

CAPE COD REGIONAL GOVERNMENT - ASSEMBLY OF DELEGATES
HARBORVIEW CONFERENCE CENTER @ 3:45 PM
BARNSTABLE COUNTY COMPLEX
3195 MAIN STREET
ROUTE 6A, BARNSTABLE, MA 02630

APPROVED Journal of Proceedings - January 2, 2019

SPECIAL MEETING 3:45 P.M.
SWEARING-IN CEREMONY AND OFFICIAL PHOTOGRAPH
16th SESSION ASSEMBLY DELEGATES

County Clerk O'CONNELL: So if you're all-ready, I'm going to ask you to please raise your right hand and repeat after me with your name inserted after the work *I*.

In attendance:

Mary Chaffee, J. Terence Gallagher, Lilli-Ann Green, Elizabeth Harder, Christopher Kanaga, James Killion, E. Suzanne McAuliffe, Deborah McCutcheon, Susan Moran, Thomas O'Hara, John Ohman, Brian O'Malley, Randi Potash, Patrick Princi, Linda Zuern.

I, (stated names), do solemnly swear that I will bear true faith and allegiance to the Commonwealth of Massachusetts and support the Constitution thereof. *So help me God.*

I, (stated names), do solemnly swear and affirm that I will faithfully and impartially discharge and perform all the duties incumbent on me as a Delegate to the Assembly of Delegates, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution, the County Charter, and the laws of the Commonwealth. *So help me God.*

I, (stated names), do solemnly swear that I will support the Constitution of the United States. *So help me God.*

Congratulations.

County Clerk O'CONNELL: This is the part of the ceremony when we take the official photo. This is the one that will appear on the County webpage.

(Photograph being taken.)

Everybody is present. That's great.

Now you may take your seats.

(Special meeting concluded)

REGULAR MEETING 4:00 P.M.

Acting Speaker Pro-Tempore OHMAN: Good afternoon and welcome to the January 2nd regular meeting of the Barnstable County Assembly of Delegates here in the Harbor View Room in Barnstable, Mass. I would like to call the meeting to order and have a moment of silence.

(Moment of silence.)

Acting Speaker Pro-Tempore OHMAN: Thank you. Will you all stand for the Pledge of Allegiance?

(Pledge of Allegiance.)

Acting Speaker Pro-Tempore OHMAN: Will the Clerk call the roll, please?

Roll Call Attendance

Present (100%): Mary Chaffee (4.55% - Brewster), J. Terence Gallagher (2.30% - Eastham), Lilli-Ann Green - (1.27% - Wellfleet), Elizabeth Harder (5.67% - Harwich), Christopher Kanaga (2.73% - Orleans), James Killion (9.58% - Sandwich), E. Suzanne McAuliffe (11.02%-Yarmouth), Deborah McCutcheon (0.93% Truro), Susan Moran (14.61% - Falmouth), Thomas O'Hara (6.49% - Mashpee), John Ohman (6.58% - Dennis), Brian O'Malley (1.36% - Provincetown), Randi Potash (2.84% - Chatham), Patrick Princi (20.92% - Barnstable), Linda Zuern (9.15% - Bourne).

Clerk O'CONNELL: Mr. Speaker, you have a hundred percent of the Delegates present. You have a quorum.

Election of Assembly Speaker

Acting Speaker Pro-Tempore OHMAN: Thank you, very much. Okay. Now we're going to move right on to the election of a Speaker. I will entertain nominations for Speaker. Delegate from Falmouth, please.

Delegate MORAN: Thank you. For Speaker, I would like to nominate Suzanne McAuliffe.

Delegate KILLION: Second.

Acting Speaker Pro-Tempore OHMAN: Okay. That has been voted -- been nominated and seconded. Do I hear -- well, I want to know if there are any other nominations; let's go that way. Are there any other nominations for Speaker? Seeing none. **I will entertain a motion to close the nominations.**

Delegate KILLION: So moved.

Acting Speaker Pro-Tempore OHMAN: And is there a second?

Deputy Speaker MORAN: Second.

Acting Speaker Pro-Tempore OHMAN: Okay. And all those in favor?

Aye.

Acting Speaker Pro-Tempore OHMAN: Okay. Let's move right on to the election. We can do it by acclamation.

All those in favor of Suzanne McAuliffe to be the next Speaker for a second term, please say, "Aye." Any opposed? No. Hearing none. I gladly turn the gavel over to Suzanne McAuliffe for her second term, and gratefully so.

Election of Assembly Deputy Speaker

Speaker MCAULIFFE: Thank you, very much. Following the agenda, I wanted to just interject here. I wanted to welcome new members. Welcome to Randi and Terence and to Elizabeth, and it's a real pleasure to have some new faces and some new thoughts and some new blood at the table. Thank you.

Our next item on the agenda is an election of Deputy Speaker. Is there a nomination? Yes, Delegate Chaffee.

Delegate CHAFFEE: I nominate the Delegate from Falmouth, Susan Moran.

Delegate GREEN: Second.

Speaker MCAULIFFE: Any other nominations at this point? No. **I'll take a motion to close the nominations.**

Delegate KILLION: So moved.

Delegate OHMAN: Second.

Speaker MCAULIFFE: And all those in favor of closing nominations? Aye.

Speaker MCAULIFFE: And I think we can vote by acclamation then as no one opposed, so all in favor of Delegate Moran as Deputy Speaker. Aye. Any opposed? Great. Thank you. Congratulations.

Deputy Speaker MORAN: Thank you.

Election of Assembly Clerk

Speaker MCAULIFFE: You're in the perfect seat. Now the election of the Clerk. I can guarantee you right now we are very fortunate to have someone who does a great job, but it is part of our process that we do nominate a Clerk. So I'll take a nomination. Yes.

Delegate O'MALLEY: I will nominate Janice O'Connell as Clerk of the Assembly.

Delegate O'HARA: Second.

Speaker MCAULIFFE: And any other nominations? Motion to close nominations?

Delegate KILLION: So moved.

Deputy Speaker MORAN: Second.

Speaker MCAULIFFE: All those in favor? Aye.

Speaker MCAULIFFE: It passes unanimously -- the Clerk who keeps us afloat.

Approval of the Calendar of Business

Speaker MCAULIFFE: The Calendar of Business; is there a motion to approve the Calendar of Business of December 19, 2018?

Deputy Speaker MORAN: So moved.

Delegate OHMAN: So moved.

Speaker MCAULIFFE: Is there a second?

Deputy Speaker MORAN: Second.

Speaker MCAULIFFE: Any discussion? All those in favor? Aye.

Delegate O'MALLEY: Wait, wait. Are we doing the Calendar or the Journal?

Speaker MCAULIFFE: Excuse me.

Delegate CHAFFEE: The Calendar.

Speaker MCAULIFFE: Excuse me.

Delegate O'MALLEY: The Calendar would be January 2nd.

Speaker MCAULIFFE: Excuse me; I put the date in. Yes, approval of the Calendar of Business which is our term for our agenda for today. So is there a motion to approve the calendar of business for today?

Delegate GREEN: So moved.

Speaker MCAULIFFE: Second?

Deputy Speaker MORAN: Second.

Speaker MCAULIFFE: All those in favor? Aye. Okay. **The calendar of business passes unanimously.**

Approval of the Journal of Proceedings of December 19, 2018

Speaker MCAULIFFE: The second thing is the approval of the Journal, which is the minutes, for December 19, 2018. Yes, Delegate O'Malley.

Delegate O'MALLEY: Madam Speaker, I would move acceptance of the Journal of December 19th as electronically distributed.

Delegate O'HARA: Second.

Speaker MCAULIFFE: Any discussion? All those in favor of the Journal -- approving the Journal of December 19, 2018? Aye.

Speaker MCAULIFFE: It passes unanimously.

Summary and Communications from the Board of Regional Commissioners

- **Assembly welcomed newly elected and sworn-in County Commissioner Ronald Bergstrom**
- **Newly elected Commissioner and Registrar of Deeds sworn-in by County Clerk**
- **Commissioner Bergstrom was elected Chair and Commissioner Mary Pat Flynn was elected Vice-Chair**

Speaker MCAULIFFE: Communications from the Board of Regional Commissioners. I would be remiss if I didn't say welcome to the new Chairman of the Barnstable County Commissioners as of the 19th, and you're an Assembly member and now a County Commissioner and right to the head of the group. Welcome.

