Adopted
12-21-16

BARNSTABLE COUNTY

In the Year Two Thousand and Sixteen

PROPOSED RESOLUTION 16-XX

Whereas, Section 1-5 of the Barnstable County Charter enables Barnstable County to enter into agreements with any other governmental unit and

Whereas, the Cape Light Compact exists as the result of contractual agreements and therefore does not constitute a governmental unit and

Whereas, County Counsel has reviewed the Administrative Service Agreement between Barnstable County and the Cape Light Compact and determined serious potential violations of the Barnstable County Charter and MGL Chapter 40 Section 4A currently exist and

Whereas, County Counsel's review of the proposed revisions to the existing Administrative Service Agreement has revealed significant defects,

NOW, THEREFORE,

BE IT HEREBY RESOLVED that the Barnstable County Assembly of Delegates Proclaims:

In accordance with Barnstable County Charter Section 2-8 b (ix), the Board of Regional Commissioners acting as the Executive Branch of County Government should prepare an Ordinance in which the following action shall be taken;

Direct the Cape Light Compact to immediately pursue a definite course of action which seeks to amend their Inter-Governmental Agreement which upon revision, the result shall be the creation of a Department of Barnstable County Government, subject to all provisions within the Barnstable County Charter and Administrative Code capable of entering into a legally binding Administrative Service Agreement with Barnstable County.

Upon acceptance by Cape Light Compact Board, the Board of Regional Commissioner shall prepare an Ordinance outlining the new Structure and present it to the Assembly for action.

Submitted by Lilli-Ann Green

Wellfleet Representative