



MEETING POSTING

TOWN OF NANTUCKET

Pursuant to MGL Chapter 30A, § 18-25
All meeting **notices and agenda** must be filed and time stamped with the
Town Clerk's Office and posted at least 48 hours prior to the meeting
(excluding Saturdays, Sundays and Holidays)

RECEIVED

2023 FEB 10 PM 02:41
NANTUCKET TOWN CLERK
Posting Number:T 143

Committee/Board/s | SELECT BOARD

Day, Date, and Time | WEDNESDAY, FEBRUARY 15, 2023 AT 5:30 PM

Location / Address | PSF COMMUNITY ROOM, 4 FAIRGROUNDS ROAD AND
REMOTE PARTICIPATION VIA ZOOM WEBINAR

**Signature of Chair or
Authorized Person** | ERIKA MOONEY

WARNING: IF THERE IS NO QUORUM OF MEMBERS PRESENT, OR IF
MEETING POSTING IS NOT IN COMPLIANCE WITH THE OML
STATUTE, NO MEETING MAY BE HELD!

AGENDA

Please list below the topics the chair reasonably anticipates will be discussed at the meeting

YOU TUBE LINK FOR VIEWING ONLY:

https://youtu.be/Bru0kV_0gdA

ZOOM WEBINAR REGISTRATION LINK TO VIRTUALLY ATTEND MEETING:

https://us06web.zoom.us/webinar/register/WN_IrBpZPAeSOmZawXOxK558A

I. CALL TO ORDER

II. SELECT BOARD ACCEPTANCE OF AGENDA

III. ANNOUNCEMENTS

1. The Select Board Meeting is Being Audio/Video Recorded.
2. Town Offices will be Closed Monday, February 20, 2023 in Observance of Presidents' Day.
3. Select Board Announcements/Comments.

IV. FOLLOW-UP ON COMMENTS FROM PRIOR SELECT BOARD MEETINGS

1. Follow-up on Public Comment From February 8, 2023 Board Meeting Regarding Landfill Operations.

V. PUBLIC COMMENT*

VI. NEW BUSINESS*

VII. APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS

1. Approval of Minutes of February 8, 2023 at 5:30 PM.
2. Approval of Treasury Warrants for February 15, 2023.
3. Approval of Pending Contracts for February 15, 2023 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

VIII. CITIZEN/DEPARTMENTAL/COMMITTEE REQUESTS

1. Coastal Resilience Advisory Committee: Quarterly Report.
2. Licensing: Request for Approval and Execution of Alcoholic Beverages Control Commission Charity Wine Permits for Nantucket Wine and Food Festival Events for Various Locations to be Held May 17 - May 21, 2023.

IX. PUBLIC HEARINGS

1. Nantucket Sewer Commission: Public Hearing to Consider Amendments to Nantucket Town Sewer District Pursuant to Section 10 of the Nantucket Sewer Act Regarding Articles 74 and 75 of the 2023 Annual Town Meeting.
2. Public Hearing to Consider a Utility Petition from National Grid/Nantucket Electric Company, Plan #30488676, to Install Approximately 30' of 2-3" Conduits from Handhole 5-1 Across Highland Avenue to Handhole 5-2.
3. Public Hearing to Consider a Utility Petition from National Grid/Nantucket Electric Company, Plan #30465618, to Replace Direct Buried Underground Electric Cables from Pole 53 on Hummock Pond Road Across Intersection at Millbrook Road with Approximately 60' of Cable in Conduit using Directional Drill Method and Installing Pull Boxes.
4. Public Hearing to Consider a Utility Petition from National Grid/Nantucket Electric Company, Plan #30626108, to Install Approximately 110' of 2-3" Conduits from Handhole 51 Across Tom Nevers Road to Handhole 51-1 near 105-107 Tom Nevers Road.
5. Public Hearing to Consider a Utility Petition from Verizon New England Inc., Plan #MA2022-39 to Place One New 4" Conduit Approximately 453' Along Madaket Road, Beginning at Existing Manhole (MH3138) Westerly to Proposed Manhole (MH3138-1) and Manhole (MH3138-2), then across Madaket Road to Existing Pole 48, for Service to 262 Madaket Road.
6. Public Hearing to Consider Application for Alteration of Premises of Annual All-Alcoholic Beverages Restaurant License for Lola 41 Restaurant Nantucket, LLC dba Lola 41, Joseph Burgess, Manager, for Premises Located at 15 South Beach Street.
7. Public Hearing to Consider Application for Transfer of Annual Common Victualler with All-Alcoholic Beverages Club License from NGM, Inc. dba Miacomet Golf to Nantucket Islands Land Bank, Sean D. Oberly, Manager, for Premises Located at 12 W. Miacomet Road, with Addition of Management Agreement to Operate the Premises with NGM, Inc.; Change of License Type from Club to Restaurant; Alteration of Premises to Include Service on Golf Course; and Updated Premise Description for New Clubhouse Area.