Commissioner BERGSTROM: Thank you. I have a completely different perspective on things sitting in this chair rather than sitting over there.

First of all, I'd like to also congratulate those of you on your re-elections and in some cases on your election to the Assembly. You're joining a great group --

Speaker MCAULIFFE: The train's early.

Commissioner BERGSTROM: You'll hear that every day. I congratulate the Speaker and the reelection of a Deputy Speaker.

Anyway, I will give a brief report. The last Commissioners' meeting before today was on the 19th, and I believe Jack Yunits came in and gave you an update on that meeting.

So we'll go directly to the meeting. Today, we met at 10 a.m. in the Commissioners' Meeting Room in the Superior Courthouse, and the first order of business was the swearing in ceremony for newly elected County officials. I was given the oath of office by our County Clerk Janice O'Connell and so was Jack Meade, the Registrar of Deeds. So we read that rather lengthy statement that you guys read. So we did that.

The next item on the agenda -- by the way, at this point, the meeting was run by Commissioner Beaty as the previous Vice-Chairman of the meeting. He asked for nominations for the Chairman and Mary Pat Flynn nominated me. I seconded that nomination and was elected unanimously as the Chairman of the Board of Regional Commissioners.

Then I took the gavel. We asked for nominations for Vice-Chair. I nominated Mary Pat Flynn. She seconded that nomination and she was elected Vice-Chair unanimously by the Board of Commissioners.

Then came a matter of appointment of the liaison -- so we have liaisons to various groups in the county; the Seashore Advisory Committee, the Cape Cod Commission, the Retirement Board and so on. And so I asked for my fellow Commissioners to submit their choices to me and we would make those appointments, or I would make those appointments at the next meeting next Wednesday.

Then we went on to a number of signings which I'm not going to get into. We signed a lot of things which we normally sign authorizing the discharge of mortgages. Also there was a transfer of a fund by -- some funds by the Housing and Urban Development that were previously given to the Housing Assistance Corporation. We now transferred those to, first, the Cape Cod Commission for a little under \$200,000, and also then through the Barnstable County Human Services Department for an amount of about \$60,000. They're going to take over some of the responsibility for processing the homeless people in Hyannis and liaising with the groups that serve them.

So that is pretty much what we did, and it was a quick meeting. It was over by 11 o'clock. And if you have any questions, here I am.

Speaker MCAULIFFE: Does anyone have any questions?

Yes, Delegate Ohman.

Delegate OHMAN: There was a brief presentation by the deputy of the Facilities Department about the next room and when it's going to be ready.

Commissioner BERGSTROM: Yes.

Delegate OHMAN: And I thought he said it was going to be ready in several weeks and it was applauded at that moment because they'll be actual microphones in that room for everyone.

But what he didn't say but I asked him afterwards, and I don't know if you had had privilege to this, that the Assembly room came in under budget. So it was a little late because of the nature of acquiring all of the audio/visual equipment and there's still kind of an issue that's why it's going to be a few more weeks. But we're going to have our own room in a few weeks' time, and it going to be done under budget, mostly costing 75 percent in house.

Commissioner BERGSTROM: Yes, that might have been -- oh, he did discuss that during the meeting, right.

Delegate OHMAN: Yes.

Commissioner BERGSTROM: Because we had an informal discussion about that afterwards.

Delegate OHMAN: Right.

Speaker MCAULIFFE: Yes, it will be our new meeting space, but it is a meeting space that the Cape Cod Commission will also use as well so.

Commissioner BERGSTROM: Right. And it will have fixed cameras that will be remotely located so that you can focus on the Speaker and then they turn the camera and they can focus on this chair or whoever's talking. So it's a lot more of a modern system than have one person trying to move around is how it's going to work. So, hopefully, the end of February, John? Is that what you understand?

Delegate OHMAN: That's what he said.

Commissioner BERGSTROM: End of February.

Delegate OHMAN: I thought that was good news for all of us.

Speaker MCAULIFFE: Yes, Delegate O'Malley.

Delegate O'MALLEY: Congratulations on your election, and I would like to clarify what you mentioned about transferring funds from HAC to BC Human Services, that seems kind of really out of the ordinary; can you explain more?

Commissioner BERGSTROM: Well, what I meant to say is that we -- I'll give you the run down. We're not transferring it. We're not doing the transfer. We're requesting that the Department of Housing and Urban Development who had originally offered -- issued the grant in turn send the rest -- give the rest of the funds to our -- both to the Cape Cod Commission for technical assistance to Barnstable County towns consistent with the state's eligibility guidelines, and also to the Barnstable County -- and part of it to the Barnstable County Human Services Department.

Delegate O'MALLEY: Okay. So it's really an appeal to the feds to do that?

Commissioner BERGSTROM: Right.

Delegate O'MALLEY: Yes, okay. Got it. Thank you.

Commissioner BERGSTROM: We didn't make this deal, you know, behind the scenes.

Speaker MCAULIFFE: Delegate McCutcheon.

Delegate MCCUTCHEON: Yes, I, too, congratulate you on your ascension, if it were, to the grandiose position of the Chair.

Commissioner BERGSTROM: The only way you could get rid of me.

Delegate MCCUTCHEON: We had over the last several meetings discussed the issue of funds for a retirement -- early retirement program. I note they have been approved, and one of the issues that's raised in the approval discussion is the question of whether or not any employees are going to be offered to come back as consultants, which you can make it cost a lot more.

Do you have any idea as to when -- whether there's been any discussion with anybody to be a consultant and, if not, when would you know when would you know --

Commissioner BERGSTROM: Well, you know, we really didn't discuss this at today's meeting, and I wasn't aware of what was discussed at previous meetings. But my understanding is that since it's been approved, it's been a question of reaching out to those who are eligible and deciding who wants to do it and, also, if it's going to be in the County's interest. You know, you don't want to offer early retirement to someone who's 40 years old. You'd rather put -- issue it to someone who's older.

So there's going to be some back-and-forth, and I think it's going to be a net-plus to the County, but who and what and how many and how much is going to be something that's going to have to be determined once we reach out.

I don't know if Jack is here. He would know. But there's a lot of employees who are -- there's like 20 that are eligible.

Delegate MCCUTCHEON: Well, I take it you would agree that it would be important for you to tell us about any employees who are being offered early retirement, and at the same time or subsequent thereto being offered as consultants.

Commissioner BERGSTROM: Well, the Attorney General a few years ago, if you remember, issued a report saying that we can't disguise employees as contract employees. We have to offer them, you know, if they're real employees, we instruct them and they -- we give orders and they would have to be paid and offered the same benefits of every employee. So replacing them wholly with contract employees, probably, it's off the table at least as far as I'm

concerned.

And if we do offer it, I mean, I can only speak it myself and, once again, I'm going outside of what we talked about. But I think that if we do offer contract employees, it's going to be -- the workload for those contractors is going to be significantly lower than the workload that they had as full-time employees. In other words, we're looking at positions that we felt could be downsized to begin with.

So if someone takes early retirement and they're brought back or someone else is brought back to do that job, it's going to be at a very significantly lower cost to the County and, also, significantly less workload involved.

And, yes, I will tell you as soon as I find out.

Delegate MCCUTCHEON: Well, that was my next question.

Commissioner BERGSTROM: I mean I've only been in it for four hours now so but be my guest.

Delegate MCCUTCHEON: Well, I expect you to do your usual job.

Commissioner BERGSTROM: We've got someone who does know.

Delegate MCCUTCHEON: Okay. Well, thank you, very much, and I appreciate your candor there.

Administrator YUNITS: I hate to see my chairman get put on the spot the very first day. That issue was addressed during the course of our negotiations with the Chairman of the Third Reading; it's Billy Otis from Peabody.

His concerns were raised on that issue, the same issue that you brought up because of what happened in 2016 when the State offered the same program, and a lot of the essential employees were brought back as independent contractors.

