

**CAPE COD REGIONAL GOVERNMENT - ASSEMBLY OF DELEGATES
HARBORVIEW CONFERENCE CENTER @ 4:00 P.M.
BARNSTABLE COUNTY COMPLEX
3195 MAIN STREET
ROUTE 6A, BARNSTABLE, MA 02630**

APPROVED Journal of Proceedings - June 20, 2018

CALL TO ORDER

Speaker MCAULIFFE: Welcome to the Cape Cod Regional Government. This is the Assembly of Delegates. It's 4 p.m., June 20th, 2018. We're in the Harborview Room at the County Complex.

I would like to start with a moment of silence to honor our troops who died in service to our country and all those serving our country in the Armed Forces.
(Moment of silence.)

Speaker MCAULIFFE: Please rise for the Pledge of Allegiance.
(Pledge of Allegiance.)

Speaker MCAULIFFE: I'm required to ask if anyone other than our regular video is taping? Okay. Thank you.

Before we start our call of the roll, I just wanted to make a quick announcement that we have a new appointed member to the Assembly, and I'd like to welcome Peter Hughes from Harwich. He has been very generous in giving us a little bit of background information. So we are all now going to know more about Peter than we know about any of the rest of us, but it's a very nice résumé.

He's lived in Harwich since 1989. He's served five terms as a Selectmen, two terms on the Finance Committee, one term on the School Committee and currently serves on a Wastewater Support Committee. He's a past three-year president of the Harwich Chamber of Commerce, and his background is in electrical engineering holding a degree, a master's degree in energy resources and an MBA. And his working career is in the power generation industry and electric vehicle industry. He's a registered professional engineer, licensed home improvement contractor, and licensed real estate agent.

I just kind of skimmed over some of the highlights but a very welcome addition to the Assembly. Thank you for volunteering.

Mr. PETER HUGHES: Thank you.

MS. SUZANNE MCAULIFFE: Will the Clerk please call the roll?

ROLL CALL ATTENDANCE

Roll Call Attendance (71.58%): Ronald Bergstrom (2.84% - Chatham), Mary Chaffee (4.55% - Brewster), Lilli-Ann Green - (1.27% - Wellfleet), Peter Hughes (5.67% - Harwich), James Killion (9.58% - Sandwich), E. Suzanne McAuliffe (11.02% - Yarmouth), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Linda Zuern (9.15% - Bourne).

Arrived Late (10.15%): Christopher Kanaga (2.73% - Orleans – arrived @ 4:05 P.M.), Deborah McCutcheon (0.93% - Truro – arrived @ 4:20 P.M.), Thomas

O'Hara (6.49% - Mashpee – arrived @ 4:10 P.M.).
Absent (18.27%): Edward Atwood (2.30 – Eastham), Susan Moran (14.61% - Falmouth), Brian O'Malley (1.36% – Provincetown).

Clerk O'CONNELL: Madam Speaker, we have a quorum with 71.58 percent of the Delegates present; 28.42 percent absent.

Speaker MCAULIFFE: Thank you.

APPROVAL OF THE CALENDAR OF BUSINESS

Speaker MCAULIFFE: Is there a motion to approve the Calendar of Business?

Mr. OHMAN: So moved.

Ms. GREEN: Second.

Speaker MCAULIFFE: Any discussion? All those in favor? Aye. Any opposed? **It passes unanimously.**

APPROVAL OF THE JOURNAL OF PROCEEDING OF 6/6/18

Speaker MCAULIFFE: And now we have the Journal of June 6th, 2018. Is there a motion?

Ms. GREEN: So moved.

Ms. CHAFFEE: Second.

MS. SUZANNE MCAULIFFE: Any changes or discussion? All those in favor? Aye. Any opposed? Any abstentions?

Mr. HUGHES: One abstention.

MS. SUZANNE MCAULIFFE: One abstention. So for the Clerk, it's for the Journal **it's all approved except one abstention**; Mr. Hughes.

COMMUNICATIONS FROM BOARD OF REGIONAL COMMISSIONERS

- **Commissioners updated Assembly on 6/13 and 6/20 meeting actions**
- **Commissioners approved ordinance 18-09 previously adopted by Assembly**
- **Commissioners discussed creation of a Financial Management Team**
- **Commissioners discussed a proposed Memo of Understanding for the Cape Cod Commission**
- **Commissioners discussed Proposed ordinance 18-10 and suggested amendments to be considered by Assembly 6/20**
- **Commissioners made an appointment to the Health and Human Services Advisory Council**
- **Brief discussion regarding status of the housing situation with AmeriCorps**

Speaker MCAULIFFE: Our first item in the public is communications and report from the Board of Regional Commissioners. We have Commissioner Cakounes and Commissioner Beaty with us today. Welcome.

Commissioner CAKOUNES: Thank you, Madam Speaker. I know you have a long agenda, so I'm going to kind of go through -- I have two meetings to report or we have two meetings to report on; the June 13th and June 20th, today's meeting.

Working off the agenda on June 13th, basically we had our general business meeting minutes. We did have a preliminary discussion, and I'm going to blend this in with today's meeting on creation of a financial management team, so I'll wait and talk about that. Because on the 13th, we just had a general first discussion of it, and today we actually took action on it, and we actually had some conversation with our finance director. She was unable to attend on the June 13th meeting.

At that meeting, we also passed Ordinance 18-09 which transferred the \$185,000 from the Special Reserve Fund to promote the water quality testing thing which you had previously voted on the week before.

And respect for time, Madam Speaker if it's okay with you, under our "Commissioners' Actions," we did a laundry list of things. All of them are very common to this time of year, so I will not read them individually. And I will extend to any the members here that if they go online and look at our agenda if they want to, the next time I'm in front of you, I'll be more than happy to discuss any one of them.

But, basically, they were just renewals of contracts and contracts, a number of different actions through the Cape Cod Commission, acceptance of grants; a bike rack program, WB Mason contracts, Borden & Remington Corporation contracts. So I will not bore you with that laundry list, but I will tell you there was quite a few of them. There's A through J, K, L.

So that will kind of bring us now to today's meeting, which is June 20th. And on today's meeting, once again, we did approve our minutes of June 13th, the week before. We had a really long discussion on the creation of this financial management team. Again, we were very fortunate to have Mary McIsaac with us today. Basically this financial management team is going to be a team put together by both Jack and Mary. This team is going to advise them and help them put together and bring forth financial policies. The County lacks strong financial policies. And if you remember when I reported in front of you -- I think it was Representative Killion that asked about the audit from the state. One of the things that came out of that audit was that the County needs to have strong and precise policies on how to handle financial matters.

And, again, I won't get into the laundry list, but it stems from everything, how to spend unrestricted reserves, funding our OPEB. All of you are well-versed with the OPEB problem. And, again, using our special reserve accounts as the ones that we just recently used to fund the water testing. So that did get a unanimous vote of the Board of Commissioners today.

And we also heard from them that this team was going to be put together probably mid-July, and we probably will start seeing some financial policies coming forward relatively quickly. And this really is the final aspect of meeting the requirements set forth for the state audit. So, again, I refer to, again, Mr. Killion's question last week -- the last time I was in front of you.

We've had for a third time on the agenda the discussion of the proposed memorandum of understanding with the Cape Cod Commission. This has been a document floating back and forth between the County Commissioners and the executive

committee now of the Cape Cod Commission. We did not take action on it today. They were waiting to hear back from the executive committee of the Cape Cod Commission to tweak -- to make some minor changes or have some input on it. So we are, very much, looking forward to having this document executed on or before the end of the fiscal year. So, hopefully, it will be next week because that's our last bite at it within this fiscal year anyhow.

We did -- I did put on the agenda the discussion and possible amendments on the Ordinance 18-10 which you have in front of you for discussion later on in this meeting. The reason why I did that is because it came to my attention through working with the Cape Cod Commission that there was some minor adjustments that they would like to make on this, so I wanted to run those minor adjustments in front of the County Commissioners. And I got a consensus of the board, and it wasn't an actual vote because, again, we are going to be voting that ordinance when it comes back to us after you do it here today. But the consensus of the board is they had no problems with the amendments that you will be looking at later on in your meeting today. So we'll leave that discussion for when that comes up.

We had no new business that I didn't anticipate. We, again, had a number of -- A through F, I don't know what you want to call them, Commissioners' actions but, again, things that we normally do. And, again, you'll have to bear with me. In the next month, you will be hearing me probably -- not going to bore you with reading the whole list because every fiscal year nearing the end of fiscal year we do the renewals and certainly the first week or two in the new fiscal year we'll be doing the new contracts. So you're going to hear a lot of these redundant things that we will do.

We did make an appointment to the Barnstable County Human -- I'm sorry, the Barnstable County Health and Human Service Advisory Council. Again, a contract with Coyne Chemical Company; contracts with the company to do markings for Marking, Inc., and then two discharges of mortgages which, again, is kind of bulletproof stuff that we do on a weekly basis.

So without getting into the depth of the actual contracts themselves, how's that? Is that 15 minutes?

Speaker MCAULIFFE: That was great. Thank you. Oh, that was great because we have --

Commissioner CAKOUNES: I know. You guys got a lot ahead of you, and I didn't want to bore you with stuff.

Speaker MCAULIFFE: No. When I was on the school committee, we had the same thing at the end of the year. Thirty years ago, I don't know if we were actually buying Twinkies, but we used to call them Twinkie bids because everything that the school district was going to use had to be approved over the bid process and it was meeting after meeting after meeting of A through F with the paper, the contracts, the this, the that. So I can appreciate that routine housekeeping that you need to do.

Commissioner CAKOUNES: And I will, just in response to that, Madam Speaker, I will tell you that since I've been chair I do things a little differently than previous chairs have done. Previously, there was a blanket approval of all contracts. It makes it very, very difficult when we have a problem and we try to go back to find out when the original one was executed; when was it renewed; how was it renewed. So I

have taken the practice of actually separating them and doing them all individually and having motions individually with starting dates and end dates, and it really makes it a lot easier when you try to go back in history and figure out when things end.

It makes the agenda a little longer but, again, if you'll just bear with us in the next month when you hear -- we had a lot of bulletproof or redundant contract signing. Feel free to look it over. If you have any questions on any of them specifically, I'll be happy to address them.

Speaker MCAULIFFE: Mr. Beaty, did you have anything to add.

Commissioner BEATY: No.

MS. SUZANNE MCAULIFFE: Any questions of the Commissioners?

Yes, John.

Mr. OHMAN: Thank you, Madam Speaker. First off, Leo, how's the appointment process going with the EDC committee, the new EDC committee. Is it fully staffed or --

Commissioner CAKOUNES: It's fully staffed; yes, it is.

Mr. OHMAN: I have not seen anything come across my desk of who they are. Is that privileged information?

Commissioner CAKOUNES: I don't know if -- it's not privileged information but I just don't think it has been something that we would have -- it's not a practice that we do.

Speaker MCAULIFFE: I think we sent it.

Clerk O'CONNELL: Yes. I sent the list that I received from the Cape Cod Commission.

Mr. OHMAN: Thank you.

Commissioner CAKOUNES: Sue Moran from your board is the chair. And, again, I don't think it's a practice that we send out notifications to the Assembly of the people that we appointed to --

Clerk O'CONNELL: You're right, it's not. I just took it upon myself to do it because I thought that the Assembly would be interested. I swore them in.

Commissioner CAKOUNES: I'm hoping the website will be displaying it relatively soon when that's brought up to speed and up-to-date.

Mr. OHMAN: That's good.

Commissioner CAKOUNES: That's a good area for people to go back and see.

Speaker MCAULIFFE: Yes, Mary.

Ms. CHAFFEE: Good afternoon, gentlemen. I suspect you know what I'm going to ask for an update on?

Commissioner CAKOUNES: I don't. I haven't a clue.

Speaker MCAULIFFE: Guess. It's on our -- it's going to be on our next agenda as a topic.

Ms. CHAFFEE: Is there any AmeriCorps housing news this week to report?

Commissioner BEATY: Dan's on vacation until Monday.

Commissioner CAKOUNES: Why don't you give them that. That's your end.

Commissioner BEATY: Dan Schell, the AmeriCorps Coordinator, is on vacation until Monday. So I haven't had a chance to check with him. So when he's in on Monday, if you want, I'll email you what the latest is.

Ms. CHAFFEE: Great. Thank you.

MS. SUZANNE MCAULIFFE: Yes --

Commissioner CAKOUNES: The only thing I will add, excuse me, Madam Chair, on that aspect.

MS. SUZANNE MCAULIFFE: Yes.

Commissioner CAKOUNES: The only thing that I'll add on my end is that the County has currently had a house in Bourne which were 15 members were in it. That house, the County Commissioners are reluctant to use it again. We dropped the number from 34 down to 24, which is 10, which in my mind means that we needed to find housing for five, and we have secured housing for six.

The aspect of what happened at the National Seashore with the National Seashore no longer wanting to participate in the program and no longer wanting to have their fire corps also impacted us which we had -- we did not anticipate, and I believe that's an additional, I believe, six members up there.

So we are still, and this is why I think Mr. Beaty has been working on his own, and I've kind of been working on my own. We can't work together; it's a violation of Open Meeting Law to try to make sure that we secure enough for the full 24 but I think we're close.