8. Public Hearing to Consider Application for Transfer of Seasonal Wine and Malt Beverages General On-Premises License from NGM, Inc. dba Siasconset Golf, to Nantucket Islands Land Bank, Sean D. Oberly, Manager, for Premises Located at 260 Milestone Road, with Addition of Management Agreement to Operate the Premises with NGM, Inc.
9. Public Hearing to Consider Application for New Common Victualler with Seasonal All-Alcoholic Beverages Restaurant License for LH Manager Northeast, LLC dba The Pearl and Boarding House, Abigail Ayre, Manager, for Premises Located at 12 Federal Street; Request for Determination that the Premises Licensed to Sell Alcoholic Beverages is Not Detrimental to the Spiritual Activities of a Church Pursuant to Section 16C of MGL Chapter 138.
10. Public Hearing to Consider Application for New Non-Live Entertainment License for LH Manager Northeast, LLC dba The Pearl and Boarding House, Abigail Ayre, Manager, for Premises Located at 12 Federal Street.

X. TOWN MANAGER'S REPORT

1. Update: Proposed Independent Review of Historic District Commission Operations.

XI. SELECT BOARD'S REPORTS/COMMENT

1. Request for Endorsement of Timeline for November 7, 2023 Special Town Meeting.
2. Committee Reports.

XII. ADJOURNMENT

****Identified on Agenda Protocol Sheet***

EXHIBIT 1
AGREEMENTS TO BE EXECUTED BY TOWN MANAGER
UNLESS RESOLUTION OF DISAPPROVAL BY SELECT BOARD
February 15, 2023

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Amendment to Professional Service Agreement	Town Administration	Consensus Building Institute, Inc	Add \$40,000 to the original contract amount of \$70,000 for a new contract total of \$110,000.	Amend contract for Short-term Rental Work Group facilitation services for additional process support	Town Administration Budget	August 17, 2022 - August 16, 2023
License Agreement	Town Administration	National Grid	\$17,500	Use of NGrid Candle Street Parking Lot for valet parking and daily luggage/parcel storage for 2023	Pass-through: will paid by valet parking vendor	May 15, 2023 - September 30, 2023 & December 1 - December 3, 2023
License Agreement	Town Administration	Mass Park, Inc. d/b/a Valet Park of America	(\$17,500)	Payment to the Town for use of the NGrid Candle Street Parking Lot for valet parking and daily luggage/parcel storage	N/A	May 15, 2023 - September 30, 2023, & December 1 - December 3, 2023, 20
Grant Agreement	Culture & Tourism	Massachusetts Cultural Council	(\$6,350)	Cultural sector recovery grant: to plan publicly available cultural activity that focuses on education, arts, conservation, and preservation of our sense of community	Massachusetts Cultural Council - Cultural District Grant	July 1, 2022 - June 30, 2023
Professional Service Agreement	Human Resources	Clear Track HR	N/A	Dependent Verification/Audit Services	N/A	February 15, 2023 - February 14, 2024
Purchase Agreement	Information Technology	ESRI, Inc	\$ 15,630	Renewal of ArcGIS Mapping Software for 2023	IT Budget	February 15, 2023 - February 14, 2024