So he added language with my consent to guide against that. And what he said in that language that was amended on the floor and approved by the Senate is that all refilled positions shall not exceed 20 percent of the total annualized cost of the now existing budget. In other words, if we're going to hire people back, we can't exceed 20 percent of the number of -- the gross annualized cost of the number of employees that retire. So one out of every five employees basically could get hired back to keep it simple.

In addition to that, he added language that said nobody -- no retiree shall be brought back as a consultant within 30 days after their retirement. So it created a little buffer zone there as well to allay some of those fears.

And keep in mind we also put in a hiring policy as part of this amendment, and that hiring policy requires the department head come before the Commissioners or come before a panel of three first, which includes the Finance Director, the Administrator, and the HR Director, and make a presentation as to why that person is needed and where the source of the funding is coming from.

If its grants, for instance, and there's a dedicated stream of revenue on that position, we would recommend it to the full Board of Commissioners before that position gets filled.

It's I'm certainly not saying that we haven't considered hiring back certain individuals as consultants over time because it's a heck of a lot cheaper. We have one individual who retired last summer, has nothing to do with this plan, but took a full-time professor's position elsewhere. And her work is so valuable to the County that we have executed the contract with her on a part-time basis for about 25 percent of what it will cost to keep her here to come back on special projects to do that consulting that nobody else can do.

And we see that possibly happening with one or two other present employees who may accept the early retirement system. But generally speaking, the chairman is 100 percent right. There's a cost value to this and that has to mean that whatever it costs the County to pay off this retirement obligation will be less than the revenue we save or the cost of the benefits that we reap through this retirement plan.

If we hire somebody back with full health benefits at a like or similar cost to what we had before, we're not doing ourselves any favors, so we won't be doing that.

Delegate MCCUTCHEON: And you will keep us informed as you go on?

Administrator YUNITS: Yes, oh, absolutely, yes.

Delegate MCCUTCHEON: Okay. Thank you, sir.

ADMINISTRATOR YUNITS: Yes, and I'd be happy to do quarterly summaries about what happens in the course of the next year after the plan goes into effect, so you know what's going on.

Speaker MCAULIFFE: Great. Thank you. Delegate Zuern.

Delegate ZUERN: Thank you, Madam Speaker. I just have a question about the cost savings. Do you have any idea how much money we're going to save by doing the early retirement?

Administrator YUNITS: If we had gone forward a year ago, we estimate we would have saved between three and \$400,000 a year based on the names that we had before us then. Those names have changed and we're running -- we'll have to run the numbers again, and they'll be run through the Retirement Board probably within the next week or two.

And that's an important part of the process because it has to come back before the Board of Regional Commissioners first before we approve it, which means that we have to be able to show the Board of Regional Commissioners that there's going to be a significant cost savings to doing this plan or they can reject it outright.

Delegate ZUERN: Thank you.

Speaker MCAULIFFE: Anyone else? Great. Delegate Ohman.

Administrator YUNITS: By the way, there's a follow-up to that. The cost of the retirement plan based on the numbers we projected the first time out was \$280,000, which means we had to show a differential of \$280,000 or better before we accepted the plan, and that would be probably about the same range we'll see going forward.

Delegate ZUERN: Thank you.

Delegate OHMAN: Jack, I just wanted to ask one question too. Does it make sense to you to bring back some of these valuable people for training purposes too, even if it's on a short-term basis? I know you have to have a 30-day buffer but it seems to me that if we have to replace somebody that's not coming back permanently that there might be some sort of an ability to use them as a 1099 or whatever you want to call it, you know, as a contract employee just to make sure that we hire -- that whoever we hire back in an essential position cannot come into it unknowing anything.

ADMINISTRATOR YUNITS: Yes.

Delegate OHMAN: And I know that there are several people that I can visualize in those departments that may make that.

Administrator YUNITS: Could be. You're a hundred percent right. In fact, one of the good things about the delays in getting this bill passed is that it's given department heads the opportunity to set up that transition with their present leaders so.

Commissioner BERGSTROM: Yes, I'd just like to add to that. One of the benefits of this is not just -- besides the financial benefit is for a while now, obviously, we've been downsizing our employment, and a lot of the employees in this building -- not in this building but over there have faced, I would call it, uncertain future. When this process was completed, and we passed a budget and you passed a budget and get it to us, at least people will know what their future is. I mean if you're 30-40 years old, you want to make sure you have a job or not have a job or at least know if you don't.

I'm looking forward to basically letting the employees of Barnstable County understand where we're going and, you know, they can make their plans accordingly.

Speaker MCAULIFFE: Thank you.

ADMINISTRATOR YUNITS: Thank you.

Commissioner BERGSTROM: Thank you.

Speaker MCAULIFFE: Are there any communications from Public Officials?

Speaker MCAULIFFE: Our next item is a Public Hearing. The notice is for 4:30. It is 4:22, and I don't know -- do you have things you need to set up as well for this?

Exec. Dir. KRISTY SENATORI: It's all set.

Speaker MCAULIFFE: You're all set. All right.

Exec. Dir. KRISTY SENATORI: We have a few handouts.

Speaker MCAULIFFE: Because the notice is for 4:30, we cannot start the Public Hearing till 4:30.

So I will take the communications from members of the public as a next item. Okay. There's no communications from the public.

So, why don't we have a brief recess till 4:30 because at 4:30 the Cape Cod Commission will present the amendment to the Regional Policy Plan.

And we are not going to have a vote today because we wanted to have the presentation, have people have a chance to digest it, see if there were any last-minute things that were coming in on the plan, and then we'll schedule a vote for the next meeting to give people an opportunity to not just hear everything and then have to vote today.

Okay. So we are in recess until 4:30.

(Back on the record at 4:30 p.m.)

Public Hearing

Proposed Ordinance 18-13: Amendment of the Regional Policy Plan per Section 8H of Chapter 716 of the Acts of 1989, as amended and Chapter C of the Code of Cape Cod Commission Regulations of the General Application: The Process to Review/Amend the Regional Policy Plan.

Speaker MCAULIFFE: It's 4:30 so we are going to go into our Public Hearing on Proposed Ordinance 18-13, and this is an Amendment of the Regional Policy Plan and this is per Section 8H of Chapter 716 of the Acts of 1989 as Amended and Chapter C of the Code of the Cape Cod Commission Regulations of the General Application. And this

is the Process to Review/Amend the Regional Policy Plan, otherwise known as the RPP.

And any other acronyms that we regularly use, if you would just first time just let people know, you know, what they mean. We have three new people and also unless you've worked with the Regional Policy Plan, it still may make your eyes open up a little bit.

So, welcome to the Executive Director of the Cape Cod Commission. If you would introduce people as they speak and then just go ahead with your information for the proposed hearing.

Exec. Dir. KRISTY SENATORI: Thank you, Madam Speaker. We're pleased to be here today to introduce the Regional Policy Plan update that we've been working on for some time. I'm here with several colleagues. Erin Perry, our Special Projects Manager, and I will be sharing the presentation.

But we do have several staff here, so we'd be happy to entertain questions if you do have any in any specific issue area so.

We had handed out some documents to you. The first is the Executive Summary for the Regional Policy Plan. We didn't print the entire version for you. You have the ordinance that's been distributed, but we did want you to see some of the document as it's been formatted.

We also have a handout that provides some summary details on the entire plan that's before you.

So we do have a brief PowerPoint that we'll walk through. You also have a copy of that PowerPoint. I know these screens can be somewhat difficult to see at times. But what I wanted to do is just address the process that we've undertaken to update this Regional Policy Plan as well as walk through some of the chapters that are in the plan now in the process going forward from here.

So, we began this process actually several years ago of updating the Regional Policy Plan. **This plan is amended from time to time typically every five years or so. We began this process back in 2014 with a survey of homeowners on the Cape. We conducted subregional public hearings at that same time; conducted stakeholder meetings in 2015. We did a survey of second homeowners on the Cape in 2017, and then we really began this process in earnest of updating this draft with our Regional Policy Plan Subcommittee with meetings back in 2018 in that public process that was underway in 2018.**

During this time, we heard from many stakeholders of the need to address the critical housing needs that we have on the Cape to promote Regional Capital and Infrastructure Planning and ease the Local Comprehensive Planning process while at the same time making sure that we protect our natural resources that preserve the unique character that makes Cape Cod a special place.