Speaker MCAULIFFE: Thank you. Just a minute. Lilli-Ann.

Ms. GREEN: Thank you, Madam Speaker, and thank you, gentlemen, for the update. I did want to talk briefly about three items. One, thank you, Commissioner Cakounes, for the record keeping that you're doing with all the different contracts to make it easier and more accessible, and I do appreciate the fact that you're just giving us a list and we can go and take a look at it further.

The other thing is the AmeriCorps. We've had conversations about it since I am the Wellfleet's representative to the Cape Cod National Seashore Advisory Commission. We did have an advisory commission meeting on Monday, and I did ask the question that it appears that there's housing for 12 in the park, in the National Seashore. They told me that it was something having to do more with the cycle of the AmeriCorps volunteers and the training and when they arrive and when they leave, and they're scheduled with the fire situation that made it -- gave them transition in a different direction. So that, I think, was a little bit of clarification from all of us here.

And on that vein, as far as the Cape Cod National Seashore Advisory Commission, I know that the County has a seat at the table onto -- a representative from the County is part of the Seashore Advisory Commission.

And I did want to reiterate that it does not have to be a Commissioner to sit at that table. In fact, you know, I was very favorably impressed with Diane Murphy, who's the Deputy Director of the Cooperative Extension. She seems like a staunch environmentalist that has a wide overarching and vast knowledge of environmental issues in the County's position. And I would sincerely urge the Commissioners to take a look at that position again and take a look at Diane. Thank you.

MS. SUZANNE MCAULIFFE: John.

Commissioner CAKOUNES: Just for the record -- if I may, Madam Speaker?

MS. SUZANNE MCAULIFFE: Yes.

Commissioner CAKOUNES: The current representative has been voted by the Commissioners; it's Commissioner Beaty. So if he decides he doesn't want to do it anymore or can't do it or can't make meetings, we'll put a call out there for people to put in a résumé, so we can interview.

Ms. GREEN: Thank you.

Commissioner CAKOUNES: Thank you.

Speaker MCAULIFFE: John.

Mr. OHMAN: Thank you. Still another follow-up with the AmeriCorps situation. So in past years we've had 13 in the Bourne house, 13 in the HAC that's in Wellfleet, and we've had 6 at the fire -- now the fire people are gone for the year. HAC has been reduced to 12, and we have secured how many of the 12 or 13 -- well, I guess it's not enough for 12 that were at the Bourne house. What's the secure housing for those 12 members to your knowledge?

Commissioner CAKOUNES: Six right now.

Mr. OHMAN: And they are where?

Commissioner CAKOUNES: Well, we're looking at another County facility. It needs to be upgraded, and it's a home that we have that we own, and it's in Bourne.

Mr. OHMAN: And I've been informed that there was still a chance that there would be some housing in Brewster if that were the only option available.

Commissioner CAKOUNES: Well, once again, I think, you know, I find it difficult talking about stuff when we're, you know, Mr. Beaty on his own has been trying to secure some housing of people. We don't want to publicly say their names and say who we're talking to in the event they decide things don't work out. They don't think it's fair to them.

All I can tell you is that we are continuing trying -- discussing with a lot of people including the town of Barnstable.

Mr. OHMAN: And we still -- do we have any time where we're going to get together to look at the Bourne house; is that still available to you?

Commissioner CAKOUNES: If I have time to go with anyone, I'll be more than happy to. Absolutely.

Mr. OHMAN: I appreciate that.

Commissioner CAKOUNES: Yes, sir.

MS. SUZANNE MCAULIFFE: Yes, Patrick.

Mr. PRINCI: Are there any special criteria relative to the types of housing? For instance, do the members have to all be within certain groups for teamwork and so forth, or can it be structured somewhat like the Cape Cod Baseball League does where families, local families can host a couple ballplayers?

Commissioner CAKOUNES: At this time, I would suggest that that's a better question for Dan. He's the actual manager of the program. Quite frankly, I think that, you know, as a common-sense thinking individual, I would say absolutely it would be nice to have the people that are working in the Bourne area or that end of the Cape

living down in that end of the Cape, those that are working in the Wellfleet area or living up in the Wellfleet area.

But what is perfect world scenario and what is something that we just need to do to get through a year are two entirely different things. So I think the answer to your question specifically would really be a good question for Dan.

Mr. PRINCI: Okay.

Commissioner CAKOUNES: So, I apologize but --

Mr. PRINCI: That's fine.

Commissioner CAKOUNES: -- but I don't want to say something that's not true.

Mr. PRINCI: I understand.

MS. SUZANNE MCAULIFFE: Ron.

Mr. BERGSTROM: Yes, the situation with AmeriCorps is further complicated because we provided housing that we owned and got -- we were eligible for a contribution in kind for that housing. We didn't own the Wellfleet property by the seashore, so I don't know whether we got a contribution in kind for that.

Has that been a consideration when you're looking for housing as to who owns the housing and whether or not we'd be eligible for federal money for providing that housing?

Commissioner CAKOUNES: Absolutely. In fact, the thing with the members that were staying in that particular house, they were actually employed, if you will, for lack of a better term at the National Seashore. So the National Seashore provided the housing. It had benefited from having those members there. And as the representative from Wellfleet just said, they decided because of the timing of the program, and this is kind of new to me because I didn't really here an explanation why, but because of the timing of the program when these employees come in, by the time they're trained and get going, it's almost the wintertime and then the program ends in the middle of the summer. So I'm assuming that scheduling has not been the best for them. So they've decided to use that particular housing for some other use and have taken it away from us being able to put AmeriCorps members there.

Mr. BERGSTROM: I'm just looking at, you know, as we -- basically, we fund AmeriCorps. Part of that funding is the contribution in kind by providing the housing. I'm saying that may change. If we do not provide housing, they're not going to be eligible for the (Inaudible); do you understand what I mean?

Commissioner CAKOUNES: I do but that's again, we're working -- that's why we're working, and I have to be careful when Representative Ohman asked the question, I don't want to divulge some of the -- in fairness of the towns and the municipalities that we've been dealing with. Because in the event it doesn't work out, you know, we may have to reschedule some things around and some appointments around. You know, we're also working with the town of Barnstable and they're very interested in getting some work out of it. So they would be putting the housing up and getting their in kind back as soon as possible.

Mr. BERGSTROM: Have you been given any informal timeframe to it that we hope to have something by mid-September or any kind of --

Commissioner CAKOUNES: Oh God no; we have to have it in place by

August.

Speaker MCAULIFFE: By August. Yes.

Mr. BERGSTROM: Okay. That's fine.

Commissioner CAKOUNES: So we're looking at the very latest the middle of July at the very latest.

Speaker MCAULIFFE: Okay. Thank you, very much. Appreciate it.

Commissioner CAKOUNES: Excellent.

MS. SUZANNE MCAULIFFE: I did plan to put the AmeriCorps on the -- but we won't be meeting on the 4th of July, but the next meeting will be July 18th. So, hopefully, we can have an update and questions answered from the director and, hopefully, we'll have some housing answers.

Commissioner CAKOUNES: You might have some, at least one anyhow.

Speaker MCAULIFFE: Okay. Thank you.

COMMUNICATIONS FROM YARMOUTH SELECTMAN MARK FOREST

- **Updated Assembly on general interest of students and options related to reform of county government: of most interest was a strong Assembly with an executive or the expansion of the Board of County Commissioners**
- **Students suggested consideration of a non-binding municipal ballot question related reform options**
- **Suggested that problems with county government be diagnosed**
- **County government needs to explain what problem need to be remedied and is change really necessary**
- **Discussed with Assembly, from a professional perspective, how county government has helped the region**

MS. SUZANNE MCAULIFFE: Our next topic is I have put Yarmouth Selectmen Mark Forest on the agenda. I have known Mark for well over 30 years. And for people who don't know Mark, he has -- he will give you a little bit of his background, but he has quite a long extensive, very high-powered résumé in terms of being Chief of Staff to many legislators and spent a lot of his career in Washington, and then ended up coming back to the Cape, although he had his hands on most everything that was going on on the Cape at the time.

So he has a different perspective and not just from a Selectmen's point of view but from the -- up above the state and federal looking at the County. So he and I were talking, and I think that he has some ideas that might be good as a preliminary discussion to kick off some things that we've been talking about. I am not expecting any action. I'm not expecting any proposal to be voted today, but I think this will be a good kick off for some of the issues that we've been kicking around. And from here we can decide whether we want to go forward or not. Welcome, Mark.

MR. MARK FOREST: That's great. Thank you. Good afternoon. I think as many of you know I do have quite an interest in County government and, unfortunately, there's no cure.

But I wanted to have the opportunity today to sort of update you on a

project that I'm working on. I wear many hats these days. I'll give you a little bit of my background. But that hat that I'm wearing principally today is more of as an adjunct professor of government. One of the things that I try to do with my students is get them engaged in interesting projects. And one of the more interesting ones I've been working on lately has been looking at not just government at the local level but also county government. And some of my students have encouraged me to sort of look at the question and see if we can develop it as a class project. So I'm going to give you sort of an update on some of the interest in county government/county government reform because I know at some point you'll be taking this up again in the near future.

But in addition to my work at the college, I'm also chairman of what is called the Cape Cod Conservation District. And before you either at this meeting or a subsequent meeting, you will be taking up a charge for a Coastal Zone Management Committee. That's a committee, a subcommittee of that group is a group that I work with very, very closely over the years or have, and it helps us bring monies to Cape Cod for coastal restoration projects.

So, last year we applied for \$7 million. We got \$10 million in federal funding and a lot of the work involved in developing that plan was actually work done here at the County. I mention that because I'm here and its sort of coincidence that this is a timely topic for your board, your group.

But you should be aware that while sometimes these committees get formed and they do a lot of interesting things, you should be aware that this committee has had a huge role in helping us at the district bring a lot of money to Cape Cod. By being able to show the federal government that we actually have a comprehensive plan for coastal restoration involving wetlands, salt marshes, involving improving the water flow, title restrictions and things like that. We've been able to do quite well in attracting a significant amount of federal money. Pretty soon we'll be submitting another grant application, again drawing on a lot of the work that the County's done.

So as you look at that committee, I strongly support the work of the committee, so I hope it will get adopted by the Assembly in the near term.

But, again, I'm not here as a Selectman but I do enjoy being a Selectman. I started my career in Provincetown in the town manager's office for five years. Much of my work there was involved in getting money for the local community. So my job was to bring monies for rebuilding the waterfront, rebuilding the town's water system and developing other parts of the community, involved in community development and housing.

But while in Provincetown, I worked on a series of county boards. I was the town's rep to the Finance Advisory Board. I served on the original Regional Transit Authority that Tom Cahir's father created when he was a legislator. I was on the original -- not the original, I couldn't say that, it's been around for a long time but the Cape Cod Planning and Economic Development Commission before it was the Cape Cod Commission. I had the pleasure, the honor of serving on the task force that created the Cape Cod Commission and was involved in the campaign to sort of get it before the voters and give them a chance to vote on it. So I've had a long-standing interest in the operations of the County and have had the benefit of being able to serve in many capacities in county government.

In the recent -- I'd say in recent years after I -- when I left Provincetown and I worked for Congressman Studds as his district director and then shortly after that for Mr. Delahunt as his Chief of Staff. And one of the things that, I just have to say this, is so much of our success at a congressional level was based on a lot of hard work that goes on here in this County. There have been so many things that I can point to looking back were the huge successes in terms of protecting the environment, cleaning up pollution, providing more affordable housing. A lot of our success in advocating for Cape Cod was attributed to the hard work here in Barnstable County, whether it's through the Cape Cod Commission, County Health and Human Services.

What I want to validate and emphasize is that county government has helped this region in so many ways. I'm not going to stay here and go down the list. But I would love -- for those of you who may have questions and may have an interest in at least my perspective and a lot of the success that we've had on the Cape and the role of the County, I'd be more than happy to talk about that.

There was mention earlier today about the alternative septic system test center out at the base. That was a County initiative. We worked with the County to get that off the ground; the HOME Consortium; the creation of a master plan for the military base that helped us save the base. So those are just some of the things. But like I said, I could go on, but I won't. I know time is short.

The basic point that I wanted to get across in terms of my congressional perspective is that when the Cape speaks with one loud voice, it's amazing how much gets done. And I honestly believe that in the area of wastewater, I think that clearly is going to be an area where I think we're going to, as a region, make a great deal of progress and largely because of the work that's being underwritten here at the County.

Now, let me put on my adjunct professor of government hat on. For the past year and a half, I have had -- I've been invited to speak at a variety of groups to talk about County government. And one of the things that I've done at these groups is rather than go through sort of a laborious overview of all the great things that go on, although I do that to some degree; I also bring into the conversation an update on at least what has been discussed in terms of proposals for County reform. I did serve on the Henri Rauschenbach/Rob O'Leary commission, so I will literally go through the list of the options that have been discussed over the years in terms of County reform proposals.

And then what I will ask people to do is I will tell them that this is your County government, which of the proposals, if I were a County official, which one of the proposals would you support? Which one would you want me to support as a County official? And what's amazing in the conversation -- first of all, let me just sort of go through the four proposals that I put before every group. Now I have been to about more than a half a dozen or so groups. I've done a couple of forums at the community college, and in each of the groups what I do is I lay out a series of options, and the Option 1 in terms of reform is the recommendation of a summary of the recommendations of the Special Commission. And as you know, their recommendations were to abolish both the Assembly and the County Commissioners, create sort of one overall body based on legislative districts and with a strong County executive. That was their recommendation more or less.

