

# BARNSTABLE COUNTY

In the Year Nineteen Hundred and Ninety

## Ordinance 90 - 6 -- EMERGENCY

To make supplemental appropriations to the County's operating budget for Fiscal Year 1990 for purposes of implementing provisions of the Cape Cod Commission Act including operation and maintenance of the Cape Cod Commission.

### *Emergency Preamble*

*WHEREAS, on March 27, 1990, the voters of Barnstable County approved the Cape Cod Commission Act, Chapter 716 of the Massachusetts Acts of 1989;*

*WHEREAS, Section 18 of said Chapter 716, as amended by Chapter 2 of the Massachusetts Acts of 1990, requires that a budget proposal be submitted in accordance with Barnstable County's emergency administrative and budgetary procedures no later than forty-five days following an affirmative vote in the special election referred to in Section 21 of said Chapter 716 as so amended;*

*WHEREAS, additional funding is required to support the activities of the Cape Cod Commission for the remainder of the Fiscal Year 1990 in addition to the unexpended balance of the appropriations for the Cape Cod Planning and Economic Development Commission for Fiscal Year 1990 which has been transferred to the Cape Cod Commission as required by Section 20 (e) of said Chapter 716 as so amended;*

*WHEREAS, in accordance with Section 3(e) of said Chapter 716, the Cape Cod Commission's initial meeting shall be held within thirty days of the effective date of said Chapter 716;*

*WHEREAS, in accordance with Section 13(a) of said Chapter 716, the time limits for processing referrals of developments of regional impact begin on the date of the first meeting of the Cape Cod Commission;*

*WHEREAS, staff is required to begin the timely review of referrals of developments of regional impact;*

*WHEREAS, office space and equipment are needed for the Cape Cod Commission's review process to go forward; and*

*WHEREAS, delay in having staff to implement the actions required of the Cape Cod Commission will have a generally negative impact on property values by creating an extended period of uncertainty and the potential of a failure to meet deadlines required by said Chapter 716;*

*NOW THEREFORE, Barnstable County hereby declares that an emergency exists, and, as an emergency ordinance under Section 2-9 of the Barnstable County Home Rule Charter,;*

Barnstable County ordains:

Section 1. To provide supplemental funds for the operation and maintenance of the Cape Cod Commission for the fiscal year ending June thirtieth, nineteen hundred and ninety, the sums set forth in section two are hereby appropriated for the several purposes and subject to the conditions herein set forth and subject to provisions of law regulating the disbursement of public funds.

**Barnstable County Ordinance No. 6 (1990 Session) -- EMERGENCY**

Section 2.

<u>Budget Item</u>	<u>Department or Function</u>	<u>Group</u>	<u>\$ Amount</u>
19-90	Cape Cod Commission	1	63,276
		2	96,500
		3	3,500
		4	8,700
		5	101,990
		6	Nil
<b>Budget Item 19-90 \$ Total</b>			<b>\$ 273,966</b>

Section 3. Appropriations shown according to numbered groups are made for expenditure for general purposes as follows:

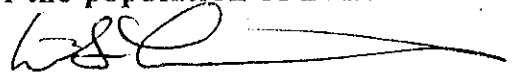
- Group 1 - for salaries and other compensation for personal services;
- Group 2 - for contractual services;
- Group 3 - for supplies and materials;
- Group 4 - for other current charges and obligations;
- Group 5 - for equipment; and
- Group 6 - for capital structures and improvements.

Funds appropriated in any group other than group 6 may be transferred to another group within the same Budget Item with the written approval of the Board of County Commissioners or its designee.

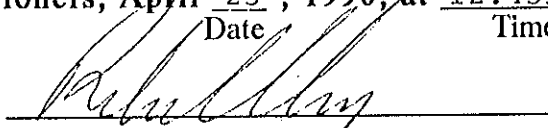
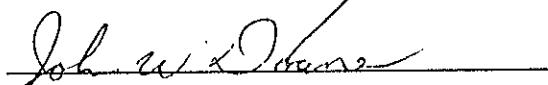
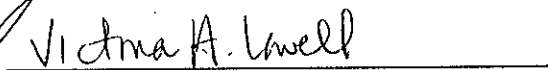
Section 4. Except as permitted by Section 6 of Barnstable County Ordinance 89-9, no liability in excess of the combined total appropriations provided for Budget Item 19-90 in this ordinance and for Budget Item 19 in said Ordinance 89-9 shall be incurred by any official of the County except in cases of emergency and then only upon the prior written approval of the Board of County Commissioners. The amount and circumstances of any such excess liability approved by the Board of County Commissioners shall be reported to the Assembly of Delegates not later than its second regular meeting following such approval.

Section 5. This emergency ordinance shall for all purposes conclusively be deemed to have been adopted on May 1, 1990, and, as provided by Section 2-9 of the Barnstable County Home Rule Charter, shall stand repealed on July 1, 1990.

Voted on April 18, 1990, by the Assembly of Delegates by two separate, affirmative votes, one for the emergency preamble and one for the text of this ordinance, of delegates representing more than two-thirds of the population of Barnstable County.

  
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Speaker

Approved by the Board of County Commissioners, April 25, 1990, at 12:45 P.M.  
Date Time

  
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Victoria A. Lowell