So, I wanted to go a little bit more into detail on the process that's happened since September 20th. The Cape Cod Commission voted to begin a 60-day public comment period on the draft plan. We had three subregional public hearings to take testimony during this timeframe. Our staff met with numerous stakeholders and town boards across the region, and we received over 130 comments on the draft plan that have now been addressed in the version that's before you.

Our Regional Policy Plan Subcommittee met nine times in this very shortened timeframe to review the document and associated documents that go with the Regional Policy Plan.

On December 13th, the Cape Cod Commission unanimously voted to forward this

plan that's before you today to you and to the Barnstable County Commissioners. As you recall, I was here a few days after that on December 19th delivering this plan to you which then started your 45-day period to review this document. So this is the Public Hearing today, and we anticipate that you'll be voting potentially at your next meeting.

So this is a high-level overview of the chapters of the plan that are in the formatted version, and we're going to walk through some of these chapters and be happy to entertain questions on any of the information contained herein.

But just to remind everybody, we really took an honest effort to look back at the Cape Cod Commission Act, the reason why the Cape Cod Commission was established, and to look at the goals and objectives in that establishing ordinance and that really helped shape/guide what's in the plan before you today.

So the main goals that are in the Cape Cod Commission Act are really charging the Commission with conserving the natural areas on the Cape, preserving our coastal resources, protecting our water and natural resources, balancing economic growth, and providing adequate capital facilities, coordinating capital facilities and regional goals, developing a fair affordable housing supply and, of course, preserving our historical and cultural resources.

So these were always in the back of our mind as we were updating this, the ordinance -- the draft that's before you. And really it's that balance between economic progress and environmental protection. So really taking a look at preserving the region's resources and making sure that we were able to focus growth and existing centers of activity.

So the Growth Policy that's contained and is required to be contained in this plan states that growths should be focused in centers of activity and areas supported by infrastructure and guided away from areas that need to be protected for a variety of reasons: ecological, historical, or other reasons. And development should be responsive to context allowing for the restoration and preservation and protection of the Cape's unique resources while promoting economic and community resilience.

So we talked a lot about whether we issued growth in the past, and this document really focuses on where we need to grow.

So new in this plan is really looking at the Cape in terms of systems. So we've broken the Cape into areas like Natural Systems, Built Systems, and Community Systems, and we'll go into a little bit more detail on each of these.

But really it's important to note that these are all interrelated as it's difficult to have a conversation on Natural Systems without considering the Built environment, and about considering the Community and the people that make up Cape Cod.

So for Natural Systems, the goal here is really to protect and restore the quality and function of our natural environment that provides clean water and healthy ecosystems on which life on Cape Cod depends.

Built Systems is really looking at protecting and enhancing our built environment and our infrastructure and all capital facilities that are necessary to support the region and healthy activity centers.

And then the Community systems, the goal is really to protect and enhance the linkages between society and the natural environment and our history that's vital to our way of life on Cape Cod. So this includes things such as the people who live on Cape Cod and work on Cape Cod, our housing and economy that make Cape Cod a community.

So I'm going to hand it over to Erin Perry to go into some detail on the systems and the

goals and objectives contained within, and then we'll pick back up on the rest of the plan.

Ms. ERIN PERRY: Thank you. And so I'll just kind of build on what Kristy mentioned with the three systems and kind of start in on the natural systems.

You know, each of the systems has a series of goals associated with it within issue areas that are largely similar to previous Regional Policy Plans with a few exceptions. Each goal within each of the three major systems and its associated objectives will help guide both the planning and regulatory aspects of our work. And as Kristy mentioned, they really tie back to the Commission Act.

So Natural Systems really focusing on the protection and restoration of the quality and functions of our natural environment includes five different goals. I'll just kind of walk through them briefly. I won't go through each objective, but I'll touch on really the high-level goals of each.

So Water Resources is really focused on protecting, preserving, and restoring our groundwater as well as our fresh and our marine surface water resources really striving to maintain the quality and the ecological integrity of each, and striving to maintain our sustainable supply of high-quality and untreated drinking water.

The second goal related to Ocean Resources really captures the land under the ocean, the sea water, and the space above the ocean surface and focuses on protecting, preserving, and restoring their quality natural values and natural functions.

Wetland Resource, the third goal within Natural Systems. Wetland support much of the plant and wildlife found in the region. It captures -- this particular goal captures both inland and coastal wetlands and their buffers, and the goal here is to protect, preserve, or restore the quality and the natural functions of these particular systems.

The fourth goal, Wildlife and Plant Habitat. The Cape Cod region is home to a diverse habitat, healthy and naturally-functioning habitats are not only important to plants and wildlife we have here in the region, but they provide, you know, essential services to us, ecosystem services such as the provision of food, protection from natural hazards, and other things like recreational access. And the goal here is really to protect, preserve, and restore the habitats and maintain that region's natural diversity.

And the final goal within the Natural Systems is Open Space. Approximately 40 percent of the region's land area is currently protected open space. That's an important network that really contributes to our -- the character of our communities and our region. It's essential that we continue to conserve open space, that we preserve what we have, and we continue to enhance that network.

The next system I'll touch on is Built Systems and, again, that kind of overall approach here, our goal here is to protect and enhance the built environment and the infrastructure necessary to support those who live, work, and visit the region. And there are six goals associated with this particular system.

The first being Community Design. And really the character of Cape Cod is essential to its continued success. No one community or even any individual village within each of our communities is the same, each is a little bit different and has, you know, slightly different needs. And so continuing to protect and enhance the unique character of the different places we have here is important, and it's important that we consider kind of the Natural and the Built environment in relationship to the local context.

The next goal is related to Coastal Resiliency. And so as you all know, we're at risk

just given the location of our region. We are continuing to experience coastal hazards across all of our shoreline, the extent, frequency, severity of the storms that we're seeing is only increasing.

And so the goal here is really to prevent or minimize human suffering and loss of life and property and environmental damage as a result of some of the major hazards that we face including the storms, flooding, erosion, and sea-level rise.

The third category here is Capital Facilities and Infrastructure. So capital facilities and infrastructure are necessary to support the development that we currently have and also to support the development that communities would like to see in the future.

So the goal here is to guide the development of capital facilities and infrastructure that are necessary to meet our needs.

The fourth category here is Transportation. We have over 800 miles of roadway in the region. And while this is the typical way that people travel, this particular goal also captures all the other modes of transportation including roads, rail, air, maritime, marine, and I'm sure I'm missing a couple, and the goal here is to promote a safe, reliable, and multimodal transportation system that's able to provide options for all types of users.

The fifth category here is Energy. Energy is necessary to support the residences, the businesses, the overall economy here in the region. The goal here is really to focus on an adequate and reliable and diverse supply minimizing consumption and supporting renewable energy that's sensitive to the context within which is proposed.

The final goal here related to Waste Management is about promoting a sustainable solid waste management system that is protective of public health, safety, as well as our natural environment, and that supports our economy. It's really focused on waste diversion and other Zero Waste Initiatives, as well as supporting integrated solid waste management.

So the final goal here -- our final kind of category of systems here is Community Systems. And, again, this is really protecting and enhancing the linkages between society, the natural environment, and the history all of which are so important to us here.

And there are three goals within this system. The first being Cultural Heritage. Our cultural, historical, archeological, architectural resources are all kind of what makes Cape Cod the place that it is. It's important that we continue to kind of preserve our traditional development patterns and also contribute to the region's character, and so thinking about future development within the context again that it's proposed.

The second goal within Community Systems is the Economy. The regional economy really reflects the mix of the full-time and seasonal residents that we have here as well as the visitors. We have dominate industries and accommodation and food service and retail trade and healthcare. It's important that we continue to sustain an economy that's capable of absorbing the effects of the seasonal fluctuations that we see.

The goal here is to promote a regional economy comprised of a broad range of businesses, provide employment opportunities and a diverse workforce.