The other proposal that I put before them is similar to what the Assembly

brought up once before and that is abolishing the Commission, having a strong legislative body with a strong Administrator. That's one proposal that's come up before. I believe when you had your Charter Review Committee set up several years ago, that's a rough version of that.

And then the current proposal that is out there is expanding the board to five Commissioners and have them elected by region retaining the Assembly.

I've also polled audiences on abolishing County government altogether. And the thing that surprises me is that abolishing County government I thought -- I've always thought would get at least some support but, quite frankly, it doesn't. All right. Many people, while they may not know much about County government, when they start -- because after I lay these out, the first question I get asked is, well, these are all very interesting but before we vote, can you tell us what the County does? So we have a conversation about what the County does.

And then the other question that comes up that I have sometimes a little trouble with is people want to know what's wrong with County government? What is it that needs to be fixed? So in these forums and these discussions what I'm left with largely are really what was sort of left behind were the recommendations of the Special Commission. The Special Commission of Rauschenbach and O'Leary basically laid out where they saw some problems and issues, but they also identified opportunities. They talked about the need to end a divided County government. That was one of the recommendations. They didn't believe that County government, at least at the time that they were meeting and deliberating, was institutionally divided and we needed some simplicity, some unity in terms of governance.

They, once again, like a lot of other reform study groups recommended a strong executive because they believed there was a need to improve things in terms of the management of the County. And, obviously, there's a lot of that work that has been going on to date. And they identified a number of sort of regional groups that needed to be brought in and at least more coordination with so many other groups; Workforce Investment Board, Regional Transit Authority. As you know, there's a whole alphabet soup of groups that are out there that do work involving Barnstable County. So they believe that changing the structure, strengthening the management internally would at least help make some inroads in terms of moving in that direction. So that was that recommendation.

The final one, abolishing County government, is pretty simple, although there is a level of complexity because the County -- Cape Cod Commission sort of stands on its own so you're not -- by abolishing County government theoretically, you're not -- it's going to be -- you're not going to abolish the Cape Cod Commission, but everything else would be sort of merged or submerged into that.

So those were the options. The ones that got the least support were abolishing County government which, again, was a little bit surprising to me because in this environment of cynicism and antigovernment, you would think that more and more people would be quick to just say, you know, get rid of them but that wasn't the case.

I did not find a great deal of support for the Special Commission recommendations actually. And in many cases in the meetings that I held on the lower-Cape, there was an enormous amount of opposition to the idea that the Assembly would

go away. And so I heard that from residents; I heard that from other folks.

So from -- so in sort of keeping tabs, the areas that were of most interest were the idea of a strong Assembly with an executive, something like a counsel manager form of government, and then the other one would be perhaps expanding a board of County Commissioners.

Now, I'm going to hand out to you my summary of the two options that are sort of left standing. And can you help me out, Leo? Thanks.

So, in my most recent discussions with students has been why don't we think about a nonbinding referendum question on some municipal ballots to ask people where there's interest in this; whether or not they would support a particular option; Plan A or Plan B. And A would be expanding the current board, the proposal that's on the table that's been presented that's under discussion, and Plan B would be the other one.

Now this is still just a work in progress. Nothing's been finalized but in some of the community forums that I've been at and some other meetings that I've been at, I have mentioned to Assembly members and other people that I know -- I've talked to Assembly members that, indeed, this was sort of in the works and being discussed, but I'm very much interested in input and suggestions; if you think it's a bad idea. I don't want to do anything that might mess up what the Assembly may be doing, or the Commissioners may be doing in the future, but I think for students -- the thing that I had found, quite frankly, is that it's been in these forms when I presented the idea of reform and told the group that it was really their decision; it's not my decision. It's really your decision as a voter, as someone who lives here in Barnstable County. It's your County government. So, you may need to make a decision. This question may be coming to you in some form; what do you want? And what that does is that opens a very interesting conversation in terms of what County government does.

So my professor hat works well in terms of trying to explain how County government works because that gives me an opportunity to brag about some of the work that goes on in County government, some of the hard work of the County department heads, and some of the significant achievements that have been made here. But at least my initial sense from folks on the Cape is that there's a great deal of pride in much of the work that goes on here.

So what I wanted to do is just sort of make you -- apprise you of what I'm doing in the interest of openness and transparency just to let you know that this is something that I've been working on. I have been approached by a couple of other selectmen about an interest in putting it on a municipal ballot and so that's where things stand.

What will happen is there will be some refinement of this. There is an attorney that I'm working with that would help clarify this more, the proper legalese, although I'm told by the Secretary of State's office and several town clerks that we have a great -- when you're crafting a local nonbinding municipal question, you have a great deal of flexibility in how you write it and structure it.

So, I'm just going to stop right there. We've handed these out.

MS. SUZANNE MCAULIFFE: Thank you.

MR. MARK FOREST: I'd be more than happy to take any questions.

Speaker MCAULIFFE: Thank you. When I had talked -- Mark and I

had sat down just to catch up on town stuff, and one of the things we talked about was, you know, we have been discussing restructuring, looking at different -- we've had ordinances before us at about the structure of County government. So this kind of kicks that conversation off again.

The other thing that Mark mentioned was part of his idea about putting a nonbinding referendum was not only to take the temperature of the voters, but also to get the conversation going in a broader sense to, you know, kind of make the County part of more conversations and, you know, so that people would be a little bit more aware. So it's not that we are turning the whole decision over to the voters, but it is a way to engage people and also perhaps give us some information if this is something that we would take advantage of going forward. So that's just -- that's how this came about.

I know a lot of people were all worried and nervous that we were going to do something. This is just a preliminary kickoff discussion for a lot of things that we have talked about, and I think it's important if Mark is out there doing a lot of things specific to County government that you're aware of that as well.

So any -- yes, Linda.

Ms. ZUERN: Thank you. Are you looking for comments today then?

Speaker MCAULIFFE: Yes. I do have it on the agenda later if you want to have a discussion. But if you have any questions or comments specifically to Mark, now would be the time to do that as opposed to an internal discussion if we wanted to have that later.

MS. LINDA ZUERN: Okay. I actually would put on here a third option and have no reform and just keep it as it is.

MR. MARK FOREST: Okay.

MS. LINDA ZUERN: I think a lot of times we look at how people maybe are not working together --

MR. MARK FOREST: Right.

MS. LINDA ZUERN: -- and we think it's the structure of the government and its actually personalities or people who were not working together well, and that sometimes when you have a change of elected officials things seem to work smoother.

So I would put on the third option no change at all just to see if that's something that, you know, people are actually happy with the way things are.

And it also doesn't say in your first plan whether you would have County Commissioners elected from different districts, and I'm really opposed to that like dividing up the Cape into five districts if we wanted to have five --

Mr. MARK FOREST: I mean that is what is envisioned in that, that particular proposal.

Ms. ZUERN: And I see a lot of negative consequences to that, especially if you're, let's say a town like Bourne, matched up with a town like Falmouth; Falmouth has more -- has higher population. We would probably never get a Commissioner elected if we were in a district with a town like Falmouth. And we're so different too in just our views and political --

Mr. MARK FOREST: So let me ask you this question then; your preference would be that there be five Commissioners or at least for the ballot question -

- again, this is all about structuring the questions that we would ask voters. Your question would be making sure that -- would it be five but at-large; is that what --

Ms. ZUERN: Yes. If you're going to ask for five, I would say at-large.

Mr. MARK FOREST: Make them at-large. Okay.

Ms. ZUERN: And it wouldn't matter if Mashpee were matched up with Falmouth. I'm sure a Delegate from Mashpee or a Commissioner from Mashpee would never be chosen. It would always be that town that has the higher population. So I think in a way it would be very unfair.

Barnstable, I've said this before, it has the highest population on the Assembly; the Delegate would have the higher percentage of vote, and then Barnstable would always have a Commissioner as well. So, to me, that seems very unfair. So if it were at-large -- if people thought they had to have five, I don't necessarily think you need five. So I would stay with the way government --

MR. MARK FOREST: Right.

MS. LINDA ZUERN: -- the way government is right now and not have a reform. But if you're going to have that question, I would say five at large.

Mr. MARK FOREST: Let me ask you another question while you have the floor. What about -- the other question that's going to come up over the summer when this -- but we spent more time on this; the question's going to be in that County Commissioner proposal is there still a strong preference because many of the recommendations that have been made over the years by the Special Commission, by the Assembly's Charter Review Committee, and by others have all focused on changing the relationship between the County Commissioners and the Administrator. Consistently there's been a call for a strong County Administrator where the County Administration has more role in terms of hiring and firing, developing the budget, presenting the budget and those sorts of things. Much along the lines of what you might see in municipal government where today the selectmen meet, you know, a couple of times a month, and the day-to-day affairs of the town are run specifically by the professional administrators.

Ms. ZUERN: Okay. So if you go with Plan B and you make your Administrator stronger and you don't have the board, then you're also lacking that communication that people would have with the Commissioners. I think it would be much easier -- it's much easier for me anyway to call up one of my Commissioners and say what is going on here than for me to call up the Administrator who's dealing with day-to-day things. You know, they don't usually want to be bothered with, you know, complaints in policy and that kind of thing. They have a lot to do. So I wouldn't give the town Administrator more power. I would like that connection to the people to be stronger.

MR. MARK FOREST: I appreciate it. I'm just -- and, again, this is just putting it out there. This is one of the questions that has come up numerous times in the past.

MS. LINDA ZUERN: Thank you.

Mr. MARK FOREST: I know there was some -- you're welcome. Thank you.

Speaker MCAULIFFE: Lilli-Ann.

Ms. GREEN: Thank you and thank you for your presentation and your

thoughtful work. And I do agree with Linda that the checks and balances are very important to me in County government, and I would like to see that Plan C keep as is just to take the temperature of the community, therefore, moving forward. And I'm curious in your -- in the work you're doing what people say about checks and balances in County government.

Mr. MARK FOREST: It's, quite frankly, it doesn't come up that much. I think to some degree you have with the Assembly and the Board of County Commissioners. There is a -- a current check and balance.

But that really doesn't dominate the conversation. In many cases the most feedback has been the concern about losing the Assembly. And I just thought I'd share that with you because I think historically there's been this general sense that every time you're talking about reform, at least this is the way I -- I have heard from people in the communities that when we bring up reform, some people view that as almost automatically getting rid of the Assembly, and I don't get that from the large group of voters, the residents.

Ms. GREEN: So then that is what I wanted to ask you as well. I mean I'm very pleasantly surprised and very pleased that the lower-Cape especially feels that the Assembly is really important, and I know we do have strong Assembly members on the lower-Cape. Are you getting the feedback from Provincetown to Chatham or --

Mr. MARK FOREST: Well, it's very, very strong in the lower-Cape and it hasn't changed --

Ms. GREEN: What does the lower-Cape mean?

Mr. MARK FOREST: That all you have to do is, on the lower-Cape from Provincetown to Chatham --

Ms. GREEN: Okay.

MR. MARK FOREST: -- all you have to do is bring up the idea of reforming County government, and the first question you're asked is like what are you talking -- particularly if someone is in the know. I mean we all know that there is a segment of the community that is generally familiar with county government and local government, and then there's another sort of other part of the community that really doesn't follow things that closely. And so you don't get much feedback there.

But when I posted forums that have largely been attended by people that are relatively active in the community, the lower-Cape is where the Assembly has its strongest supporters.

Ms. GREEN: And I will say that that was really the cornerstone issue with my position.

MR. MARK FOREST: Yes.

Ms. GREEN: I was elected, I believe, because I have such a strong view that the Assembly of Delegates is really important to County government.

Mr. MARK FOREST: Absolutely.

Ms. GREEN: And my opponent at the time wanted to abolish the Assembly. So there was a lot of discussion at the time about that issue. So I'm glad it was publicized. I'm glad people saw it; they thought about it, and they have the same viewpoint I do, and that you're getting that same feedback too.

MR. MARK FOREST: Thank you.

Ms. GREEN: Thank you.

MR. MARK FOREST: Yes.

MS. SUZANNE MCAULIFFE: Ron.

Mr. BERGSTROM: Yes, you know, various iterations of this have come up over the last few years. I was on that O'Leary/Rauschenbach commission with you and also, of course, chaired the Charter Review Committee we had a few years ago.

And the thing that concerned me at the time was, you know, Massachusetts has abolished most of the counties; all right. So you're sitting there, you know, you're ten little Indians and all of a sudden eight of them are gone, you start to get a little nervous.

And some of the things that have been proposed move us even further away from what a traditional County does. So we become less -- of course, this has been happening for a couple hundred years -- they become less of what a traditional County does with a sheriff and, you know, a courthouse and we become more of the Cape Cod Regional Government, which in a way is sort of lending itself to be a separate layer of government, not the towns, not the state, but this is between separate government, which I think is a mistake. So I think that we should present ourselves as a collaboration of the 15 towns working together rather than say, oh, we're a separate layer of government because if you're living in Worcester or Springfield, they're saying, well, why don't we have one of those? You know, how come we don't have that extra thing?

