into the map to decide whether the aggregation of the certain precincts is fair or unfair or whether they conform to any kind of natural boundaries. So we're just looking for numbers. The precincts have to match each other in population by a factor not more than 10 percent plus or minus, and that's really what we have to do.

And that recommendation comes out of the recommendations of the Special Commission.

The biggest issue, and the reason we're doing a lot of this mapping, is the weighted vote. I mean you can't have a discussion about this and justification about it without people arguing back and forth over the weighted vote.

So that's going to be -- in looking at these issues, do you feel that -- does the town of Truro feel better served by having Deborah here in person representing them even though she only has .9 percent or would they rather have a Delegate along with other towns that has an equal vote to all the other Delegates sitting here.

So that's been a big issue. Yes, Cheryl

Ms. ANDREWS: Well, as I think I pointed out maybe 10 minutes ago, if you have one from the Lower Cape and that one doesn't show up, guess what?

Speaker BERGSTROM: Leo.

Mr. CAKOUNES: The weighted vote situation, I know people are really up in arms about it and it's been kind of thorn in people's sides.

But for those people that are watching this and that are going to look into this or anyone who's really interested in County government, I really have to go back to why is County government here?

And if we're here to serve the towns and to help the towns when they need it, then what better system than the one that we have.

If the town of Harwich has a problem, through their representative, they can come here bring forward a Resolution, and I guarantee you if it's a worthy Resolution that not only is going to help the community of Harwich but the area around Harwich, this County, this board will support it. And that's the way the County government has functioned.

If we're moving towards a different structure of County government, then by all means I suppose a different structure of the way we're operating needs to be looked at too.

But if we're moving from helping County to a regulatory County, then by all means I guess you need to look into it. And I certainly am not in favor of a regulatory County.

Ms. TAYLOR: Mr. Speaker.

Speaker BERGSTROM: Yes.

Ms. TAYLOR: I just have to totally disagree. I see not any movement towards a regulatory County instead of a helping County, that's number one.

But much more important, I do not consider that I represent the town of Falmouth because I

am not appointed by the Selectmen of Falmouth. I represent the citizens of Falmouth, most specifically, the voters of Falmouth. That's who I'm elected to help. That's who I'm elected to serve.

And there are boards where the people represent the town, such as CVEC, such as CLC, such as the Cape Cod Commission. But we represent the voters.

Mr. CAKOUNES: I stand corrected.

Ms. TAYLOR: And I just feel that's just terribly, terribly important. And I think in specifically as part of County government, we represent the voters who will benefit from not town-based solutions to everything. They already have town governments for that. But the voters who can see that they will benefit from regionally-based solutions to their problems.

I see a radical difference in your approach and mine on that topic. I just think to say you represent the town, not the citizens, I just think that's not the right approach. And to think that the only solutions that we can help with are town-based solutions, I also think is a serious mistake.

So if, in fact, that is how most people on the Assembly will think that we are representing the towns, that the solutions come only through the towns, then there's certainly no reason to change the system.

But if we were going to go with a regional approach, and if we were going to say that we're serving citizens and voters, then I think a fairer election method might be a possible approach. I'm not wedded to it, but I am certainly in disagreement, less about the structure and more about the philosophy behind it. This structure has worked okay. I'm not objecting to it. But I am objecting to the idea that the towns are the only solution.

Speaker BERGSTROM: Okay.

Mr. CAKOUNES: Mr. Speaker, just to clarify. I used the term "towns" and I stand corrected. I by no means meant that I'm here representing the town of Harwich by virtue of the Selectmen of the governing body of the town of Harwich. I'm put here by the voters of Harwich. I know who I represent. I just want to clarify that. Everything else I said, I still stand by other than the fact I should have changed the words instead of saying, "I'm put here by the town" but I'm here by the citizens. I'm sorry. And I stand corrected.

Speaker BERGSTROM: Okay. Teresa.

Deputy Speaker MARTIN: Actually, I think one thing that Ron said is really important for people to keep in mind. And I think the current system, and I've lived it, is not a bad balance between what's at the heart of this issue, which is that we have a larger region with an unevenly distributed population and you can't change that.

Any way of dividing districts, any way of slicing and dicing things up doesn't change where the little dots where the people live are on the map. And there are more little dots in one part of the Cape than there are little dots in another part of the Cape. You can't change that.