And then the final goal here within Community Systems is Housing, and this really addresses the fact that we have a monoculture of single-family housing, residential development.

And the goal here is to promote the production of an adequate supply of ownership and rental housing that's safe, healthy, and is attainable for people with different means and different income levels, and so really increasing the diversity of the options that we have in the

region.

And so the next piece of the plan I'll talk about really ties back again to the context. Again, the RPP or the Regional Policy Plan recognizes that each community and village is different. Each of the goals that I just reviewed with you may not be met in the same way in every location across the region. And so the Regional Policy Plan identified eight Placetypes that really represent and support the unique types of places we have here in the region. They provide and serve as a conceptual framework for contact-sensitive planning and regulation as we move forward.

And I'm just going to touch on just three examples; so there are eight. I won't go through every single one of them, but you have them all, and each of the Placetypes really has their own vision. So I'll talk about Natural Areas as well as two different types of Activity Centers.

Division for Natural Areas is to minimize adverse development impacts to sensitive resource areas to preserve land that define Cape Cod's natural landscape and that contribute to its scenic character, and to improve the Cape's resilience to severe storms and the effects of climate change.

So these are really, you know, our coastal areas are our open space areas and others and that the plan defines what these Natural Areas are.

Community Activity Centers, the vision for these areas is to accommodate mixed-use and multifamily residential development in a walkable, vibrant area. It looks to preserve historic buildings, provide diverse services, shopping, recreation, civic spaces, as well as housing and job opportunities at a scale of growth and development desired by the community. And also focuses on adequate infrastructure and pedestrian amenities to support all of that.

And then the second type of Activity Center identified in the plan is the Industrial Activity Centers. And these are really to support the development as significant employment centers with adequate infrastructure.

So the three I mention here are mapped. They're the information related to how these were defined as well as how all the other placetypes were defined are in the plan. There's also a story map associated with these particular activity centers and natural areas that were mapped. So you can access that on our website.

And the final piece that I'll talk about is just the Streamlined Regulatory Review. The Commissioners charged, as you all know, with reviewing certain types of proposed developments, Developments of Regional Impact, that are presumed to have an impact beyond the community that it's proposed within.

And so the Regional Policy Plan focuses this regulatory review in relation to the 14 goals and objectives that I just reviewed, as well as their context or placetype.

And so each of the goals and their associated objectives -- each project that we review will be reviewed within each of those goals and objectives.

Technical Guidance, the technical bulletins associated with each of the goals and objectives will help guide and provide the methods by which a project would achieve those objectives and, therefore, those goals.

And the Placetypes would help provide the context for within which each individual project is reviewed and the underlying Resource Areas similar to those Resource Areas that we've always had, the resource maps, will also inform that review.

And so important Resource Areas like our wellhead protection areas, marine water

recharge areas and others are still included as part of this plan and will be provided as part of the technical guidance.

And so with that, I will hand it over to Kristy.

Exec. Dir. KRISTY SENATORI: So I just wanted to wrap up the last few chapters of the plan that are somewhat different in this plan from previous versions.

It was important for us to take a look at performance measures so that in time 6-12 months down the road, 18 months we can take a look at how we've done. Are we meeting regional goals? Are we protecting habitat and our drinking water supply? Are we addressing our preservation of historic resources? Are we addressing housing affordability?

So you'll see a series of nine performance measures. I think when we started the list of performance measures there were many more, but we had to harrow it and focus on nine, and I'm sure we'll add to this list as time goes on.

And then lastly, Recommended Actions. This plan doesn't cover everything that we would like to do, but there are some objectives that we intend to accomplish over the -- after this plan is adopted; that's looking at a Regional Housing Strategy, looking at a Regional Capital Facilities and Infrastructure Plan. We're already in the process of streamlining our Local Comprehensive Planning Regulations to assist the communities but that planning process can sometimes take many years.

Continuing our Climate Resiliency Planning and working with communities to make sure that planning and development is responsive to the change in climate and the changing coastline that we do have.

And then also looking at the Thresholds, so those thresholds that the Commission has it's enabling regulations that we look at to review Developments of Regional Impact. Do they make sense in every location across the Cape or is it time to reevaluate where we have that 10,000 square-foot threshold and others. So that's something that we will be addressing and at least taking a look at once this plan is adopted and we start to implement.

So that's the update that we have. We would be happy to entertain questions. You can find all of this information and more on our "Update Page" and I know you have the ordinance that's been delivered to you. And we do have staff here to help answer any more detailed questions. So we thank you for your time today.

Speaker MCAULIFFE: Thank you, very much. Anyone who has been through a Cape Cod Commission DRI review knows that this is not a -- it can be a multi-step, multi-month/year process. And every five years or so when they do look at amending the Regional Policy Plan every -- and they respond to the people who have come before them.

So this Regional Policy Plan is starting to look very different from the original one I think in response to businesses, communities, whomever comes before the Commission to try to fit within the regulations but also go forward with community plans.

On the other side, I also think the Cape Cod Commission has really helped the communities try to work around or with some of the regulations and make it a far more user-friendly document. So this is a lot of work and a lot of effort to preserve Cape Cod but also respond to the people who have to go through the whole process.

So I think it's been an, as you can tell, an enormous amount of work.

Delegate O'Malley.

Delegate O'MALLEY: Thank you. As I indicated to the director, I came to this document with some concern that there was going to be reason for reaction and, you know, I

gave you a little bit of trouble when you first presented this earlier on because it was my sense that where we were going was bending over a little too far backwards to facilitate development. And as I made the point, development can only go so far. We cannot have this attitude that it can go on forever.

Well, I have read through these 85 pages or whatever, and I have to say I am really impressed with this document that has resulted on a number of levels.

It is extraordinarily comprehensive, and in fact, it is so comprehensive in terms of the perspectives that you're taking towards how Cape Cod develops that I really look forward to seeing this thing as a slicker of more textbook-like kind of document because, clearly, every one of us ought to be reading this. Anybody who's new to County government especially needs to understand just how much work has been done, how much data the Commission has compiled, and how many distinct sorts of resources you could bring to bear.

So, I want to say at this point, you've got a believer here. You've got a supporter. I think this is a real useful document that provides a framework for evaluating most of what I can think of. Obviously, things will come along that throw us a curve ball, but I want to offer my congratulations.

Exec. Dir. KRISTY SENATORI: Thank you.

Ms. ERIN PERRY: Thank you.

Speaker MCAULIFFE: Yes, Delegate Moran.

Deputy Speaker MORAN: Certainly congratulations are due, and I have a little different take on it. This, but just to really pick upon what Delegate O'Malley said, I'm particularly interested in the technical bulletins, for example. This plan and this document and this policy says, "Cape Cod is open for business."

The different message here is for a careful measured development in the right place that we have folks here who can help you. We have technical bulletins that will save you money, that will tell your experts which way to go.

So if you're a developer, if you're bringing jobs to the Cape, if you're bringing sustainability whether its housing or wastewater or any of the numbers of the infrastructure needs that the Cape has, the Cape Cod Commission is ready to be a resource and to help you avoid fits and starts, and to really welcome you in a way that folks who are already here and who are already a part of the economy will be open so that you can just plug in.

And I think that that's the real message here is that this is going to be facile for communities. It's going to be facile for experts. It's going to be facile for business folks and for folks who need housing.

So I think, you know, as Delegate O'Malley so well-put, congratulations are due.

Speaker MCAULIFFE: Any questions from anyone?

Oh, I'm sorry. Yes, Delegate Zuern.

Delegate ZUERN: Well, I also went over most of the 83 or 85 pages, and I have all these concerns. So the two points that I agreed with in the proposal or the amendment was the landfill and, as you know, Bourne still has a regional landfill but that's going to be closing probably in the next 15 years. So we will have no landfill on the Cape. And I think that is one area that the County and the Commission should be focused on. What are we going to do with all that trash and how can we turn that trash into electricity like they do in other countries? We've tried doing that in Bourne and both of the proposals that we had failed.

But I really think that that is one of the greatest concerns that we should have is

developing something like that on the Cape so that we have a place to take our trash. We're talking about protecting our environment and our natural resources and yet we fill up landfills with trash. We could be putting that trash to work and producing electricity or something else better from it.