So I -- that's why I oppose when I was on the Charter Review Committee I opposed the districts, the equal districts because now you have another layer of elected officials that are detached from the communities that they represent. That was my personal opinion. I was a minority of quorum on that, but I did vote to put it before the voters but that was projected by the Assembly.

So I want to make sure that we don't go too far presenting ourselves as some political authority that has power over the people of Cape Cod that is in some way detached from the local towns, you know, because I think if we do that, we endanger our existence. But I appreciate what you've done.

I also agree with Linda that the none of the above could be a good option.

Mr. MARK FOREST: All right.

Mr. BERGSTROM: You know, I think that we have to expand the Board of County Commissioners. I don't have a problem with the three originally, but the new laws regarding, you know, open meeting laws and communication and so on have made it almost a necessity that you have more than three. Every town on the Cape with the exception of perhaps Barnstable moved, like Chatham, moved from a three-member board in Chatham, executive powers to a strong Town Administrator with the County Charter. And everyone seems to agree that that's worked out better than the older system.

So I think that, you know, having a strong Administrator, having a five-member Board of County Commissioners, and delegating the responsibility to the day-to-day operations of the County to the Administrator is probably a necessity. It's not a question of what's the best way to go, it's almost we have to do it. That's my opinion.

Mr. MARK FOREST: No, I appreciate that. Let me just sort of make a comment. You just sort of spurred something. For the sake of discussion, let's assume

that I walk out of here, I get hit by a train and this just --

Commissioner CAKOUNES: It's already gone by.

MR. MARK FOREST: What's that?

Speaker MCAULIFFE: It already went by.

Commissioner CAKOUNES: It already went by.

Mr. MARK FOREST: The 5:30 train, whatever. No, but the point I want to get at is if nothing were to ever come of this and you're on your own wrestling with this question and you want to put something ultimately before the voters for public discussion, what I encourage you to think about is making sure that you diagnose the problem. Make sure that you can explain to people what it is you're trying to remedy; what is trying to be fixed. All right. So if that is something that, let's say, on your own as a board you want to advance, what's critically important is to explain to people why there's a need for the change, what the problem is with the current system and be very, very clear on that.

MS. SUZANNE MCAULIFFE: Yes. Otherwise --

MR. MARK FOREST: Because that has come up in virtually every meeting as an interest in sort of probing the problems, the issues.

Speaker MCAULIFFE: Otherwise, why are you changing it?

Mr. MARK FOREST: Exactly. Exactly. So I would recommend -- because I think to some degree what's happened -- if there's a criticism that I've had about some of the discussion in the broader communities, there hasn't been enough attention to defining what the problem is. You're sort of talking about a solution, a remedy without really understanding what the symptoms are, what the disease is, or what the issues are. So look at it a little bit clinically.

Speaker MCAULIFFE: Okay. Patrick.

Mr. PRINCI: Mark, thanks, very much, for coming in and explaining to us some of the feedback you've received on this. You've gone around the Cape and spoken with different groups. I'll save any of my comments relative to my views on any potential Charter changes for another date when it's more appropriate.

I do have a question though regarding you had mentioned you met with about half a dozen or so more or less six different groups. If you could please give us some information as to what types of groups they were or what civic groups, selectmen--

Mr. MARK FOREST: A couple of civic groups. I've even attended some political groups. The Yarmouth Democratic Town Committee, for example, asked me to come. I asked them to make sure that it's open to everybody. And, quite frankly, in the audience I was surprised at how many other -- we had a handful of Republicans, a lot of independents. It wasn't a gathering of the faithful so to speak.

No, I think what's important is to try to get to as many places as you can where you can get a cross-section of people.

Mr. PRINCI: Because as you know on this issue there's different views from whichever group you might be talking to. So, if you could just get a little bit more into -- and I'd like to hear a little bit more about what your students' feelings were because, to me, there's a group that really is just in the process of learning and analyzing, and really doesn't have any biased views one way or another. Could you give us a little more information on your students?

Mr. MARK FOREST: Well, I mean you have to understand part of this has been that this has been my way of getting students interested in government and getting them interested in learning more about County government.

One of the things I do with my students is I also -- for local government, they have to actually do a project on local government. They have to interview their selectmen; they have to attend meetings, and they have to lay out a report on how local government works. So there's a way to get interest in County government; we've sort of approached it this way.

And, quite frankly, the students are sort of mixed in terms of their assessment. I think it's largely an uncertainty in terms of what the County does and how it affects them. But that's not unusual. That comes up a lot with respect to state government. When you're dealing with college freshmen and sophomores, there's a lot of work we have to do to educate young people in terms of how government works.

A soapbox issue for some of you may very well be the lack of civics in our schools. I don't know if you're aware of this, but the schools aren't teaching civics anymore in many of them. They not teaching -- when I was a kid -- when I went to school, they taught civics. They taught something about how the government works, a sense of what the Constitution is, the civil rights, things like that. Those things are becoming missing.

So when I get my students in the community college, most of them know virtually nothing about the Constitution. They know very little about even the different levels of government. All right. So that's the challenge that I'm working with. It's very, very scary. I mean if I wanted to create my own dictatorship, one of the first things that I would do would be to stop the teaching of our Constitution, our Bill of Rights, our government. Well guess what, we're doing it to ourselves.

Speaker MCAULIFFE: Deborah.

Deputy Speaker MCCUTCHEON: I'd kind of like to respond to this argument that's made as to the number of Commissioners there ought to be. If you look at -- we come here, you know, at least twice a month. We come here, and we listen to what they've been doing, the Commissioners, and they sign the timesheet for the Administrator, and they go and look for housing for AmeriCorps. They assign contracts over a certain amount or under a certain amount. And what this is mostly is, I'd say, 99 percent of it is stuff that can be done by an Administrator with a supervisor.

Now, what's the difference between the County Commissioners and the Assembly? Well the Assembly has the direct line to -- obligation to the people that elect us. Whether you run against somebody or you just get out there and put your name on the ballot, you have an obligation to the people that elect you. And the Commissioners are such -- it's such a dimorphous kind of group that the ability to hold them to a standard is very hard. And so we say, well, the problem is that the Open Meeting Law is too restrictive, and the problem is that there's not enough sunshine in government for them. They can't talk to each other. I don't think that's the problem.

I think the problem is that we've interposed a layer of supervision that we don't really need. I mean I do think that, you know, maybe a quarterly audit of our Administrator's timesheets would turn up a problem if there was one. People might be aware of, you know, if he wasn't coming in, for example, without -- I mean I'm sure we'd

all figure it out if he wasn't coming in, and you wouldn't have to have his weekly timesheet reviewed by someone.

I just think that what we've done is to -- in our fear that the Assembly will go amuck and do something that the Commissioners, that the Cape Cod Commission, the other people that have a stake in this outcome, are concerned about, that we'd rather see this organization as not having any authority.

And I think that's the struggle that's been there since the very beginning, since this -- if you look at the way this little agenda is structured, when I first came here it was explained to me very carefully that the first part of it we don't get to say anything. So we have people come and make reports, and we don't get to ask any questions.

I think you all remember how shocked I was that first time that the people from Cape Light Compact came. She came, and she gave a presentation. She passed out her stuff, and then she left the room. We didn't get an opportunity to ask her if it really was Maggie Downey we were talking to, never mind anything else.

I just think that we need to think about the functional structure and what we need. And although I do believe that Leo, particularly, is doing an exceptional job, he is serving as a business administrator rather than a policymaker. I think that we're the policymakers, and the people we hire are supposed to implement the policies that we impose. So that's how I think it ought to work.

Speaker MCAULIFFE: Thank you. John.

Mr. OHMAN: Thank you, Madam Speaker. As you know, I've been on the Assembly a long time. Over the course of however many years, I've heard one consistent concern about the Assembly is that it is a lack of balance. As you know, when the person from Barnstable, whoever he or she is, I would say roughly equals all eight towns east of Dennis. So there is a consistent and difficult balance here. So I've always thought that -- this is about regarding Plan B by the way.

MR. MARK FOREST: Okay.

Mr. OHMAN: Isn't there always a Plan B?

Mr. MARK FOREST: Yes, there always is.

Mr. OHMAN: I always thought that if we made a minor change to the Assembly and said that no town could have one Delegate that could garner more than 12.5 percent of the vote; 12.5 is a relative number that would work in this decade that way the two biggest towns would have two representatives. There would be 17 Assembly members and it would diversify the vote because likely the person from East Falmouth, if there were one, and West Falmouth might vote differently. So we would change that dynamic that people seem to consider endemically unfair as the Assembly is constructed today.

So I've always thought that that was a marginal way to change a lot of things but to spread the pain of the Assembly out to 17 members.

Speaker MCAULIFFE: Jim and then Tom.

Mr. KILLION: Thank you, Madam Speaker, and good afternoon, Mr. Forest. We've kind of tap-danced around the real issue, and I think that was what came about from the last discussion we had several years ago. So what do you see as the greatest challenge that the County is facing that would present these types of changes that we need? What structural changes, what are the problems that we will actually

solve by making these changes?

I know that with Plan A we -- that was really just a function of again as I mentioned here the town meeting having those additional Commissioners. But in terms of what we do on a day-to-day basis, what improvements can be made by these structural changes?

Mr. MARK FOREST: Well, that's an excellent question. To some degree what I'm trying to do is frame what the questions are. So what I've been doing is literally trying to narrow the questions to make sure -- and the problem statement or the definition of the problem that I've been working from is what the last comprehensive review sort of identified as some of the issues which I talked about briefly.

If I were to sort of -- you're talking about Plan A, for example, what do I think that would --

Mr. KILLION: Well, no. Plan B, I mean, the A I understand that we had discussed that regarding adding a couple of Commissioners as a practical sense.

MR. MARK FOREST: Yes.

Mr. KILLION: But any other changes, not necessarily these two but other changes that could have been made that have been discussed; what problem do you think we're trying to solve by making any change? In other words, what we have now works.

MR. MARK FOREST: Right.

Mr. KILLION: And some would say not as well as it could. So that's what I've been trying to get down to is to say, okay, as you mentioned, we were trying to identify the problem, but what do you see as that problem being and possible solutions to it?

Mr. MARK FOREST: Well, where I'm starting from are some of the recommendations again from the Special Commission. I'm trying to sort of remove myself from it because I'm trying to literally draw from a report that identified a series of issues and problems of County government. So there was a sense at the time when that commission met and deliberated and there were a lot of people on that board, and I participated in those discussions. There was a belief that County government was divided. There was a belief that there was too much Balkanization, too much fragmentation in terms of regional services, the need to pull it together.

They believe that the Administrator side can be improved significantly to help address some of the sort of not only internal improvements that some felt were needed, but also help sort of create -- facilitate more coordination and more work with other organizations working sort of in the same turf so-to-speak.

So I think when that -- when their proposal was presented, that's what they wanted to accomplish. They believe that that proposal was the best way to address the problems as they saw them.

So what I've been trying to do is sort of work within that framework, as well if their recommendation -- so if their structural proposal in and of itself doesn't seem to generate much enthusiasm at least among the people that I've been traveling with, is there any other version of that or any other alternative that's consistent with some of those recommendations that might be worth discussing or considering. So that's more or less where I've gone in terms of presenting this.

I looked at -- because the Assembly had a very strong and a very hard-working Charter Review Committee. Believe it or not, I've watched the videotapes on those meetings. I've read Mike Curran's memos to this group. I've listened to him sort of layout essentially his sort of legal analysis in review of his recommendations.

I think what I'm trying to do is sort of frame what are the -- where is there some real interest? What are the questions that should be asked? How can I narrow this? Because right now, I don't see a great deal of support for abolishing County government. I don't see a huge groundswell of support for the recommendations of that group.

Then, again, that's why I'm here is to bounce some of these ideas off you before going much further.

Mr. KILLION: Are you of the opinion as I am, and I know a few others I've spoken to, that County government has actually been functioning far better than it had been just a few short years ago. And I'd say a lot of that has to do with the change in personnel in the administration. And I think, perhaps, some of the problems that were identified originally were maybe, perhaps, not necessarily the structure but the folks operating within that structure; do you have an opinion on that?

Mr. MARK FOREST: Would my assessment be that are things improving? Of, of course, very much so.

Mr. KILLION: So that wasn't from a structural standpoint. It was simply from a --

Mr. MARK FOREST: No, just from my own observations as an individual citizen watching and following what's going on and periodically being drawn into meetings and discussions. You know, the County Administrator picking up the phone and asking me for some advice on something or one of the Commissioners even picking up the phone and asking for the advice.

I've had great relationships with all the Commissioners, and I've been happy to lend a hand or some insight along. I would agree things are improving.

Mr. KILLION: So would you conclude that perhaps some of the problems that were identified that they were trying to fix with a restructure were actually not really related to the structure as they were, just people within that structure how they were operating?

Mr. MARK FOREST: I think you're probing a very interesting set of questions, and it may very well be -- we could actually spend a lot of time. I'd like to propose revisiting that particular topic because I honestly believe it's worth -- it's worth examining in more detail how have things changed. You know, I honestly believe it's worth -- one of the things that I don't like to see, just as an individual, is the division, the tension, and the conflict becoming bitter and intense. I think that that creates a problem in the community, and I think that's what a lot of people were reacting to years ago when there was just so much division. I kept hearing from people institutionally divided government, a government that was unable to speak with one voice on the major issues facing Cape Cod.