So the challenge, I think, and this is really the heart of the argument, is how do you balance making sure every little dot has an equal vote at the same time the physical regions those little dots are in also have an equal say. It is a very hard balance to make.

And I think the current system did the best it could in trying to balance those two needs. And I'd hate to see that all thrown away, especially with input from more of those little dots.

Speaker BERGSTROM: Yes. Deborah.

Ms. McCUTCHEON: Just in response to this debate that seems to be going on between the regional County-wide solution and the Town-wide solution, it seems to me that we're kind of looking at a one-size-fits-all fits nobody debate here.

Hybridization is what you're really talking about in any kind of government where you

have disparate interests and disparate populations. And here on the Cape you have that. You have an intensely urban population in some parts, and you've got an adamantly rural population in other parts. Those are disparate -- extremely disparate goals that those communities have.

And if we can't develop a system that meets them all and addresses the all, then we failed utterly at County government which ought to be able to support this kind of hybridization.

The solution here of 11 districts looks kind of nice because, you know, we've diced it up 11 ways. What you've done is you said to the rural population of Cape Cod, which is, let's face it, we're a lot of the attraction for this part of the world to our economic base, which is the tourism industry, comes from.

If you said to that end of the world, "We're not really that concerned about you in terms of our governance because we're going to give you one person." And as Cheryl pointed out, when that person's not there --

So I do think that you're working hard but I think that you're missing that part of the boat, that you can't say one-size-fits-all. One-size-fits-nobody.

Speaker BERGSTROM: Suzanne.

Ms. MCAULIFFE: Just a thought to the smaller towns. Right now, your total vote is what maybe 2 percent, 1 percent, 2 percent, the Outer Cape towns. And if you have one even district, that would be 9 percent of the total vote.

So by banding together, common interest people in a district, you would have more of an impact. That's the perception or the argument.

I'm not speaking my support for that. I'm just saying it's not -- oh, we just said oh let's just not worry about the rural towns. We actually said how can we give the people out there more weight at the table. And that was the thinking.

Speaker BERGSTROM: Yes, Chris. We haven't heard from you yet.

Mr. KANAGA: I'll make it short. My understanding is the Committee's going to come up with a recommendation and bring it to this body; correct?

Speaker BERGSTROM: Yes.

Mr. KANAGA: So I'm just casting my vote in favor of having that discussion when there's a recommendation on the table.

Speaker BERGSTROM: Cheryl, did you want to say something?

Ms. ANDREWS: Sorry, but I do. Only say that people are making arguments now, so it only makes sense to maybe have a slight debate or argument back.

And I've listened carefully to the proposals. I can do that. I can listen and hear what you're saying. There's a lot of logic to what you're saying.

What's missing is what the other people are saying. And that is, I think for me as a historian, is to easily go back to the founding of the country which had the exact same debate. How are we going to cope with large states and small states and rural states? We had this debate already. What was the solution a bicameral government, Senate and a House.

Now for a tiny little County, that would be absurd to get, you know, to double all of this and I know that. But where the fundamental flaw here is you're doing two things with this 11-district proposal. You're coming up with a great scheme of giving the Lower Cape more power. It sounds grand except for the fact that you've eliminated the County Commissioners at the same time.

So where, again, you had two bites at the apple under the system we have now. Under the scheme you're proposing, you have one. That's where all the sudden it falls apart because you've recognized the problem, which is where the population sits, like Teresa said.

But you haven't recognized the fact that we are looking for, in essence, a hybridization, I think, as the Truro Delegate mentioned, and that's what we did with the United States and that's how it works so that the small states feel enfranchised.

So as long as the idea of the 11 districts goes forward, tagged along with the idea of getting rid of the County Commissioners, that's where the problem is for the record.

Thank you.

Speaker BERGSTROM: I'd just like to bring up one example, just something I've thought about is that let's say we have one district from let's say Chatham out to Provincetown, and I'm the representative from that district to the 11-member board. And let's say the big kahuna of County government comes along and they propose a wastewater authority; okay?

Now you'd want to have a wastewater authority to help towns, you know, deal with their wastewater problems and maybe collect some money and, in turn, have some -- Well, Chatham already has its wastewater. We've already done our plan. We projected it out 50 years. We're done.

Provincetown has already put in a checkerboard system. I don't know if they still have that same system, but they've already dealt with it. Eastham has no (Inaudible) problems. They've had a couple of presentations that have gone before the town and failed.