The other thing is jobs, and I agree with the Internet service that that needs to be improved. And if more people could get faster Internet on the Cape, you wouldn't have them going to Boston to work. They would be working out of their homes. People are starting to take college courses online now. So, I see that as a worthwhile direction to take.

Other than that, you know, I can't remember when the Commission was first formed, but the whole point of it was to slow down development and keep the Cape as it was, protect the natural resources, and I don't see that the Commission has done that at all.

There's so much traffic right now even in the wintertime there's traffic in Bourne trying to get over the bridge. It's almost year-round now. I don't see the need to do any one development, and this mixed-use development in business sections I think is not worthwhile at all. We have some of that in Bourne. You're talking about having sidewalks and places where people can walk to.

So we have a four-story building now on the Canal close to Main Street; I don't see anybody leaving that building because it's for the elderly. And I've been told that they do not walk down to the Main Street. There's nothing for them to go to, first of all, but it's too long of a walk just to get from the Canal to the street itself.

So when you were talking about a development that has elderly people in it, if they're 80-90 years old, they're in wheelchairs or with canes. They're not going to be walking. They still need to be driven somewhere. So I have a problem with that.

The bike-friendly roads; I was on a road the other day coming back from Westport, and we were making a right-hand turn at an intersection and there was a bike path right next to us. So we had to go across the bike path to make that turn. I think sometimes we have these ideas that we have to have bike paths everywhere or walkways everywhere and they're not safe that way.

I saw a remark about reducing resilience or reducing reliance on fossil fuels. Oil and coal now are the cheapest forms and gas are the cheapest forms of fuel right now. Wind is not efficient. Until it is, I don't think we should be trying to do away with fossil fuels.

Speaker MCAULIFFE: Delegate Zuern, we are going to have another opportunity to have a very detailed discussion on this.

MS. LINDA ZUERN: Okay.

Speaker MCAULIFFE: So if I could ask you to just pull back a little and maybe hit some of the bigger topics, and then we can go into the detail because the Cape Cod Commission will be here at our next meeting when we decide to vote.

MS. LINDA ZUERN: Okay.

Speaker MCAULIFFE: So maybe some more just general overall, any comments or questions, and then it gives everybody a chance who hasn't had a chance to read everything to get into the depth.

Delegate ZUERN: Okay. The other -- thank you. The other one that was disturbing to me was a shared or centralized wastewater treatment facility. I thought we had already decided not to do something like that, even mentioned billions of dollars that were needed and how that could be raised though.

I have a lot of issues and I could go on but thank you, very much.

Speaker MCAULIFFE: Right. And the next meeting, you know, I'm sure a lot of people will take the opportunity to read the document, and we can come back and have more in depth. But this was just more for some questions and overall general --

MS. LINDA ZUERN: Okay.

Speaker MCAULIFFE: -- kinds of comments at this meeting. And, certainly, you know, if you feel like you want a response, you could -- to your concerns -- you could certainly send them to the Cape Cod Commission and they could be prepared for their next meeting --

MS. LINDA ZUERN: Okay.

Speaker MCAULIFFE: -- with responses or, you know, their rationale for some of the things that have concerned you.

Delegate ZUERN: Okay. Thank you.

Speaker MCAULIFFE: Delegate Green.

Delegate GREEN: Thank you, Madam Speaker, and thank you, both, for your presentation today and your team for the huge amount of work that you've been doing. Congratulations.

I did have one minor question for you. As far as the technical bulletins are concerned, when will the technical bulletins all be developed out?

Exec. Dir. KRISTY SENATORI: So the technical bulletins are out in draft form. Currently, they're all available on our website. They're out for public comment. That public comment period closes on January 13. Thank you.

Delegate GREEN: And so that's the totality of technical bulletins?

Exec. Dir. KRISTY SENATORI: Yes, they're all out.

Delegate GREEN: Okay. So you will not be adding more technical bulletins to this after?

Exec. Dir. KRISTY SENATORI: Not at this time.

Delegate GREEN: Okay. Thank you.

Speaker MCAULIFFE: Yes, Delegate Ohman.

Delegate OHMAN: I would pile on and say what a great document. This is very thought-provoking. I kept writing notes and thinking of all the things that I think about. But I'm amazed at how much work you've done on this and how comprehensive it is.

I'm really interested in the performance measures as we go on though because some of it is very utopian, and I wish it would all come true. But it's daunting to see what is actually going on as a community.

But especially the -- and I don't often agree with Delegate Zuern, but I think the community centers and community activities that you get, that takes cars off the road, that takes people off the road, the bicycles.

My wife and I have been bicycling through Europe, and they've been doing it for a century. And what we need to do is get people off the road, get cars off the road, first of all, sidewalks.

You've addressed all of that, and I think that's the way to do it. You can't stop people from going through Bourne and coming to the rest of the Cape. That's their privilege as Americans or any other part of the world.

But what you've done is you've given opportunities to communities to reduce that in meaningful measures. Look at the walking paths we have that Heather's been working on for

so long and the bike paths that we have and those sorts of things that are part of the game. And it seems to me you've gone from smart growth to really come down to the nitty-gritty on so many details of that, and I'm so proud of you guys. Thank you for your work.

Speaker MCAULIFFE: Delegate Chafee.

Delegate CHAFFEE: I also congratulate you on a remarkable document that reflects well on the Cape Cod Commission and I think on County government.

I have one typo to point out to you.

In the matrix and actually I read a number of the documents that were submitted to you, a number of the comments, and then I tracked them into the matrix to see what action that the Commission had taken. And there's a note from Cheryl Andrews who's concerned about traffic and about discussions on the "brides." Bridges.

I thought that would make you smile. I am a great advocate for Pay-As-You-Throw. It's been an unbridled success in Brewster. And I saw in the comments from the Conservation Law Foundation that they had recommended that Pay-As-You-Throw be required, that it be a mandate for all the towns on the Cape.

I was curious to see what you all had thought about that recommendation, and it's noted in the summary a comment but there's not a comment about what the Cape Cod Commission considered.

Exec. Dir. KRISTY SENATORI: So I can -- I'll address it and then if anyone else has anything to add to that. I think that's typically something we would highlight as a recommendation for a community but not necessarily something that we would require as part of this plan. So I think as we work through our reset teams with local communities as we work on Local Comprehensive Planning. Visioning for communities, that's something we could have continued to highlight and suggest that communities incorporate into their planning but not necessarily something that belonged in this particular document.

But it is agreed, that's something that should be considered at the community level and is something that we would continue to try to support the communities as they implement those types of programs.

Delegate CHAFFEE: Thank you.

Speaker MCAULIFFE: Delegate Killion.

Delegate KILLION: Thank you, Madam Speaker. Good afternoon. You mentioned that you got about 135 comment letters. Outside of governmental bodies, how much of that input was from private citizens or private organizations?

Exec. Dir. KRISTY SENATORI: Do you want to take that?

Ms. ERIN PERRY: Sure. We could certainly get you more detailed information. I would say that we had quite a bit related to climate change from private citizens. That was probably by far the area where we had most of the private input.

In terms of a ratio, I'm not sure. It might have been roughly half the government entities and half private entities. You know, certainly, we got comments from CLF, from Association to Preserve Cape Cod and other non-profit agencies but maybe roughly half, but I'd certainly follow-up.

Delegate KILLION: Great. Thank you.

Exec. Dir. KRISTY SENATORI: Okay. Thank you.

Speaker MCAULIFFE: Okay. Yes, Delegate O'Hara.

Delegate O'HARA: Thank you, Madam Chair. So when I look at some of the pages

and I flip through it, and I just had a brief conversation during our little rest period between this conversation here that had to do with dredging of the rivers, bays, streams, and estuaries. And I'm going to bring it up again, and I bring it up with Jack quite frequently regarding the smaller dredge.

And I'm hoping that I could get your support on this as well because it seems like this is a plan for future and growth, but I'm hoping that we can possibly give all these rivers, bays, and estuaries that are being clogged up with decay on the bottom of the rivers and gotten any -- we're not getting any tidal flow out of the bays. If we can flush those and give those a jumpstart to those streams and bays that need it so badly. I mean I know we all go out there; it all looks so healthy, but you put the paddle down on the bottom and you come up with 2-3 feet of muck in some places so.