I think that's a question that we all should be thinking about and all should be talking about. Do we believe at this time of day or this year at this moment in time in our history have we progressed, how much further along? I think it's worth

having a much broader conversation about that.

But I'm glad you raised the point because I think it's an excellent -- and it's an excellent one. So I think it needs to be talked about since you're already talking about new proposals and new ideas, I think the question you may want to ask yourself is before you tee up an Assembly discussion on some of the proposals that are currently before you, how do you want to -- how do you want to address that question? Do you want to do this kind of assessment ahead of time? Do you want to do some kind of analysis? Do you want to poll your own body? I think that's worth exploring in a little bit more detail rather than right now. But I do think you're hitting the point and that is as we look at the question of reform right now, how are we doing?

Speaker MCAULIFFE: Good point.

Mr. KILLION: Thank you.

Speaker MCAULIFFE: Tom. Now you can have the microphone.

Mr. O'HARA: So, I have to agree with both Mark and Jim. I think that the system is working actually better than it has. And when I first came on board, I thought there was need for a change, and I was looking at maybe five Commissioners and abolishing the Assembly.

But then I realized that the Assembly is the voice of the people, each community and that makes a difference because we bring the problems from our communities right here and we discuss them, and everybody has a voice.

What seems to be the problem as far as the Commissioners is that we have a three-member Board of Commissioners, and if there's a situation where an individual is consistently absent, you're at a stalemate. You can't move anything. And I'd rather than move to five but there's the issue of the Open Meeting Law. But rather than go to five, the three have been working for years; why can't we come up with a remedy, a solution to fill-in if there's a consistent absence all of the time that somebody would step in. Maybe the chair from the Assembly would vote at the Commissioners' level, you know, echoing the voice of the majority of the Board of the Assembly of Delegates' members and so that they can move forward and not be at a standstill. Rather than go to five but have an alternative vote. Maybe it be the Chair; maybe it be a Delegate. I'm not certain but rather than move on to five.

But the other thing that I think, and I see it in my town when I'm at a Selectmen's meeting when it comes oftentimes through a liaison report I bring something to the table from the Assembly of Delegates, and that that's so we have five Selectmen there that are listening, four others and myself and then the assistant -- and the town manager. So we have people that are also hearing it, and it seems to grow.

And when I'm outside in the town, I talk more about the Assembly of Delegates and what they do. And to be perfectly honest, I think that the county government is far underutilized by the communities. There's so much that the County government has to offer, and they just don't know what's here.

And I think that there's so much more that the towns can benefit from from the Barnstable County government; I really do. And it's a shame that it's taken me so long to realize it. And I hope that the other towns get the information as well.

Speaker MCAULIFFE: And it's interesting on a personal level to hear your comments because I remember a year ago the comments were "What's the point of

the Assembly? What do we do?" How, you know, what, and you have found out that it's the voice, and this goes to when we had our last Charter review and we wanted to do 11 districts, which is better than five, but what it did was it doubled up two towns and we heard loud and clear from every single -- clearly from every single town that they wanted their voice. They wanted -- they didn't care about the vote so much. They wanted the voice. And we have had a voice of one member sway this body, and it doesn't make any difference what town they're from. If you have a compelling argument and a good discussion or debate, you can sway the entire body. So it's been, you know, I think your points are very well taken.

Mr. MARK FOREST: Thank you.

Speaker MCAULIFFE: Because it's been -- that's -- because I remember when you came on the board, I was like, well, we're going to have to figure out how to convince Mr. O'Hara that the Assembly is -- it does, you know, is actually worthwhile but it's evolved over time.

Mr. O'HARA: Nope, it's a whole new appreciation.

Speaker MCAULIFFE: Yes, Mary.

Ms. CHAFFEE: Thank you, Madam Speaker. Mark, this has been a really interesting discussion that you've stimulated. Thank you for being here.

As I looked at your proposal or your idea to do a nonbinding referendum to get feedback from the voters, I found myself thinking very practically about what you would need to do to get meaningful data. Sending voters into the voting booth with just these questions would not be useful. There would clearly need to be a fairly extensive educational outreach program.

MR. MARK FOREST: Right.

Ms. CHAFFEE: Which then caused me to think would it then just be better to do a series of focus groups in different communities providing an overview of some of the issues that have been raised here about advantages and disadvantages so that you could then get more meaningful feedback?

MR. MARK FOREST: Yes, excellent questions. First of all, you have to do an education campaign in a community. I've had some discussion with leaders within the League of Women Voters and I've been told there's interest, but there needs to be more discussion because there's a significant amount of work.

I've also found that sometimes -- I'd like to -- one of the reasons why I like municipal elections is because the unfortunate thing is that the voter turnout is low so you're not getting as many people as you would like. On the other hand, the conversations about County government don't get crowded out by other things that you would normally get in a presidential election.

Anybody that's run for a Cape-wide office during a presidential election will tell you that oftentimes the dialogue and the debate and everything else drowns out any discussion of County issues.

So the question for me is, you know, what's the best venue, what's the best form? I find a municipal or non-binding ballot question has some significant upside.

Also, I've been warned that the more options you put on it, the more demand it means for education. In some other parts of the country where they've done

this, it means -- it puts more demand on education. What does A mean? What does B mean? In some cases there's even several options.

So I've been advised by those who follow this is to keep -- if you're going to do a ballot, keep it as short as you can, ideally one question. That would be the ideal thing, but even with that you have to do an education campaign.

So no matter what you end up doing, education is incredibly important. So, but there has been no work done on that. That has to be factored in in terms of taking it to the next step.

Now you have to understand for me, as someone who teaches government, the fact that I'm engaging in this exercise, it opens the discussion to helping people understand County government. So I've been using it largely as a way to build public interest in County government, as a way to get students more interested in County government and as a teacher. So most of my objectives by just having this conversation and having the dialogue have been accomplished wearing my hat as a teacher.

What happens is this when you put on the other hat as a policymaker, then these questions take on a different dimension, and they get at some of the points that Jim had mentioned and that is is, you know, what's really going on? Do we need to do -- I mean, to me, I would ask myself if I were a member of this body before we get into having another discussion about this. I mean the fact is you've done an enormous amount of work. Like I've said, I read a lot of the meeting minutes. I've seen the videos. I've reviewed Mike Curran's memos. You've done an enormous amount of work to date.

Hopefully, if you decide in going into this next stage, I think it might be worth thinking through some kind of assessment process. I know as a -- on the Board of Selectmen we are going through an incredibly aggressive review of goals, objectives, individual project items to make sure -- and try to make them measurable, to make them transferable, to make sure that they're on the website. So when we identify as a goal in terms of fiscal stability and balancing the budget, we have a whole host of very specific actions that we intend to take as a board this year to accomplish that. Maybe that should be part of -- if you believe that things are improving, maybe you channel internally this conversation to more of a discussion with the Commissioners and the Administrator and focused on goals, objectives, individual action items, organize it in a way so that the public can have more of a -- make that part of the conversation.

Speaker MCAULIFFE: That's an excellent point as opposed to fixing something that may not be broken or isn't as improved to the point that it is working.

Mr. MARK FOREST: Just something to think about.

Speaker MCAULIFFE: Yes. Well, Mark, I want to thank you so much. This is I know kind of free-range, broad-range but it fits in with so much of what we've been doing and we're going to do. But I really appreciate your time and your thoughts, and we may need you back to pick your brain at some point.

Mr. MARK FOREST: I'm happy to come back. I very much appreciate all the suggestions. They're all very, very helpful, all very constructive. And feel free after the meeting if something pops into your head to let me know.

Speaker MCAULIFFE: Thank you.

Commissioner CAKOUNES: Are you taking comments from the public?

No? On this presentation?

MS. SUZANNE MCAULIFFE: On this particular presentation, I want to get to your presentation next.

Commissioner CAKOUNES: That's fine then.

MS. SUZANNE MCAULIFFE: Yes. This is just -- it was just a very general preliminary.

Commissioner CAKOUNES: Okay.

MS. SUZANNE MCAULIFFE: We'll just bring it up again, and I'll make sure that you have an opportunity to weigh in on whether you think things are --

Commissioner CAKOUNES: I'll talk to you about it though.

Speaker MCAULIFFE: Our next item is our communications from Public Officials? Okay. Seeing none.

PUBLIC HEARING ON PROPOSED ORDINANCE 18-10

Proposed Ordinance 18-10

In the interest of the fifteen towns of Barnstable County, and in order to establish the Barnstable County Coastal Management Committee (BCCMC), Barnstable County finds the following:

***Whereas* Cape Cod's coastal resources support the health and welfare of the Cape's residents and visitors through maintenance of water quality, access to fishing, shell fishing, boating, and harbors;**

***Whereas* the attractiveness of Cape Cod to live, work, and visit – those elements which drive the coastal economy - depends on healthy, naturally functioning beaches, saltmarshes, and estuaries;**

***Whereas* the Cape's resiliency to coastal threats such as storms, flooding, erosion, and sea level rise relies on wise community planning and development, the natural erosion and deposition of sediment and functioning of coastal resources;**

***Whereas* the Barnstable County Home Rule Charter empowers the Cape Cod regional government with the authority to establish programs and perform services to address problems that cross municipal boundaries; and**

***Whereas* Barnstable County has adopted goals to guide coastal resource management activities in Barnstable County departments and across the region;**

**NOW THEREFORE,
BARNSTABLE COUNTY hereby ordains:**

Pursuant to the Barnstable County Home Rule Charter, and to focus the County's regional coastal resource management, planning, actions, and investments, it is

hereby proposed to establish the Barnstable County Coastal Management Committee, (BCCMC)

SECTION 1. Establishment of the Barnstable County Coastal Management Committee

There shall be a Barnstable County Coastal Management Committee established as a part of Barnstable County government and subject to the rules, regulations, and administrative and budgetary policies and procedures of the County.

All activities of the BCCMC shall be consistent with the Massachusetts Open Meeting Law and other relevant State Laws, Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, the Cape Cod Commission Act, and the Regional Policy Plan (RPP).

1. BCCMC Mission

The BCCMC is an advisory board to Barnstable County Commissioners established to provide guidance on the protection, preservation and use of Cape Cod's coastal resource areas. The BCCMC areas of focus include:

- a. Planning for a shifting shoreline and improving coastal resiliency,
- b. Protecting and enhancing fin and shellfish resources and coastal habitats,
- c. Identifying education needs of the public about coastal resource management,
- d. Providing guidance on dredging and disposal of dredged materials,
- e. Coordinating regional sediment management, and
- f. Protecting marine and estuarine water quality.

2. BCCMC Functions

Consistent with the Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, and the Cape Cod Commission Act, the BCCMC shall

- a. Examine local and regional challenges to the coastal environment in a comprehensive way, based on the best available information.
- b. Identify the regional coastal priorities that best meet the needs of both the environment and the economy.
- c. Encourage collaborations to better take advantage of strategic opportunities.
- d. Recommend coordination of County and Municipal groups that manage the land and coastal resource areas in Barnstable County.
- e. Make recommendations on grants or funding partnerships for coastal management projects.
- f. Report on BCCMC activities and achievements relative to its mission to the Barnstable County Commissioners on an annual basis, or before June 30th,

and on occasion throughout the fiscal year upon request of County Commissioners or deemed necessary due to relative action, the report will be included in the Barnstable County Annual Fiscal Year Report.

- g. Create subcommittees of the BCCMC, established per section 4 herein, and submit Nominations (where applicable from Town representation) to the County Commissioners as to appointments for members or Public to serve on Subcommittees.
- h. Develop by-laws for the conduct of business to be approved by the County Commissioners.

3. BCCMC Membership

The BCCMC shall be constituted as follows:

- a. There shall be total of Eleven (11) members comprised of Nine (9) voting members with not more than Two (2) additional ex-officio members.
- b. Seven (7) Members shall represent local, regional, and state resource management and environmental protection agencies and organizations, including but not limited to the Cape Cod Conservation District, Massachusetts Coastal Zone Management, Department of Ecological Restoration, Division of Marine Fisheries, Department of Environmental Protection, town natural resource, conservation, or public works departments, academic institutions, and non-governmental organizations.
- c. Ex-officio members include a representative of the Barnstable County Commissioners and the Barnstable County Assembly of Delegates, nominated by respective bodies.
- d. The Cape Cod Commission and Cape Cod Cooperative Extension directors, or their designees, shall be nominated by respective Directors to comprise 2 of the 9 the Voting members.
- e. Members shall have an understanding of coastal resources and coastal resource management and the challenges facing the Cape's long-term coastal sustainability.
- f. The Barnstable County Commissioners shall solicit member nominations by from agencies or organizations outlined in Section 3b of this ordinance.
- g. Members are appointed by the Barnstable County Commissioners with consideration of non-binding Nominees of candidates by respective bodies outlined within section 3(b). Appointments made from the pool of nominees shall reflect consideration of a balance of the range of expertise and interests represented on the committee.
- h. Committee members shall have staggered three-year terms so no more than four members' terms expire each year. Committee members may serve three terms or a total of nine years on the BCCMC. (Terms limits not to apply to Ex-officio and Staff members)
- i. A majority of the voting members shall constitute a quorum.