Orleans is in the middle of it. Right now they have pros and cons -- you know, they're at loggerheads.

Wellfleet has had an issue about putting in sewers and putting in town water.

So, if I'm the representative of those -- and those are all the towns that I represent, what am I going to do? I mean besides move off-Cape.

I mean, you know, if I'm the representative from Wellfleet, I'm going to look at my town's interest and I know we're using words here, I'm going to look at the interest and the concerns of the people in my community and say, "This is where we stand."

I think a larger district -- there are advantages to a larger district. One of the disadvantages, you're going to have to choose between a lot of competing interests. It's pretty clear where Chatham stands. It's pretty clear where other towns stand at issue.

Yes, Deborah.

Ms. McCUTCHEON: I'd just like to urge everybody to, you know, I think Leo kind of gets beat up on every now and then because he's such an easy target. He is, after all, I came to find out to my great surprise he's a Republican. I mean, my God.

On the other hand, Leo had a good idea here reaching to one of the fundamental problems that we have in the County, which are three County Commissioners puts two people in a room when they're in a meeting and they're in violation of the Open Meeting Law.

I mean there are a lot of problems with that small abase, and a lot of difficulties with the way as see the way decisions are being made.

I think that he had a good idea there, and I think it's gotten dismissed because he's a Republican or maybe because it's Leo, but I think it deserves more examination and credibility than it's been given. This body passed it. I think it ought to bind us.

Speaker BERGSTROM: You know I watched a replay of a fight between George Frasier and -- Joe Frazier and George Foreman, and Allie was doing the commentary, and, of course, Foreman just beat up on Frazier, and Ali was saying, "It's so hard to understand it. He keeps walking right into the punches. Every time he gets hit, he gets up and he kind of goes back and he gets hit harder."

So I think Leo -- we all sympathize with Leo, but --

Mr. CAKOUNES: I have to respond.

Speaker BERGSTROM: -- you know, you keep walking into the punches, you're going to get them.

Mr. CAKOUNES: I'm just going to use my generic. I've been bought out of neighborhoods. I've been asked not to move into neighborhoods. I've been certainly paid to leave neighborhoods. I got here on the Assembly of Delegates, what, almost five and a half years ago now and now they want to do away with the Assembly of Delegates.

And now I'm being asked by a sitting County Commissioner that the only way that they will consider a proposal to change the County government would be if I were to -- I'm going to use the correct words -- and say take a vote that I won't run for that position.

So, you know what, if that's what it takes to clean up County government, I guess I would probably sit by the wayside for maybe 10 minutes.

Speaker BERGSTROM: Yeah, we'll see if that happens.

Ms. TAYLOR: One term.

Speaker BERGSTROM: All right. So, are we done with this? Okay. We will have a meeting today. Hopefully we'll move the ball forward a little bit. Oh, and Janice would like to give you a little word here.

Clerk O'CONNELL: I just want to remind everyone that all of this information is available on the Web. You can access it by going to the County's main webpage.

At the top, there are a series of tabs. You go to the last tab on the right; it says "Assembly of Delegates." When you put your cursor on that dropdown menu, there are several options and choices you can select, everything from Agendas, the Business Calendars for this meeting, Committee Meetings that are scheduled, the results of those meetings.

Because it was deemed to be so important, the Charter Review 2013 Committee has its own page and it starts at the very top of the tab under "Assembly of Delegates."

You can access all the agendas, any of the handout materials, the comments that have been submitted by individuals, and I have them by group. Group dates of when those meetings occurred. You can see what's coming forward and what's already happened.

The map that has been referred to today, the 11-district map that is available as well as all of the maps that were given to the committee for consideration. And they can certainly speak to why the 11 district worked and why the others did not.

That's not my job. My job is to just make sure that all those are available and you can access them. If you have any difficulty with that, please give me a call. But last time I checked, they were there and you should have no trouble getting to that. That's it.

Other Business continued...

Speaker BERGSTROM: Yeah, Leo.

Mr. CAKOUNES: We're anticipating final documents from the Cape Cod Light Compact in regards to their audit. I think the last time they met with us they gave us a brief synopsis of the past and then they said they needed some more time.

Could I, through you, Mr. Speaker, through our Secretary ask if we can find out if that has been finalized and if we can get a copy of it?

Speaker BERGSTROM: We will send that request along.