And I'm wondering if you would be in support of that because I will continue to ask Jack and, hopefully, we can get all 15 communities together on Cape Cod to let us get that small dredge in place and let's clean up this and give the Earth a chance to give it a jumpstart here. Thank you.

Exec. Dir. KRISTY SENATORI: Yes, we agree. Dredging is a key priority for the region, and we've been working with County staff on the regional dredge programming and finding more efficient ways to plan. It's also something that's addressed in our 208 Area-Wide Water Quality Management Plan as a potential nitrogen reducer.

And we're also at the same time working on a pilot study to look at the economic impacts of harbors and the impacts on dredging. So there's a variety of angles I think we can look at that, and we'd be happy to work with the town of Mashpee.

Delegate O'HARA: Okay. Thank you.

Speaker MCAULIFFE: Well, thank you for your presentation. This is a Public Hearing. So as part of a Public Hearing, we do take public comment. No one has signed up, but if there's anyone -- I don't know if there's any non-Commission -- it's all Commission staff?

Exec. Dir. KRISTY SENATORI: Yes

Speaker MCAULIFFE: So, with that then, we will close the Public Hearing and we will bring this before the Assembly of Delegates at its next meeting for discussion and, hopefully, you know, you don't need to bring your entire staff again. It will be people who can come and, perhaps, answer any more questions or help with any concerns that people have.

But it is part of the Assembly of Delegates' obligation to vote on and approve changes to the Regional Policy Plan. So that is -- we are not just budget; we are also part of the regulatory planning process on the Cape as well.

Thank you.

Exec. Dir. KRISTY SENATORI: Thank you.

Ms. ERIN PERRY: Thank you.

Assembly Convenes

Speaker MCAULIFFE: Now the Assembly convenes, so this is part of the meeting. We haven't had committees meet, so we don't have committee reports.

Summary Report from the Clerk

- **Delegates to notify Clerk of committee assignment requests by 1/8/19**
- **Assembly web pages have been updated**
- **Assembly FY20 proposed budget was submitted to Finance Office**
- **Index of Ordinances is being updated**
- **County Counsel will attend the next Assembly meeting on 1/16/19 and questions from delegates can be emailed to the Clerk and will be forwarded to Counsel**
- **Proposed Ordinance 18-13 will be scheduled for a vote on 1/16/19**
- **Mileage reimbursements delayed one week**

Speaker MCAULIFFE: Report from the Clerk.

Clerk O'CONNELL: Thank you, Madam Speaker, just a few items. As the Speaker just mentioned, we don't have any committee reports yet, and committees have not yet been formulated. I'm asking, and I will follow up with an email for you to take a look at the existing committees of the Assembly of Delegates and let me know what your requests are. I'd say prioritize, select two in priority and I will forward that to the Speaker because the Speaker will have to assign Delegates to committees.

I have not changed the information that's on the website at this point which reflects the committees and assignments of the 15th session. So if you want to take a look at where you were at or suggest something new, I'm going to leave that the way it is for a while, and once we get all your requests in, then I'll be making those changes as the Speaker makes the assignments.

But I have made attempts to make changes on the website to reflect the new session, but I left that one intact in case it was helpful to you to see what you served on the last time.

Regarding the FY20 budget, I have submitted the Assembly's FY20 Proposed Budget to the Finance Office, and I do not know when or if the Assembly will be asked to appear before the Commissioners to defend its budget request for FY20. We are waiting to see, I guess, what schedule they may come up with. Typically, it is usually sometime in the month of January because the Assembly gets the budget from the Commissioners at the second meeting, no later than the second meeting in February, and I think that's probably going to be the case this year. I would be surprised to see it delivered to the Assembly the first meeting. So that means somewhere around the 20th of February you'll probably get the budget from the Commissioners.

And I'm also in the process of updating the Ordinance Index. I have County Counsel reviewing the list of ordinances that were passed in 2018 to make sure that I've identified them and categorized them correctly, and then I will fold those into the master document and send you a copy of that electronically so that you will have a comprehensive index of all of the county's ordinances should you need to refer to an ordinance and not sure what category or when it was passed. And that should happen sometime this month as well.

The Speaker asked me to reach out to County Counsel and invite him to the meeting on the 16th of January, which will be your next meeting. Not everyone has met County Counsel, but you will at that point in time, the new faces. And I presume if there are any general questions, as you can imagine it's difficult to put an attorney on the spot and say, "I need an answer to this question," but he does pretty well. So you may have some general questions. If

you want to send any general questions to me in advance, I can get those to Mr. Troy before the meeting on the 16th.

And, obviously, it appears that you will be voting on Proposed Ordinance 18-13 that was before you today for a Public Hearing at the next meeting. And that will become the first ordinance of 2019. So the number will no longer stay in sequence. And that would be the beginning of the Ordinance process for 2019.

And, also, on one final note, at the last meeting you did submit mileage logs to me. I turned them in, but I neglected to follow the process correctly. I'm being asked to provide the Finance Office with a copy of MapQuest that backs up the mileage from door to door. So I did that, but I missed the deadline. So I'm resubmitting those so just be patient for one more week and you'll see that coming forward.

And that's it, that's all I have to report today.

Summary of Other Business

- **Committee structure will remain as it**
- **Speaker appointed Delegate O'Malley as the Assembly liaison to the Human Rights Commission**
- **Anticipate Assembly will review proposed FY20 budgets with departments at regular Assembly meetings**
- **Delegate O'Hara expressed interest in a smaller dredge for the county and suggestion was supported by Delegate Green**
- **Speaker continues to work with administration regarding the location of adequate meeting and office space for the Assembly**

Speaker MCAULIFFE: Thank you.

Other business before the Assembly. As the Clerk has mentioned, we had talked about in the last session changing our committee structure. But what we have done this time is different from the last 15 sessions. We are not reviewing the budget by subcommittee or by committee.

So because the budget is going to be reviewed in its entirety by the full Assembly, at this point I was going to suggest that we just leave the committee structure this year, see and go ahead and fill it like we did for the last session. People make their request; we have our committees, but see how the budget review process goes, and then make a decision about what we want to do with committee structure and/or budget review going forward.

So that's one of the reasons why the ordinance was never brought forward for changing the committee structure. It just seemed like there were a lot of things going on at the same time. And I had talked to the Clerk about changing and then I thought, well, let's just try one thing at a time on that.

And then one item, too, the County Administrator had mentioned to me that Delegate O'Malley was interested in working with Human Rights as sort of a liaison from the Assembly. So I will go ahead and appoint Delegate O'Malley to do that. It's just sort of an information conduit back and forth. It doesn't necessarily give us any voting power. It gives us voice and a seat at the table, but it also gives us a connection to the Human Rights Commission. We're trying to get that, I think, going again.

And then, obviously, as other things come up, we can make appointments to other

things as they come along. But prioritize your request for your committees and I will do my best. It gets to be a logistical like puzzle because you can't have more than 50 percent of the vote on any committee. So it's a very interesting dynamic putting together committees. It's always -- it's always interesting.

Delegate O'Malley -- Ohman.

Delegate OHMAN: Thank you, Madam Speaker. In the past 15 sessions, we've always had the department heads come to the budget hearings. I agree with having the entire Assembly review the budget, but that is going to become a little bit unwieldy. Don't you think it's going to be difficult process where we have five meetings with all -- each of the department heads, like three at a time, and we'll do it only on designated Assembly days?

Speaker MCAULIFFE: Right now, the plan is designated Assembly days. The discussion was to try and streamline slightly but not totally shut down on things but to try and keep conversations moving and potentially longer meetings. So instead of two-hour meetings, perhaps three-hour meetings.

So I think the general consensus was department heads come in and instead of presenting to the subcommittee, they present to the Assembly. The full Assembly hears the information; the full Assembly gets to ask questions. But it's going to also require, I guess, a little less informality and a little less perhaps wandering discussion. We're going to have to stay on task.