- j. At the first meeting of each calendar year, BCCMC members shall nominate and elect, by a simple majority of the quorum present, a Chairman and Vice-Chairman.

4. BCCMC Subcommittees

All Subcommittees shall be established under the Barnstable County Charter and follow all regional and State Laws. Appointments shall be for established terms and staggered periods set forth in creation of the Subcommittee by the County Commissioners.

The BCCMC shall establish, but not limited to, the following Subcommittees to address the special interests and needs of the County;

- The Barnstable County Coastal Resources Subcommittee (presently known as Barnstable County Coastal Resources Committee)
- The Barnstable County Dredge Subcommittee (presently known as Dredge Committee)
- Other subcommittees may be established as the need arises, and requested consistent with the mission and functions of the BCCMC, and under procedures to be established by the Barnstable County Commissioners, including yet not limited to, Nomination authority, and terms outlined in Section 2 (g) of this Ordinance. Establishment of future subcommittees not listed herein shall not require an amendment to this Ordinance.

Subcommittees shall be staffed by County staff to provide administrative assistance and technical expertise.

Subcommittee shall report to the BCCMC and/or County Commissioners to advise on the activities on a quarterly basis, or upon request.

4.1 MISSION OF SUBCOMMITTEES ESTABLISHED HEREIN

- a. Barnstable County Coastal Resources Subcommittee – The BCCRS is a technical subcommittee with a representative from each of the 15 Cape Cod towns, nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed By the County Commissioners, to provide input on local coastal resource issues. The Barnstable County Coastal Resources Subcommittee shall serve as the local governance committee for the MassBays National Estuary Program.
- b. Barnstable County Dredge Subcommittee – The Dredge Subcommittee is a technical subcommittee of town staff or other qualified representatives nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed by the County Commissioners, to advise the regional dredge program.

5. BCCMC Staffing

The Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant will provide technical expertise and administrative support to the BCCMC as needed to fulfill the responsibilities outlined in this ordinance.

6. BCCMC Funding

An annual budget to staff the BCCMC will be developed by the Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant to be included in each department's annual budget.

7. Effective date

This ordinance is effective immediately upon adoption.

MS. SUZANNE MCAULIFFE: There's a public hearing on Proposed 18-10, and this is to establish a Barnstable County Coastal Management Committee, which is called BCCMC, including there's a concept in topic presentation by the Cape Cod Commission Director -- Executive Director Kristy Senatori and County Commissioner Leo Cakounes, and I see Heather McElroy here too. Welcome.

I did not ask for a big presentation, but I think because this is a vote of the Assembly, it is something that we should have a little information on, and I think now is the time, even though I don't see an audience here, it would be appropriate to give a little presentation, public could give input, and then we would go into our meeting to vote.

So, welcome, and perhaps just give us a little bit of information and background on this.

Commissioner CAKOUNES: Thank you, Madam Speaker. First, I just want to make you aware of the fact that your last presentation took a little bit longer. I'm glad to see somebody speaks at the mic more than I do. (Laughter.) Where's -- oh, he's not here with the buzzer. Where's Brian O'Malley and the buzzer?

MS. SUZANNE MCAULIFFE: Yes.

Commissioner CAKOUNES: Anyhow, Kristy may have to leave.

MS. SUZANNE MCAULIFFE: I'm sorry.

Commissioner CAKOUNES: She has a planning board meeting, so I don't want -- I'll say it before we even start, if she gets up and leaves don't make it any reflection as to our presentation.

Unfortunately, Mark left the room already too. Believe it or not, this all stems from a conversation that I had with Mark. One of Mark's hats as he went through his lengthy criteria of the things that he's involved in, he is the president, I believe, or chairman of the Cape Cod Conservation District. The Cape Cod Conservation District has a good relationship with the federal government, and he's been working on trying to secure some federal funds and needed an outlet to use those funds or incorporate those funds, especially directly related to coastal management and coastal resiliency.

He brought to my attention our committee which is currently established, which is the Coastal Resource Management Committee. I think that's the name of it.

You have to pardon me with all these names too by the way because of --

Ms. HEATHER MCELROY: Coastal Resource Committee.

Commissioner CAKOUNES: Coastal Resource Committee. These ladies have put up with me for the last three months on getting these names all screwed up. The Coastal Resource Committee is a committee that is made up of representatives from every town and has been working through the County.

Unfortunately, though, when I did the research, I found that there was no establishment of that committee, no official establishment anyhow I should say. There was no ordinance that established them. There was no criteria put forth that was voted by the Commissioners. We believe this was, once again, one of those things that Mark Zielinski created, or the previous administration created, and we were really unable to tie it back to anything.

So in order to use that committee for securing funding, we, the County Commissioners, decided to look into this process and either validate that committee with an ordinance or look at the whole -- stand back and look at the whole thing, the whole process.

And what you have in front of you is basically the end results of a few months' worth of work between the Commissioners and the Cape Cod Commission. What we've done in this ordinance is we have established the Cape Cod Coastal Management Committee. It's a whole new committee, and there is criteria in here which goes to the makeup of that committee and enough amount of members, and you will notice that also in that committee we have distinguished not only the Cape Cod Commission and representatives from the Cape Cod Commission, but we've incorporated also the department head or his nominee from the --

Ms. HEATHER MCELROY: Cooperative Extension.

Acting Exec. Dir. SENATORI: Cooperative Extension.

Commissioner CAKOUNES: What is it?

Ms. HEATHER MCELROY: Cooperative Extension.

Acting Exec. Dir. SENATORI: Cooperative Extension.

Commissioner CAKOUNES: Thank you. Cooperative Extension. And then to make it only one document, we actually made the existing Coastal Resource Committee a subcommittee of this new Coastal Management Committee. So it validates the subcommittee and it makes the subcommittee an arm, if you will, of this new committee.

And I think -- and I'll let them get into the mechanics of it, but I know the Commissioners felt very strongly this was a good way of doing it because now we have this new seven-member board that's really going to go out there, get their teeth into the issues and the problems that we are faced especially on a coastal region. They're the ones that, hopefully, will be working directly with people like Mark when it comes to securing funds.

But they're also going to have at their disposal, if you will, the existing 15-member committee which represents somebody from every single town as a subcommittee. So they'll be able to meet with them on a quarterly basis, get some input on what their specific town needs, what they're faced with, and this could encompass all the things -- that's why we rasted with a name more than anything else. The concept

was, very quickly, I believe, and I don't want to speak for them, but it was very quickly adopted by the County Commissioners. And I think the Cape Cod Commission adopted the concept very quickly too. But the name was the biggest thing that we wrestled with because we didn't want to make it only coastal issues, but we wanted to make it coastal issues which encompassed even the fisheries industry or estuaries. This might certainly work closely with the wastewater and the Wastewater Committee that is now established because you all know wastewater sometimes eventually ends up in our estuaries and certainly storm water and storm water usage.

So, also in here you will note one other section. This came to our attention as we presently do have a Dredge Subcommittee. The Dredge Subcommittee, once again, is made up of members of the harbor masters from each town or their representative. Unfortunately, in our research, we have not been able to find anything that created that committee. There's no ordinance that created that. So this, once again, does another two -- threefold thing; it validates that existing committee, and it's actually going to give them a little bit more teeth. And the new Coastal Management Committee will actually be meeting with them on a quarterly basis, we hope, and getting information.

The Cape Cod Commission is now working closely with the general County government on dredge scheduling and dredge permitting, so this kind of document brings a lot of loose ends together.

I said I wasn't going to be long and I was too long as it is. But the only thing I do want to say for the record is it did come to our attention that after we submitted it there was some minor changes that we'd like to have made. So you will, if this goes forward, when you convene as the full Assembly, you will be hearing a motion, and it's got a couple of different changes into the document that you originally got from us last week.

And as I reported earlier, the County Commissioners are in consensus and agreement with those changes. So feel comfortable that there's no issues on that.

If you have any questions for the document itself or for the Cape Cod Commission, I will pass it over to them.

Speaker MCAULIFFE: Do you have anything that you wanted to add?

Acting Exec. Dir. SENATORI: Briefly.

MS. SUZANNE MCAULIFFE: Yes.

Acting Exec. Dir. SENATORI: I just wanted to add that we're very supportive of this concept in creating this committee. It was really an attempt to not necessarily duplicate efforts; we have, obviously, coastal resilience/coastal issues are a big topic of concern for the 15 communities across the Cape, for the Cape Cod Commission, and for County government. So rather than duplicating efforts, it made sense to work cooperatively and collaboratively. So this was definitely a collaborative process where we're pleased to be able to work with the County and work with the Cooperative Extension and the other partners that would make up the larger committee.

So we're very supportive of this concept, and I do apologize I have a planning board --

Speaker MCAULIFFE: I apologize.

Acting Exec. Dir. SENATORI: Heather is --

MS. SUZANNE MCAULIFFE: Usually our discussions are in another part, but because we wanted to participate but thank you, very much, Kristy.

Acting Exec. Dir. SENATORI: Thank you.

Commissioner CAKOUNES: I think Heather can handle it.

Ms. HEATHER MCELROY: Yes.

Commissioner CAKOUNES: We're in good hands.

Speaker MCAULIFFE: Linda, yes.

MS. LINDA ZUERN: I did have a question. I do have the amendments.

MS. SUZANNE MCAULIFFE: Yes.

MS. LINDA ZUERN: And I did have a question about -- on the MassBays National Estuary Program; is that the same program that has the contracts with the towns to do the monitoring or am I thinking of something else?

Ms. HEATHER MCELROY: I think it's something else.

MS. LINDA ZUERN: It's something else.

Ms. HEATHER MCELROY: Yes, no.

MS. LINDA ZUERN: Okay.

Ms. HEATHER MCELROY: The service of the MassBays program, they have a different regional coordinator for each -- I think its five maybe six regions along the Mass. coastline. And the Cape Cod region has a service provider that works with this Coastal Resource Committee to identify issues and move forward on storm water management and talk about coastal resource issues. They sometimes talk about monitoring, but I don't think it's the same thing.

MS. LINDA ZUERN: Okay. I think you're right. It's totally different.

Thank you.

Speaker MCAULIFFE: Yes, Deborah.

Deputy Speaker MCCUTCHEON: I have read this -- amendments in the ordinance. I have a question here about how the impact would be on local practices and rules and regulations. Is there some place in here that I missed that provides that local rules that provide greater protection are enforceable or are not -- cannot be used superseded by this ordinance?

Ms. HEATHER MCELROY: No. This doesn't get at any kind of change in regulations.

Deputy Speaker MCCUTCHEON: But it gives it the authority to make regulations.

Ms. HEATHER MCELROY: No, that's not the intention. No. It's to talk about -- really the committee, the larger committee that Leo described is an advisory committee to County government. And to take in comment from the subcommittee which is represented by individuals in each of the towns and are, you know, typically in the present time that committee was comprised of people working in coastal resource management.

Take those, the comments from those folks, and together with our own understandings of coastal resiliency issues and management issues that the County needs to deal with, put forward recommendations for policy changes possibly, support grants, work on partnerships for advancing better coastal management.

Deputy Speaker MCCUTCHEON: But it's not intended to make

regulations that are binding on any of the communities?

Ms. HEATHER MCELROY: No.

Deputy Speaker MCCUTCHEON: Okay. Thank you.

Speaker MCAULIFFE: So it --

Commissioner CAKOUNES: The only thing I could, if I could?

MS. SUZANNE MCAULIFFE: It sounded to me like you're just sort of institutionalizing something that already exists but doesn't exist necessarily in an improved form. So now you're taking the structure that exists, making sure that everything's covered by some sort of formal approval.

Commissioner CAKOUNES: Two of the items in this ordinance previously exist but they have no --

Speaker MCAULIFFE: Okay.

Commissioner CAKOUNES: -- no proof of their existence.

MS. SUZANNE MCAULIFFE: Okay.

Commissioner CAKOUNES: So, yes, we're validating the two subcommittees for this ordinance but we are creating a whole new committee.

Speaker MCAULIFFE: Right.

Commissioner CAKOUNES: But in direct comment to the regulatory aspect of this; again, this new main committee that we are establishing --

MS. SUZANNE MCAULIFFE: Yes.

Commissioner CAKOUNES: -- is an advisory committee to not only the Cape Cod Commission but more so to the --

Speaker MCAULIFFE: To the Commissioners.

Commissioner CAKOUNES: -- to the Commissioners, to the County government. Now if towns come to this subcommittee and say, "We would like to have some draft regulations about driving on a beach to save the sand, so it's not impacted by driving," that might be something that they would look at. That might go up the chain. The County Commissioners may end up voting and approving a draft kind of regulations --

Ms. HEATHER MCELROY: A model.

Commissioner CAKOUNES: -- a model, thank you, a model but we have no authority to implement that thing, and neither do I believe and I know the Cape Cod Commission is not in the business to extend any authority of implementing regulations as far as that goes.

MS. SUZANNE MCAULIFFE: So it's strictly advisory then?

Commissioner CAKOUNES: Right. Absolutely.

Speaker MCAULIFFE: Okay.

Commissioner CAKOUNES: And the biggest thing is grants though.

MS. SUZANNE MCAULIFFE: Yes. Right.