Mr. CAKOUNES: Thank you.

Speaker BERGSTROM: Okay. Pat.

Mr. PRINCI: Just a quick comment under “Other Business” regarding process as far as our public hearings goes.

Speaker BERGSTROM: Yes.

Mr. PRINCI: Has the Assembly in the past ever considered possibly holding public hearings at a later time in the afternoon, whereas issues that do come up better of importance to a lot of the working class folks out there that have the 8:30/7 to 5 type job, and it costs them money to come in and speak at these public hearings and even offer input.

And we often talk of people aren’t interested in County government and I don’t want to have hearings if people aren’t going to show up. But when you look at the time that we have a lot of these public hearings, a lot of folks have to work and make money and can’t show up.

So there’s some food for thought maybe in the future when we start to schedule these public hearings that may draw some interest. If there’s any issue as far as space goes with a building, I’m sure that the town of Barnstable would be accommodating to holding them at a larger location if there’s going to be more people and so forth. I’d be willing to help out.

Speaker BERGSTROM: And I could actually eat dinner before I come to the meeting, which would be -- We had this -- I mean I don’t want to delay this thing, but we had this issue in Chatham, and one of the reasons why we held all these -- we had the Selectmen had their meetings at 4 o’clock was because we had staff in front of us. In other words, the staff didn’t want to hang around until 7 o’clock just to tell us what we already had on the agenda.

But I agree with you. I think we could make and hold meetings any time we want.

Under “Other Business,” I just had a quick comment and that is that occasionally some Delegate will send out a little piece of information to the other Delegates expressing their opinion on a matter that comes before us.

As long as it doesn’t result in a debate, I think that’s sort of a gray area, but I think gray area, but I think -- I mean I could write a letter saying something, such and such is coming up and here’s my comments, but if you seem to respond to that, then you can’t do that.

I’m going to talk to -- maybe we’ll go back to the County attorney and see exactly where we stand because -- and I know Cheryl, this is a particular interest to her.

Some other Delegates, people on the Charter Review Committee have come to me and said you may give your thoughts, to distribute your thoughts to the other members, but you cannot as a member respond directly to those thoughts and say well you think this but I think that because that’s holding a discussion outside of the public appearance. So, it’s just a comment.

Leo.

Mr. CAKOUNES: In regards to process, I’ve been asked by a number of people and there were even some people here today that wanted to speak in regards to the DCPC application.

We are going to have or there is scheduled a public hearing next Wednesday.

Speaker BERGSTROM: Right.

Mr. CAKOUNES: And that is at 4 o’clock.

Speaker BERGSTROM: 3:30.

Mr. CAKOUNES: 3:30 in the afternoon here. Are we going to have scheduled after that a presentation from the Cape Cod Commission on it as the entire Assembly or is that --

Speaker BERGSTROM: On the 18th, we’ll be voting on that.

Mr. CAKOUNES: And there will be public comment at that time after the DCPC presentation by the Cape Cod Commission?

Ms. KING: We’re voting on it on the 18th?

Speaker BERGSTROM: We are voting on it on the 18th. Remember, the Cape Cod

Commission has a time frame, a certain number of days after they submit it to us we have to vote on it up or down.

Ms. MCAULIFFE: And that's my question. We're going to get a presentation and make a vote on the same day? What happens if we have issues, questions, or need follow-up or feedback or --

Speaker BERGSTROM: We could continue the vote, but I'd have to check with the counsel for the Commission as to what the timeframe is.

Ms. MCAULIFFE: Yes, because I'm not comfortable if we're being pushed up against a deadline, that we're the end of their deadline. We should be at a point where if there's something that we don't have enough information to make a decision or we have questions, then we have enough opportunities to come back.

And just as a rule, when I served on a previous board for 16 years, we did not take votes on things that were presented brand-new idea. You know, here's the information and here -- we did not -- we always had a meeting to think about it to get more information.

So just as a food for thought future, maybe we want to consider some sort of policy that we have our input and have our presentation and then the vote doesn't occur that day.

Speaker BERGSTROM: All right. I'll defer to Janice because she's been following this and anticipating problems and anticipating this issue now for a month and a half.

Clerk O'CONNELL: Well, we're having a public hearing on September 11, and I know that's an off-Assembly week, but anticipating that it was going to be a big issue. It's sort of standing alone.

There's no Assembly meeting after it, and there's another public hearing just shortly before it.