Amendment to Professional Service Agreement	Our Island Home	Cross Country Staffing, Inc.	Add \$100,000 to the original contract amount of \$400,000 for a new contract total of \$500,000	Increase contract for travel nurses (RNs and LPNs) for OIH to cover expected cost through the term of the contract	OIH Budget	July 1, 2021 - June 30, 2024
Lease Agreement	Parks & Recreation/ Town Administration	Ryan Fitch d/b/a Sea Nantucket LLC	(\$105,126.57)	5-Year Lease for Francis Street Beach Kayak Concession	N/A	March 1, 2023 - November 31, 2027
Grant Agreement	Planning/Transportation	Massachusetts Department of Transportation	(\$500,000)	Grant for work to be conducted by Nantucket through Mass DOT's Complete Streets Funding Program for Williams Street - Pleasant Street - Sparks Ave sidewalk project	Massachusetts Department of Transportation	February 15, 2023 - December 31, 2024
Purchase Agreement	Sewer	Aerzen USA, Inc	\$18,100	Purchase of replacement Blower Stack for Surfside WWTF - Building 5	Sewer Budget	February 15, 2023 - February 14, 2024

SELECT BOARD AGENDA PROTOCOL:

Roberts Rules: The Select Board follows Roberts Rules of Order to govern its meetings as per the Town Code Charter.

Public Comment: Public Comment is to bring matters of public interest to the attention of the Board. The Board welcomes concise statements on matters that are within the purview of the Select Board. At the Board's discretion, matters raised under Public Comment may be directed to Town Administration or may be placed on a future agenda, allowing all viewpoints to be represented before the Board takes action, if any. Except in emergencies, the Board will not normally take any other action on Public Comment in its sole discretion.

To facilitate that any individual who wishes to provide Public Comment has the opportunity and to ensure the ability of the Board to conduct its business in an orderly fashion, the following rules and procedures are adopted consistent with state and federal free speech laws:

- The agenda for regular Select Board meetings will include a Public Comment period at the beginning of the meeting unless there is more urgent business for the Board to take up first. This time is reserved for speakers to address the Board on matters that are not related to any other Agenda item. If a speaker wishes to address the Board on a matter that is related to another Agenda item, the Chair will accept public comment when that Agenda item is reached during the meeting.
- All speakers are encouraged to present their remarks in a respectful manner.
- All remarks will be addressed through the Chair of the meeting.
- The Chair of the meeting may not interrupt speakers who have been recognized to speak, except that the Chair reserves the right to terminate speech which is not constitutionally protected because it constitutes true threats, incitement to imminent lawless conduct, comments that were found by a court of law to be defamatory, and/or sexually explicit comments made to appeal to prurient interests. Verbal comments may also be curtailed if they exceed three (3) minutes and to the extent they exceed the scope of the Board's authority.

Disclaimer: Public Comment is not a time for debate or response to comments by the Board. Comments made during the Public Comment period do not reflect the views or positions of the Board. Because of constitutional free speech principles, the Board does not have authority to prevent all speech that may be upsetting and/or offensive made during the Public Comment period.

New Business: For topics not reasonably anticipated by the Chair 48 hours in advance of the meeting may be brought up for discussion in accordance with the Open Meeting Law.

Public Participation: The Board welcomes valuable input from the public at appropriate times during the meeting with recognition from the Chair at his/her sole discretion. For appropriate agenda items, the Chair will introduce the item and take public input. Individual Board Members may have questions on the clarity of the information presented. The Board will hear any staff input and then deliberate on a course of action.

Select Board Report and Comment: Individual Board Members may have matters to bring to the attention of the Board during a meeting. If the matter contemplates action by the Board, Board Members will consult with the Chair and/or Town Manager in advance and provide any needed information by the Thursday before the meeting and/or schedule the matter for a future Board meeting. Otherwise, except in emergencies, the Board will not normally take action on Select Board Comment.

Approved on February 17, 2021