Commissioner CAKOUNES: That's the reason why this started and, again, I give a lot of credit to Mark, because he's the one that brought this to me. And Mark, you know, we did not have the ability to meet some of the criteria that the federal government especially and the state has in awarding some of these grants. This new committee will allow us to do that though. And that's why we had it set with the people that we want to see on it trying to look at what they want when they're issuing grants,

who they want to control them.

Speaker MCAULIFFE: Yes, Ron.

Mr. BERGSTROM: Yes. Obviously, this is sorely needed. These are issues that have come up especially recently with the number of storms we had and with the absolute impact on the estuaries and so on.

My only concern is, and it's not something that's going to make me vote against this, but my only concern is that we're continuing the 15-member board which was a subcommittee of this.

Now we had a discussion just before about the County structure, and the discussions that I've had in those, I've always said, "We have too many 15-member boards." And the town, you know, these are appointed people. They do a lot of work, whether they feel ultimately that they're input is appreciated or accepted is another question. And, also, they are two or three steps removed from the voters.

So you know, I was a Selectman; we have other selectmen here. We run in races. No one's ever come up to us and said I'm not going to vote for you because you're an appointed member of that board and said this. I mean they're totally detached from their community in that sense of -- two steps, two or three steps removed. I would just rather have a seven-member board of people who have a background in this who report to the Commissioners, or decisions that have to be made go right to the Assembly, and the Assembly can represent the voices of the towns.

The more -- the more authority is given to elected officials, and I have a responsibility directly to the public, I think the better off we are. I just feel that way.

Commissioner CAKOUNES: I agree with you a hundred percent.

Mr. BERGSTROM: But.

Commissioner CAKOUNES: We -- but, after holding two meetings at the Commissioners level and bringing in as much input as we possibly can when we look forward to this, we thought at this time it's better to do this. That's why you don't have in front of you though three separate ordinances creating a seven-member committee and then validating and creating the other two committees. This now makes these two existing committees subcommittees.

And if you read the ordinance, they are subcommittees really created by the seven-member committee. So one would argue that after a year or two when this starts to go down the road, if the seven-member board decides they don't need the input that we presume they might, they may just dissolve the subcommittees because they have the right to ask us to dissolve the subcommittees.

The reason why I supported it too wasn't so much for the coastal resilience one, the Coastal Committee; it was more for the Dredge Committee. You, the Assembly, cannot be really put in the position as elected officials to do your homework and know about the needs of the dredging across the Cape. That really falls on the harbor masters. They're the ones that know the weather conditions. They're the ones that know where the dredging, you know, needs to take place, and they're the ones that help us really closely now with scheduling the dredges, especially now that we have two because we want to make sure that we are hopping these from one place to another.

So after really thinking about it, Ron, and I have to tell you I was 100 percent on board with exactly what you said, just doing the seven-member and doing

away with the others, but in discussion with the Cape Cod Commission, we thought it would be better to go with this subcommittee group.

And, also, if you look in there, it also gives the authority to do future subcommittees, and subcommittees that don't necessarily have to be established for perpetuity. We had the discussion that there may be an issue coming up --

MS. SUZANNE MCAULIFFE: A separate issue.

Commissioner CAKOUNES: -- piping plovers, I don't know; the seals, the sharks as my fellow Commissioner had a thing on. They may want to put -- they may suggest to the County Commissioners that we put together a subcommittee in the short term just to look at this specific problem; the walkways that the towns have that go out onto the coastal areas. I don't know. There's so many.

But I'm really happy with the way it's put together, and I think it's going to serve us well. And I'm hoping along with you that in a few years we will not see all these subcommittees though.

Speaker MCAULIFFE: Any other questions? Well, thank you, very much.

Commissioner CAKOUNES: Okay.

MS. SUZANNE MCAULIFFE: I appreciate you giving us your information.

Commissioner CAKOUNES: And you're okay with the agreements with Ms. Green, I mean Ms. Zuern?

MS. LINDA ZUERN: Zuern, yes.

Commissioner CAKOUNES: Good.

MS. SUZANNE MCAULIFFE: Yes. Lilli-Ann is like, "What?" So I'm --

Commissioner CAKOUNES: Through you, Madam Speaker, can I ask if there's any questions on the amendments before we leave so you don't -- I'm not -- you don't want to reconvene --

MS. SUZANNE MCAULIFFE: Oh, okay.

Commissioner CAKOUNES: -- once you reconvene.

MS. SUZANNE MCAULIFFE: That's a good point. There will be an amendment to -- there will be amendments to the constitution of the committee or membership of the committee. Perhaps Linda Zuern could read what she's going to put into the -- on the floor as a possible amendment, just so if you have questions you can ask about them.

MS. LINDA ZUERN: Okay. Thank you. Under Section 3, "BCCMC Membership," Paragraph B, it says strike the word "shall" and replace with "may." The sentence now reads, "Seven members may represent local, regional," etcetera. So it just says "may" instead of "shall."

Also added end of Paragraph 3b the following sentence, "A representative of the MassBays National Estuary Program Service Provider shall be one of the seven members."

Under 4-dash-1, "Mission of Subcommittees Established Herein." Paragraph A after nominated by the Selectmen and Town Council in Barnstable add in quotes, "A representative of the MassBays National Estuary Program Service Provider."

Furthermore, under 4-dash-1a, remove in its entirety the last sentence, “The Barnstable County Resources Subcommittee shall serve as the local governance committee for the MassBays National Estuary Program.” So that would be removed ending the paragraph at “on local coastal resources issues.”

Speaker MCAULIFFE: Okay. So two -- one says may/shall and one is a removal of a job criteria. And then the others were an addition of a specific person to represent on the committee, which it goes to your idea that this may meet criteria for funding.

Commissioner CAKOUNES: Absolutely. So the term from “may” to “shall,” it came to our attention that if it's a seven-member board and we have listed eight or nine things, so if we did a “shall,” there's no way that could happen so that's just strictly a -- gives the Commissioners the leeway to pick seven out of those -- that list there.

The other addition, the representative of the MassBays National Estuaries Program Service Provider is necessary because as we looked at the criteria for some of the funding, committees with representation from that provider actually are some of the requirements. So we thought it would be best to have them in there.

That's also -- and the removal of the last line, “The Barnstable County Coastal Resilience Subcommittee shall serve as the governance committee.” We took that out because we don't want the ordinance to be specific on who may in the future apply to be that local governance committee. It could be the head committee. Again as Mr. Bergstrom said earlier, if the subcommittee goes away, we don't want the ordinance reflecting that they're the only ones that could be the governance committee. So we just thought it's best to take that out because in the future it's certainly my hopes that the main committee, the seven-member board be that governance committee.

However, it may come to the fruition that that governance committee doesn't want -- that seven-member board does not want to apply to be the governance committee, and then we'll have certainly the representation from whoever that is and that's it.

Speaker MCAULIFFE: Thank you. Yes, Ron.

Mr. BERGSTROM: Yeah, were there any -- of course, we weren't involved in the amendment process, the proposed amendment process. I'm just curious as to whether there were other amendments proposed since originally this was originally passed?

Commissioner CAKOUNES: Oh, there were 10. Wait, since it was passed, since last week?

Mr. BERGSTROM: Well, no, yes. I wonder if there were -- since you created this document, originally a draft, whether there were other amendments proposed?

Commissioner CAKOUNES: Well, we worked on at least -- I'd say there's four versions.

Mr. BERGSTROM: Well, I mean from outside groups. Somebody came to you and said I want you to do this or I want you to do that.

Commissioner CAKOUNES: Well, when the original -- when the County Commissioners originally put this on the agenda, we did

invite outside groups. We had coastal -- we had -- what's his name, Delaney, right, and we had somebody else there from the coastal committee.

Ms. HEATHER MCELROY: Yes, the workshop included the Cooperative Extension.

Commissioner CAKOUNES: The workshop, yes, Cooperative Extension.

Ms. HEATHER MCELROY: And representatives from the existing CRC, Community Resources Committee.

Commissioner CAKOUNES: Mr. Forest.

Ms. HEATHER MCELROY: Steve McKenna, the Cape and Islands CCM.

Mr. BERGSTROM: Did APCC -- did they --

Ms. HEATHER MCELROY: Attend that meeting?

Mr. BERGSTROM: Yes or submit any proposals?

Ms. HEATHER MCELROY: I don't think they did.

Mr. BERGSTROM: Okay.

Ms. HEATHER MCELROY: But the amendment, formal amendment is what Ms. Zuern just read to you, and that came in since the time that this was submitted to you.

Speaker MCAULIFFE: Okay. Okay. Good. So I will close the public hearing (5:45 P.M.). Thank you for your input.

MS. SUZANNE MCAULIFFE: I see no members of the public, so we have no communications from the public.

ASSEMBLY CONVENES

PROPOSED ORDINANCE 18-10

In the interest of the fifteen towns of Barnstable County, and in order to establish the Barnstable County Coastal Management Committee (BCCMC), Barnstable County finds the following:

***Whereas* Cape Cod's coastal resources support the health and welfare of the Cape's residents and visitors through maintenance of water quality, access to fishing, shell fishing, boating, and harbors;**

***Whereas* the attractiveness of Cape Cod to live, work, and visit – those elements which drive the coastal economy - depends on healthy, naturally functioning beaches, saltmarshes, and estuaries;**

***Whereas* the Cape's resiliency to coastal threats such as storms, flooding, erosion, and sea level rise relies on wise community planning and development, the natural erosion and deposition of sediment and functioning of coastal resources;**

Whereas the Barnstable County Home Rule Charter empowers the Cape Cod regional government with the authority to establish programs and perform services to address problems that cross municipal boundaries; and

Whereas Barnstable County has adopted goals to guide coastal resource management activities in Barnstable County departments and across the region;

**NOW THEREFORE,
BARNSTABLE COUNTY hereby ordains:**

Pursuant to the Barnstable County Home Rule Charter, and to focus the County's regional coastal resource management, planning, actions, and investments, it is hereby proposed to establish the Barnstable County Coastal Management Committee, (BCCMC)

SECTION 1. Establishment of the Barnstable County Coastal Management Committee

There shall be a Barnstable County Coastal Management Committee established as a part of Barnstable County government and subject to the rules, regulations, and administrative and budgetary policies and procedures of the County.

All activities of the BCCMC shall be consistent with the Massachusetts Open Meeting Law and other relevant State Laws, Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, the Cape Cod Commission Act, and the Regional Policy Plan (RPP).

1. BCCMC Mission

The BCCMC is an advisory board to Barnstable County Commissioners established to provide guidance on the protection, preservation and use of Cape Cod's coastal resource areas. The BCCMC areas of focus include:

- a. Planning for a shifting shoreline and improving coastal resiliency,
- b. Protecting and enhancing fin and shellfish resources and coastal habitats,
- c. Identifying education needs of the public about coastal resource management,
- d. Providing guidance on dredging and disposal of dredged materials,
- e. Coordinating regional sediment management, and
- f. Protecting marine and estuarine water quality.

2. BCCMC Functions

Consistent with the Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, and the Cape Cod Commission Act, the BCCMC shall

- a. Examine local and regional challenges to the coastal environment in a comprehensive way, based on the best available information.
- b. Identify the regional coastal priorities that best meet the needs of both the environment and the economy.
- c. Encourage collaborations to better take advantage of strategic opportunities.
- d. Recommend coordination of County and Municipal groups that manage the land and coastal resource areas in Barnstable County.
- e. Make recommendations on grants or funding partnerships for coastal management projects.
- f. Report on BCCMC activities and achievements relative to its mission to the Barnstable County Commissioners on an annual basis, or before June 30th, and on occasion throughout the fiscal year upon request of County Commissioners or deemed necessary due to relative action, the report will be included in the Barnstable County Annual Fiscal Year Report.
- g. Create subcommittees of the BCCMC, established per section 4 herein, and submit Nominations (where applicable from Town representation) to the County Commissioners as to appointments for members or Public to serve on Subcommittees.
- h. Develop by-laws for the conduct of business to be approved by the County Commissioners.

3. BCCMC Membership

The BCCMC shall be constituted as follows:

- a. There shall be total of Eleven (11) members comprised of Nine (9) voting members with not more than Two (2) additional ex-officio members.
- b. Seven (7) Members shall represent local, regional, and state resource management and environmental protection agencies and organizations, including but not limited to the Cape Cod Conservation District, Massachusetts Coastal Zone Management, Department of Ecological Restoration, Division of Marine Fisheries, Department of Environmental Protection, town natural resource, conservation, or public works departments, academic institutions, and non-governmental organizations.
- c. Ex-officio members include a representative of the Barnstable County Commissioners and the Barnstable County Assembly of Delegates, nominated by respective bodies.
- d. The Cape Cod Commission and Cape Cod Cooperative Extension directors, or their designees, shall be nominated by respective Directors to comprise 2 of the 9 the Voting members.
- e. Members shall have an understanding of coastal resources and coastal resource management and the challenges facing the Cape's long-term coastal sustainability.

- f. The Barnstable County Commissioners shall solicit member nominations by from agencies or organizations outlined in Section 3b of this ordinance.
- g. Members are appointed by the Barnstable County Commissioners with consideration of non-binding Nominees of candidates by respective bodies outlined within section 3(b). Appointments made from the pool of nominees shall reflect consideration of a balance of the range of expertise and interests represented on the committee.
- h. Committee members shall have staggered three-year terms so no more than four members' terms expire each year. Committee members may serve three terms or a total of nine years on the BCCMC. (Terms limits not to apply to Ex-officio and Staff members)
- i. A majority of the voting members shall constitute a quorum.
- j. At the first meeting of each calendar year, BCCMC members shall nominate and elect, by a simple majority of the quorum present, a Chairman and Vice-Chairman.