We'll try it. I have done that in -- when I was on the School Committee. We did line by line, every school, and it was a job, but we knew the budget.

Yes.

Delegate O'HARA: No. That wasn't a question. That was just a nod in agreement. I like the fact that we'll all know something about the budget. All of it.

Speaker MCAULIFFE: Right. You'll all know more than you've known in the past because before we had our areas of expertise. And we may decide after a year, you know what, I trust the committees. Let them do their work. I have my information and we'll go forward. But I think that there's been enough interest in everyone having all the information to make it a really legitimate approval -- not a legitimate, but a really knowledgeable approval of the budget.

Those are the only two issues I had. Is there any other business to come before the Assembly?

Delegate O'HARA: The only thing I could ask, if I may?

Speaker MCAULIFFE: Yes.

Delegate O'HARA: But I'm going to bring it up again. What I had just spoke of recently with the Cape Cod Commission here with the use of a smaller dredge for the taking care of our rivers and bays and estuaries.

And I know the town of Mashpee is looking for the use of this machine. It's been talked about for years, nothing ever happens. But I'd like to see -- get an opinion from each of the towns if all 15 of the towns is this something that would benefit their community? Is that something you think would be worthwhile? And I'd just like to know that and maybe we can give some direction and move forward on this sooner rather than later.

Speaker MCAULIFFE: Delegate Green.

Delegate GREEN: Thank you, Madam Speaker. I was very intrigued by the fact that you were talking about the muck in the marshes. I don't know if it's similar to Wellfleet in its

mayonnaise situation, but I heard over the holidays that there are people in Wellfleet that are very interested in talking and have been talking with Barnstable County about a new dredge. And I would be very supportive of a move in that direction.

Delegate O'HARA: Yes.

Delegate GREEN: You know, I had something else that I wanted to talk about.

Speaker MCAULIFFE: Yes. And also I didn't want to cross over, but we do have a topic listed there to.

Delegate GREEN: But if you wanted to speak to that topic --

Speaker MCAULIFFE: Then why don't we just --

Delegate GREEN: -- that topic then I would like to say something.

Speaker MCAULIFFE: -- and then I'll come back to you. The Assembly meeting location and office space is an ongoing discussion. We did do a tour before the holidays, and we have seen the office space available or potentially available.

My concerns with the current space is that we need to have something that's accessible to the public and that, also, represents the Assembly.

So going forward, I think we will continue to work with the County Administrator and whoever the facilities person is. The County Administrator has informed me that he's the one who makes the decision about where people go. So that's why I said we would work with him.

The meeting space for us has been designated and it's behind here, and we're hopeful that it will be ready at the end of February, but the office space is still an issue.

So we will still continue to work -- I'll continue to work with Jack Yunits. I do know the Assembly has the ability to determine where it meets. So we can say we will meet in this room or we won't meet in this room, but the office space is another slightly different topic.

So it's not adequate right now is my point. We have the Clerk in temporary quarters over with the County government and it sort of subsumes the Assembly into a position that I don't think the Assembly should be in as a separate branch of government.

So it's a topic that we'll be working on. I'm thinking that it may hinge on the early retirement as well, depending on who retires and what kinds of space needs are looked at going forward. But I will keep you informed of the negotiations, but this needs to happen, I think, for the Assembly to maintain its presence.

We were very fortunate in the office we had before because it was available and accessible. And even though it was in a basement, it was a very nice space. So we need to continue that.

Delegate Zuern.

Delegate ZUERN: Thank you, Madam Speaker. Has there been any talk about using part of that larger space for an office? Is that a possibility?

Speaker MCAULIFFE: That's something I'm definitely -- that's something I've heard reasons why not, but that's something that is, as far as I'm concerned, needs to be explored further.

Delegate Green.

Delegate GREEN: Thank you, Madam Speaker. I would agree with you. That space is a huge space, and I think that -- I mean I have a little bit of a design background, and I can certainly see where you could make a really nice office space that would be the face of the Assembly and would be appropriate. And I don't see any reason why that shouldn't happen moving forward. I would be very disappointed to see another solution. I think that that is

needed and is necessary for the face of the Assembly and for the Clerk. Thank you.

Speaker MCAULIFFE: Thank you. Okay. And, Delegate Green, you had another issue?

Delegate GREEN: No, that was it.

Speaker MCAULIFFE: Oh, that was it. Okay.

Delegate GREEN: I feel very strongly about having the Clerk's office there.

Speaker MCAULIFFE: Delegate McCutcheon, yes.

Delegate MCCUTCHEON: I do think that in the course of trying to hold our flag as it were as our Clerk that she may have even brought some wrath down upon herself from other people who work for the County, and I think we need to stand up for her as she has stood up for us. That's just my --

Speaker MCAULIFFE: I think it's a very challenging spot because the Clerk is employed by the County yet is the Assembly's employee. So it's neither fish nor fowl. It's a very -- it's probably the most unique position in the County, and I think there is, as you said, I wouldn't say wrath, but there's definitely some tension, some misunderstandings, some jealousy on why the Clerk position is not the same as other positions and why there are things that are different about the Clerk's job description, and I think that's only natural. People sort of look around to see what everyone else is doing, and if they're not following the same rules or doing the same thing, I think that it naturally does cause some friction.

But I think our Clerk has done a very good job working with people and making sure that, in fact, most frequently she's telling me everything's fine, everything's going well, don't make any waves, and I tend to make waves.

But we do want to make sure that the Assembly's well represented as a separate branch of government. And that's what I was saying to someone before the meeting; one of my biggest concerns is the attempt to subjugate or oversee a separate branch of government, and I'm not interested in letting that happen.

So, yes, Delegate Potash.

Delegate POTASH: So, thank you, Madam Speaker. I first wanted to say that I appreciate the Clerk's attention to me making this process extremely smooth. And I just want to publicly thank Clerk O'Connell for making the transition into the Assembly very pleasant and very easy and that's one thing.

And then my other question -- my other -- actually, my question is where do the committees meet and when? Because before we sign up for them, I thought it would be important to know that.

Speaker MCAULIFFE: It used to be that the committees would meet on Wednesdays, sometimes non-meeting days but there was an attempt to make it on meeting days and it would be before the Assembly meetings. So 1, 2, 3, 4 depending on what was going on. And typically the committee work was one or two departments or sometimes three and you could sometimes meet a second time if you didn't get all the information you needed. And then you would come together in a final meeting with the Assembly, present your recommendations, and then go forward.

So that won't occur right now, so I don't anticipate that subcommittees or, excuse me, that committees will be meeting outside of the Assembly at this point. So for this year, I would say that our meetings will be at 4 but you may plan on them going longer than 6 o'clock, which is typically when I wrap things up.

There may be a need to put in an extra meeting at some point if we can't fit everything in or if we run up against deadlines.

So in terms of committee meetings, chances are that they will be not used as they have in the past. The other reason there were committees was a lot of times if an ordinance came in, it would be reviewed by a committee and then a hearing held by a committee, and then that recommendation brought to the Assembly for a vote.

We haven't done that too much this last year. Most of the hearings have been before the full Assembly, not done in the committees. So I guess this year will be a different year. So if you sign up for a committee or you nominate a committee that you want to be on, you are doing it based on interest or expertise or something that, you know, that you thought -- that you think you might want to participate in. But, realistically, the logistics are I'm not sure a committee will meet this year. We'll see. I mean that's the way I see it unless anyone else sees it differently.

Delegate POTASH: Thank you.

Speaker MCAULIFFE: Okay. I'll take a motion.

Delegate MCCUTCHEON: Motion to adjourn.

Deputy Speaker MORAN: Second.

Speaker MCAULIFFE: All in favor? Aye. Okay. We are adjourned.

Whereupon, it was moved and seconded to adjourn the Assembly of Delegates at 5:31p.m.

Submitted by:

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

List of materials used at the meeting:

- **Business Calendar of 1/2/19**
- **Unapproved Journal of Proceedings of 12/19/18**
- **Public Hearing Notice for Proposed Ordinance 18-13**
- **Proposed Ordinance 18-13**
- **Cape Cod Commission Executive Summary and handouts related to Proposed Ordinance 18-13**