As has been the case with everything during my tenure here, you have a public hearing. That's the time for the public and anybody else who wants to come out and ask questions or listen to the presentation.

Then it comes back to the very next meeting of the Assembly of Delegates for a vote. And that's no different than the way it has functioned in the past.

Now I know that it's a big issue. It's important. We're going to have a stenographer there so you will be able to look at verbatim minutes, although there's a turnaround time that you have to anticipate for those types of situations. And I may not be able to get minutes back to you from that public hearing until possibly Tuesday before the Assembly votes on the 18th.

And there will also be a video. I'm hoping to have a video available. But that doesn't mean that the Delegates still won't have individual questions.

It will be up to the Speaker to decide when we put together the agenda for the 18th whether or not he wants to single out a slot in Communication from Public Officials to make some other type of maybe abbreviated presentation to the full Assembly because that's what happens. They're going to do a public hearing and then you want them to do another full presentation with the Assembly. I don't get that part.

Speaker BERGSTROM: Yes, just before we get into it. I actually agree with Suzanne, but I'm dealing with basically requirements. Now I don't know where those requirements are from, whether they're in the Cape Cod Commission Act, whether they're in Ordinances, but I don't think it's their policy to push this ahead. I think that they have a set time frame, and it's been an issue every time they've submitted something. This isn't the first time. And maybe the Charter Review Committee can look at that and try to change it.

But if I have -- I will find out from Jessica Wielgus, the Counsel, if we have the flexibility

to push it on to -- a vote to the next meeting, which would, I think, would be October whatever.

Ms. KING: 2nd.

Speaker BERGSTROM: 2nd, we could do that.

Ms. MCCUTCHEON: And a point of information. I'm really confused here.

Speaker BERGSTROM: Sure.

Ms. MCCUTCHEON: There's going to be -- September 11 there's going to be a presentation by the Commission on what they want?

Speaker BERGSTROM: To the subcommittee, the Government Regs Committee.

Ms. MCCUTCHEON: Okay. That's not to the Assembly?

Speaker BERGSTROM: No.

Ms. MCCUTCHEON: Okay. So then there's going to be public comment about what they want at that hearing?

Speaker BERGSTROM: Right.

Ms. MCCUTCHEON: And then the Assembly's not going to get the full presentation until we're being asked to vote on that.

Speaker BERGSTROM: One thinks they've already submitted the Ordinance.

Ms. MCCUTCHEON: Oh, okay.

Clerk O'CONNELL: What will happen is on the 18th, you'll get a report from Government Regs of what decision they've made with regards to the DCPC. And they'll make that report to you in their recommendation and then --

Speaker BERGSTROM: Have they officially submitted this Ordinance -- it's an Ordinance?

Clerk O'CONNELL: Oh yes, absolutely. It's online and it's available.

Speaker BERGSTROM: That's what I mean. So that begins the timeframe. Yes, Cheryl.

Ms. ANDREWS: That was exactly my question. The materials that will be provided to Government Regs, has all of that been compiled and is there any reason why that can't be cc'd to all of the Delegates so that we can read it ahead of time; whether we want to go to the hearing and then decide whether we want to go to the hearing or not. And, obviously, that's the -- or are you saying there's a place I can go --

Clerk O'CONNELL: No, I think the majority of it is available now, but the committee --

Ms. ANDREWS: But I don't know where to go because if -- I don't know if I'm supposed to be looking for one thing, two things, three; where is it? How many items --

Clerk O'CONNELL: Under the Assembly of Delegates tab, the dropdown list says, "Upcoming Committee Meetings." So that's an upcoming --

Ms. ANDREWS: And that will give me an agenda, but will it give me all the attachments that the Government Regs Committee is going to have in their hands for that hearing? Because I'm --

Clerk O'CONNELL: I can't positively commit to that right now, but I did put the Public Hearing notice, the Committee Meeting notice, and the Proposed Ordinance.

Speaker BERGSTROM: Right.

Ms. ANDREWS: Okay. And I guess my question --

Clerk O'CONNELL: And I will look for other documents to see if there are others.

Ms. ANDREWS: Okay. And is there any reason why for this particular hearing you couldn't cc the full Assembly on all the documents so that we can read them?

Speaker BERGSTROM: I would think we would do that anyway, but if we haven't, we will. I haven't seen them yet. I'm putting it off to the last minute. I'm assuming you are to.