4. BCCMC Subcommittees

All Subcommittees shall be established under the Barnstable County Charter and follow all regional and State Laws. Appointments shall be for established terms and staggered periods set forth in creation of the Subcommittee by the County Commissioners.

The BCCMC shall establish, but not limited to, the following Subcommittees to address the special interests and needs of the County;

- The Barnstable County Coastal Resources Subcommittee (presently known as Barnstable County Coastal Resources Committee)
- The Barnstable County Dredge Subcommittee (presently known as Dredge Committee)
- Other subcommittees may be established as the need arises, and requested consistent with the mission and functions of the BCCMC, and under procedures to be established by the Barnstable County Commissioners, including yet not limited to, Nomination authority, and terms outlined in Section 2 (g) of this Ordinance. Establishment of future subcommittees not listed herein shall not require an amendment to this Ordinance.

Subcommittees shall be staffed by County staff to provide administrative assistance and technical expertise.

Subcommittee shall report to the BCCMC and/or County Commissioners to advise on the activities on a quarterly basis, or upon request.

4.1 MISSION OF SUBCOMMITTEES ESTABLISHED HEREIN

- a. **Barnstable County Coastal Resources Subcommittee – The BCCRS is a technical subcommittee with a representative from each of the 15 Cape Cod towns, nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed By the County Commissioners, to provide input on local coastal resource issues. The Barnstable County Coastal Resources Subcommittee shall serve as the local governance committee for the MassBays National Estuary Program.**
- b. **Barnstable County Dredge Subcommittee – The Dredge Subcommittee is a technical subcommittee of town staff or other qualified representatives nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed by the County Commissioners, to advise the regional dredge program.**

5. BCCMC Staffing

The Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant will provide technical expertise and administrative support to the BCCMC as needed to fulfill the responsibilities outlined in this ordinance.

6. BCCMC Funding

An annual budget to staff the BCCMC will be developed by the Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant to be included in each department’s annual budget.

7. Effective date

This ordinance is effective immediately upon adoption.

MS. SUZANNE MCAULIFFE: The Assembly will convene.

And the first item is the discussion and vote of Proposed Ordinance 18-10, which we have just had a debate and discussion on.

Would someone move the ordinance?

Mr. BERGSTROM: So moved.

MS. SUZANNE MCAULIFFE: And is there a second?

Mr. O’HARA: Second.

MS. SUZANNE MCAULIFFE: Okay. The ordinance is on the floor, and there's an amendment to be read.

MS. LINDA ZUERN: I move the Ordinance 18-10 with the following amendments. Do you want me to read them again?

MS. SUZANNE MCAULIFFE: Yes.

MS. LINDA ZUERN: Okay. Under Section No. 3, “BCCMC Membership,” Paragraph B, strike the word “shall” and replace with “may.” The sentence now reads, “Seven members may represent local,” etcetera.

Also add at end of Paragraph 3b the following sentence, “A

representative of the MassBays National Estuary Program Service Provider shall be one of the seven members.”

Under 4-dash-1, “Mission of Subcommittees Established Herein.” Paragraph A after nominated by the Selectmen and Town Council in Barnstable add “A representative of the MassBays National Estuary Program Service Provider.”

Furthermore, under 4-dash-1a, remove in its entirety the last sentence, “The Barnstable County Resources Subcommittee shall serve as the local governance committee for the MassBays National Estuary Program.” Ending the paragraph at “on the local coastal resource issues.”

Respectfully submitted by Linda Zuern.

Speaker MCAULIFFE: Okay. So on the amendment, is there a second to the amendment?

Ms. GREEN: Second.

MS. SUZANNE MCAULIFFE: And we’ll have a vote on the amendment.

ROLL CALL VOTE ON AMENDMENT TO PROPOSED ORDINANCE 18-10

Roll Call Voting “YES” (81.73%): Ronald Bergstrom (2.84% - Chatham), Mary Chaffee (4.55% - Brewster), Lilli-Ann Green - (1.27% - Wellfleet), Peter Hughes (5.67% - Harwich), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), E. Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon (0.93% - Truro), Thomas O’Hara (6.49% - Mashpee), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Linda Zuern (9.15% - Bourne).
Absent (18.27%): Edward Atwood (2.30 – Eastham), Susan Moran (14.61% - Falmouth), Brian O’Malley (1.36% – Provincetown).

Clerk O’CONNELL: Madam Speaker, the proposed amendment is approved with 81.73 percent of the Delegates voting yes; 18.27 percent are absent.

Speaker MCAULIFFE: Thank you. Now on the Proposed Ordinance as amended, any further discussion?

PROPOSED ORDINANCE 18-10 AS AMENDED

In the interest of the fifteen towns of Barnstable County, and in order to establish the Barnstable County Coastal Management Committee (BCCMC), Barnstable County finds the following:

***Whereas* Cape Cod’s coastal resources support the health and welfare of the Cape’s residents and visitors through maintenance of water quality, access to fishing, shell fishing, boating, and harbors;**

Whereas the attractiveness of Cape Cod to live, work, and visit – those elements which drive the coastal economy - depends on healthy, naturally functioning beaches, saltmarshes, and estuaries;

Whereas the Cape's resiliency to coastal threats such as storms, flooding, erosion, and sea level rise relies on wise community planning and development, the natural erosion and deposition of sediment and functioning of coastal resources;

Whereas the Barnstable County Home Rule Charter empowers the Cape Cod regional government with the authority to establish programs and perform services to address problems that cross municipal boundaries; and

Whereas Barnstable County has adopted goals to guide coastal resource management activities in Barnstable County departments and across the region;

**NOW THEREFORE,
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SECTION 1. Establishment of the Barnstable County Coastal Management Committee

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- d. Providing guidance on dredging and disposal of dredged materials,
- e. Coordinating regional sediment management, and

- f. **Protecting marine and estuarine water quality.**

2. BCCMC Functions

Consistent with the Barnstable County Home Rule Charter, the Administrative Code of Barnstable County, and the Cape Cod Commission Act, the BCCMC shall

- a. **Examine local and regional challenges to the coastal environment in a comprehensive way, based on the best available information.**
- b. **Identify the regional coastal priorities that best meet the needs of both the environment and the economy.**
- c. **Encourage collaborations to better take advantage of strategic opportunities.**
- d. **Recommend coordination of County and Municipal groups that manage the land and coastal resource areas in Barnstable County.**
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- f. The Barnstable County Commissioners shall solicit member nominations by from agencies or organizations outlined in Section 3b of this ordinance.
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ROLL CALL VOTE ON PROPOSED ORDINANCE 18-10 AS AMENDED

Roll Call Voting “YES” (81.73%): Ronald Bergstrom (2.84% - Chatham), Mary Chaffee (4.55% - Brewster), Lilli-Ann Green - (1.27% - Wellfleet), Peter Hughes (5.67% - Harwich), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), E. Suzanne McAuliffe (11.02% - Yarmouth), Deborah McCutcheon (0.93% - Truro), Thomas O'Hara (6.49% - Mashpee), John Ohman (6.58% - Dennis), Patrick Princi (20.92% - Barnstable), Linda Zuern (9.15% - Bourne).

Absent (18.27%): Edward Atwood (2.30 – Eastham), Susan Moran (14.61% - Falmouth), Brian O’Malley (1.36% – Provincetown).

Clerk O’CONNELL: Madam Speaker, Proposed Ordinance 18-10 passes with 81.73 percent of the Delegates voting yes; 18.27 percent are absent, now known as Ordinance 18-10.

ORDINANCE 18-10 as amended

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- d. The Cape Cod Commission and Cape Cod Cooperative Extension directors, or their designees, shall be nominated by respective Directors to comprise 2 of the 9 the Voting members.**
- e. Members shall have an understanding of coastal resources and coastal resource management and the challenges facing the Cape's long-term coastal sustainability.**
- f. The Barnstable County Commissioners shall solicit member nominations by from agencies or organizations outlined in Section 3b of this ordinance.**
- g. Members are appointed by the Barnstable County Commissioners with consideration of non-binding Nominees of candidates by respective bodies outlined within section 3(b). Appointments made from the pool of nominees shall reflect consideration of a balance of the range of expertise and interests represented on the committee.**
- h. Committee members shall have staggered three-year terms so no more than four members' terms expire each year. Committee members may serve three terms or a total of nine years on the BCCMC. (Terms limits not to apply to Ex-officio and Staff members)**
- i. A majority of the voting members shall constitute a quorum.**
- j. At the first meeting of each calendar year, BCCMC members shall nominate and elect, by a simple majority of the quorum present, a Chairman and Vice-Chairman.**

4. BCCMC Subcommittees

All Subcommittees shall be established under the Barnstable County Charter and follow all regional and State Laws. Appointments shall be for established terms and staggered periods set forth in creation of the Subcommittee by the County Commissioners.

The BCCMC shall establish, but not limited to, the following Subcommittees to address the special interests and needs of the County;

- The Barnstable County Coastal Resources Subcommittee (presently known as Barnstable County Coastal Resources Committee)
- The Barnstable County Dredge Subcommittee (presently known as Dredge Committee)
- Other subcommittees may be established as the need arises, and requested consistent with the mission and functions of the BCCMC, and under procedures to be established by the Barnstable County Commissioners, including yet not limited to, Nomination authority, and terms outlined in Section 2 (g) of this Ordinance. Establishment of future subcommittees not listed herein shall not require an amendment to this Ordinance.

Subcommittees shall be staffed by County staff to provide administrative assistance and technical expertise.

Subcommittee shall report to the BCCMC and/or County Commissioners to advise on the activities on a quarterly basis, or upon request.

4.1 MISSION OF SUBCOMMITTEES ESTABLISHED HEREIN

- a. Barnstable County Coastal Resources Subcommittee – The BCCRS is a technical subcommittee with a representative from each of the 15 Cape Cod towns, nominated by the Selectmen or Town Council in Barnstable, a representative of the MassBays National Estuary Program Service Provider, and two members nominated by the BCCMC Board, all appointed By the County Commissioners, to provide input on local coastal resource issues.
- b. Barnstable County Dredge Subcommittee – The Dredge Subcommittee is a technical subcommittee of town staff or other qualified representatives nominated by the Selectmen or Town Council in Barnstable, and two members nominated by the BCCMC Board, all appointed by the County Commissioners, to advise the regional dredge program.

5. BCCMC Staffing

The Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant will provide technical expertise and administrative support to the BCCMC as needed to fulfill the responsibilities outlined in this ordinance.

6. BCCMC Funding

An annual budget to staff the BCCMC will be developed by the Cape Cod Commission or the Cape Cod Cooperative Extension/Woods Hole SeaGrant to be included in each department's annual budget.

7. Effective date

This ordinance is effective immediately upon adoption.

REPORT FROM THE CLERK

- **Mileage logs due from delegates by end of meeting**
- **Reimbursement receipts due for FY18 by end of meeting**
- **New mileage rate effective 7/1/18 of .545 p/mile**
- **Standing Committee List has been updated**
- **Assembly Contact List has been updated**

MS. SUZANNE MCAULIFFE: We have a report from the Clerk next on the agenda.

Clerk O'CONNELL: Thank you, Madam Speaker. Briefly, just as a reminder, please check your folders before you leave. There are mileage logs there that need to be signed and returned to me. Very important this time of the year because we're at the end of the fiscal year. So any and all reimbursement requests, invoices, bills need to be to me so that I can submit them promptly, or we will lose our opportunity to be reimbursed.

Also, as a reminder, what ties directly to that is we have a new mileage rate beginning July 1 and that will be .545 cents per mile as compared to the .550 that you've been enjoying for the past year.

I've also forwarded to you via email an updated committee list and contact list, and I'll include the new Delegate. I sent you today a corrected committee list because the Governmental Regs were still reflecting Ed McManus as Chair of Economic Affairs and that has changed.

And that's all I have to report today.

OTHER BUSINESS

Speaker MCAULIFFE: I did have on the agenda under "Other Business" the discussion on the County reform ballot that I think we covered exhaustively. But I would like to just say I think going forward we've got a good agenda item to talk about in terms of what it is we want to do going forward. So that will be a whole separate agenda item going forward. I think we've covered the topic for today, if that's all right with everyone?

All right. Is there any other "Other Business" from anyone else?

I'll take a motion.

Mr. BERGSTROM: Move to adjourn.

Ms. CHAFFEE: Second.

Speaker MCAULIFFE: We are adjourned.

Whereupon, it was moved and seconded to adjourn the Assembly of Delegates at 5:50 p.m.

Submitted by:

**Janice O'Connell, Clerk
Assembly of Delegates**

List of materials used at the meeting:

- **Business Calendar 6/20/18**
- **UNAPPROVED Journal of Proceedings of 6/6/18**
- **Handout from Mark Forest regarding county governance reform**
- **Proposed Ordinance 18-10 Public Hearing Notice**
- **Proposed Ordinance 18-10**
- **Proposed Ordinance 18-10 amendments**