



# AMENDED MEETING POSTING

Original posting date: 2/18/2022 Original Posting # T 175

## 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

2022 FEB 18 PM 03:45  
NANTUCKET TOWN CLERK  
Posting Number:T 179

Committee/Board/s | SELECT BOARD

Day, Date, and Time | WEDNESDAY, FEBRUARY 23, 2022 AT 5:30 PM

Location / Address | REMOTE PARTICIPATION VIA ZOOM WEBINAR

Information on viewing the meeting can be found at <https://www.nantucket-ma.gov/138/Boards-Commissions-Committees>

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:

<https://youtu.be/GTXxMbecb3g>

#### ZOOM WEBINAR REGISTRATION LINK TO VIRTUALLY ATTEND MEETING:

[https://us06web.zoom.us/webinar/register/WN\\_dm04LwJRTQSp7QkzcTv1GA](https://us06web.zoom.us/webinar/register/WN_dm04LwJRTQSp7QkzcTv1GA)

***I. CALL TO ORDER***

***II. SELECT BOARD ACCEPTANCE OF AGENDA***

***III. ANNOUNCEMENTS***

1. The Select Board Meeting is Being Audio/Video Recorded.
2. The Select Board is Accepting Applications to Fill a Vacant Alternate Seat on the Planning Board; Applications are Due at Noon on Friday, February 25, 2022, for Select Board Meeting on Wednesday, March 23, 2022 where Applicants can Review Applications, Pursuant to Select Board Committee Appointment Policy; An Appointment will be Made at the March 23 Select Board Meeting.
3. Legislative Update with Representative Dylan Fernandes and Senator Julian Cyr.
4. No Select Board Meeting on Wednesday, March 2, 2022; Next Meeting to be Held on Wednesday, March 9, 2022.

5. Select Board Announcements/Comments.

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

**V. PUBLIC COMMENT\***

**VI. COVID-19 UPDATE**

1. Public Health Department Update.

**VII. NEW BUSINESS\***

**VIII. APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS**

1. Approval of Minutes of February 16, 2022 at 5:30 PM.
2. Approval of Payroll Warrants for February 20, 2022.
3. Approval of Treasury Warrants for February 23, 2022.
4. Approval of Pending Contracts for February 23, 2022 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

**IX. CONSENT ITEMS**

1. Gift Acceptance: Natural Resources Department.

**X. CITIZEN/DEPARTMENTAL/COMMITTEE REQUESTS**

1. Nantucket Island Chamber of Commerce:
  - a) Request for Approval and Execution of MassDOT Event Notification Form for Daffodil Parade and Sconset Tailgate Picnic to be Held Saturday, April 23, 2022.
  - b) Annual Request for Waiver of Chapter 54(1)(c) (Alcoholic Beverages) of the Code of the Town of Nantucket for Daffodil Festival Tailgate Picnic in Sconset.
2. Semester Cinema: Requests Regarding "Lost Nation" Film Production Scheduled to Take Place on Nantucket from March 14, 2022 to April 8, 2022:
  - a) Permission to Film on Town-Owned Property and Approval of Various Street and Sidewalk Blockings;
  - b) Waivers of Town Noise Bylaw for Multiple Dates, Time and Locations;
  - c) Approval of Film Permit.

**XI. REAL ESTATE MATTERS**

1. Request for Approval and Execution of Purchase and Sale Agreement for Two Parcels Known as 10 Washington Street, Shown as Lot 2 on Plan of Land Entitled "Plan of Land Prepared for Dorothy Leichter," Dated October 3, 1984 and Recorded in Plan File 2-E with Nantucket County Registry of Deeds, and 12 Washington Street, Shown on Plan of Land Entitled "Plan of Land in Nantucket, Massachusetts, drawn by Schofield Brothers, Inc.," Dated January 29, 1969.

- ~~2. Request for Acceptance and Execution of Grant of Easement from Richard P. Beaudette, Trustee of the 14 Easy Street Condominiums Trust for a Certain Non-Exclusive Public Pedestrian Easement in Order to Satisfy the Public Purpose Requirements by the Massachusetts Department of Environmental Protection for the Issuance of a Chapter 91 License on the 14 Easy Street Property.~~

***XII. PUBLIC HEARINGS***

1. Public Hearing to Consider the Taking of Easements in Portions of Hancock Street, Shown as “Easement 1 and Easement 2” on Plan of Land Entitled “Roadway Easement Acquisition Plan, Hancock Street in Nantucket, Massachusetts,” Dated October 26, 2021, Prepared by Earle & Sullivan, Inc., for the Purposes of Public Way, Drainage, and/or General Municipal Purposes and for Conveyance of the Fee Title or Lesser Interests, Together with any Public and Private Rights of Passage, Pursuant to MGL Chapter 79, or Otherwise and Vote on Article 104 of 2021 Annual Town Meeting.
2. Public Hearing to Consider the Taking of Portions of Cherry Street, Shown as “Parcel A and Parcel B” on Plan of Land Entitled “Taking and Disposition Plan of Land in Nantucket, MA, Prepared for Town of Nantucket,” Dated October 28, 2021, Prepared by Blackwell & Associates, Inc. and Recorded at Nantucket County Registry of Deeds as Plan No. 2021-77, for the Purposes of Public Access, and/or General Municipal Purposes, Together with any Public and Private Rights of Passage, Pursuant to MGL Chapter 79, or Otherwise, and Vote on Article 109 of 2020 Annual Town Meeting.

***XIII. TOWN MANAGER'S REPORT***

1. FY 2022 Second Quarter Budget Reports: General Fund, Our Island Home Enterprise Fund, Solid Waste Enterprise Fund.
2. Review of Revisions to Committee Handbook.
3. Monthly Town Management Report.

***XIV. SELECT BOARD'S REPORTS/COMMENT***

1. Discussion Regarding Potential Select Board Comments on Article 39 (Bylaw: Short-term Rentals); Article 42 (Zoning: Short-term Rentals).
2. Committee Reports.

***XV. ADJOURNMENT***

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

**EXHIBIT 1**  
**AGREEMENTS TO BE EXECUTED BY TOWN MANAGER**  
**UNLESS RESOLUTION OF DISAPPROVAL BY SELECT BOARD**  
**February 23, 2022**

<b>Type of Agreement/Description</b>	<b>Department</b>	<b>With</b>	<b>Amount</b>	<b>Other Information</b>	<b>Source of Funding</b>	<b>Term</b>
Purchase Agreement	Fire	Rosenbauer Minnesota, LLC	\$625,130	Purchase of new fire engine	Article 10/2021 ATM	February 1, 2022 - July 1, 2022
Professional Service Agreement	Our Island Home	Complete Staffing Solutions	\$250,000	2 temporary full-time RNs for Our Island Home	OIH Budget	February 9, 2022 - June 30, 2022

## **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*