Yes, Suzanne.

Ms. MCAULIFFE: I have a problem with the off date of the public hearing on September 11 being and the big presentation to the Assembly.

And then I have no issue with the subcommittee doing the work that they need to do to bring the recommendation back. But a DCPC is a big thing for this body. And I think that there should be a full presentation regardless of how much work is done by the subcommittee if we are expected to vote on it.

I think that doing our homework and running around and trying to catch up is not really, as we all know, the same as hearing directly from the Commissioners.

I mean if this were a GIZ, we would expect a presentation. If this were something to do, you know, this is a big thing as part of our jobs. And I think it can't be just sort of handled necessarily.

And as I said, past practice. I've worked on boards where subcommittees do all the work. But if you ask the full board for a vote, the full board deserves the full presentation. And that's just my pitch on this.

I also am very comfortable with being pushed to make votes on things that are last minute. And I don't know whose fault this is, but I will tell you, with no disrespect to the Cape Cod Commission, my dealings with them over the last 10 years is they have an awful lot that they try to squeeze into a very short period of time.

And more often than not you're at the tail end of a lot of hard work and a lot of busy times, things are rushed right at the end.

Now I don't know if it's scheduling; they take on too much, but I have yet to see anything kind of -- and this includes Regional Policy Plans and anything.

I was on the Ocean DCPC. That was a rush at the end because there were deadlines to meet.

So I'm not sure if it's a scheduling issue or if we're just going to be at the mercy of what their timeline is. But I think if that's the issue, we need to tell them -- we need things in a timely fashion because this rush at the end is not got for decisions.

Speaker BERGSTROM: You know, I'm not going to defend them, but I've been following this a little bit because of the scheduling issue, and I know Janice has too. I think they just voted to approve this later last week, Thursday.

Mr. CAKOUNES: That's when the clock starts running.

Speaker BERGSTROM: So they approved it on Thursday, and we got the Ordinance --

Clerk O'CONNELL: I think they did it the 29th of August.

Speaker BERGSTROM: Okay. So and then we got it like the next day or something like that?

Clerk O'CONNELL: Yes.

Speaker BERGSTROM: I think they should -- I think its 60 days. It's either 60 or 90 depending on the substance of the Ordinance. So we may have that time. If we have the time, we'll take it. But I know that they gave us a heads up even before they passed this saying, "Oh, you guys have got to be careful because something's coming."

Yes, Julia.

Ms. TAYLOR: But I think -- I don't disagree with Suzanne, but it might be for this particular time if we can't change it, it's a good idea to come to the public hearing on the 11th. Then you'll have one shot at it, think, figure it out, and then more on the 18th. I'm happy that I have to come on the 11th because that will help me have --

Speaker BERGSTROM: I'm enthusiastic about another day doing this too.  
Yes, Deborah.

Ms. McCUTCHEON: I think the 11th; I book my calendar 3, 4, 5 months in advance. I mean I hate to say that, but when you go to court, when you have trial work, you book your calendar a long time in advance. So I've got the Assembly booked out as long as I'm going to be here. I may be disposed of early, but, in any event, this September 11 is new, and I can't be here that day. And I would prefer to be here, but I'm going to try to move things but I don't think I can.

Speaker BERGSTROM: You've got to understand that we don't have the Public Hearing so that we can make the presentation. We're required to have a Public Hearing. We're required to have notice in advance of that Public Hearing.

Ms. MCCUTCHEON: Right.

Speaker BERGSTROM: So there's no reason why then they can't give the entire presentation to the full Assembly on the 2nd of October. It's just that we have to have this public hearing in advance. You know, we're requesting a vote from the Government Regs Committee. So it's not in lieu of giving the presentation to the Assembly, it's something we have to do. We have to do it by requirement so. And it's not my rules anyway, and I'm not going to defend them.

Okay. Have we exhausted that?

Ms. MCAULIFFE: Yes.

Speaker BERGSTROM: Okay. Good. I need one more motion.

Deputy Speaker MARTIN: Motion to Adjourn.

Ms. KING: Second.

Speaker BERGSTROM: Okay. All those in favor, say "Aye."

**Whereupon, it was moved, seconded, and voted to adjourn the Assembly of Delegates at 5:15 p.m.**

Respectfully submitted by:

Janice O'Connell, Clerk  
Assembly of Delegates