



# AMENDED MEETING POSTING

Original posting date: 5/15/2020 Original Posting # T 1652

## 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**

2020 MAY 18 PM 02:41  
NANTUCKET TOWN CLERK  
Posting Number:T 1659

<b>Committee/Board/s</b>	SELECT BOARD
<b>Day, Date, and Time</b>	WEDNESDAY, MAY 20, 2020 AT 5:00 PM
<b>Location / Address</b>	REMOTE PARTICIPATION VIA ZOOM AND YOU TUBE Pursuant to Governor Baker's March 12, 2020 Order Regarding Open Meeting Law (Attached)  Information on viewing the meeting can be found at <a href="https://www.nantucket-ma.gov/138/Boards-Commissions-Committees">https://www.nantucket-ma.gov/138/Boards-Commissions-Committees</a>
<b>Signature of Chair or Authorized Person</b>	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/fRaalOQiLac>

- I. **CALL TO ORDER**
- II. **SELECT BOARD ACCEPTANCE OF AGENDA**
- III. **ANNOUNCEMENTS**
  1. The Select Board Meeting is Being Audio/Video Recorded.
  2. Department of Public Works: May 17 - 23, 2020 National Public Works Week Proclamation.
  3. Census Complete Count Committee Notice: 2020 Census is Ongoing and of Vital Importance to Nantucket.
  4. 2020 Committee/Board/Commission Vacancies.
- IV. **COVID-19 WEEKLY UPDATE**
  1. Select Board Comments/Questions  
- Public Comment

2. **Legislative Update on State Reopening.**
3. Update from State's Reopening Advisory Board Local Member.
4. Report from Nantucket Cottage Hospital (NCH President/CEO; Medical Director)
  - Select Board Comments/Questions
  - Public Comment
5. Emergency Orders - Status
  - Local No. 1 - Temporary Moratorium on Construction/Board of Health 3/30/2020 Supplemental Emergency Order, Amended 4/2/2020
  - Local No. 2 - Personal Care Services
  - Local No. 3 (expired)
  - Local No. 4 - Recreational Shellfish License Extension
  - Local No. 5 - Construction Phased Work Plan
  - Local No. 6 - Landscaping Phased Work Plan
  - Local No. 7 - Essential Worker Mask
  - Local No. 8 - Phase II Construction Back to Work Plan and Associated Construction Guidelines
  - Local No. 9 - Phase II Landscaping Back to Work Plan
  - State Stay at Home/Other Emergency Order(s) - Status
  - Select Board Comments/Questions
  - Public Comment
6. Economic Recovery Task Force Update
  - Select Board Comments/Questions
  - Public Comment
7. Public Information and Town Services Update
  - Outreach update
  - Dedicated email [covid19@police.nantucket-ma.gov](mailto:covid19@police.nantucket-ma.gov)
  - Dedicated phone line 508-325-4111
  - Town offices/public closure status
  - Select Board Comments/Questions
  - Public Comment

***V. PUBLIC COMMENT\* FOR ITEMS NOT RELATED TO COVID-19 OR OTHER AGENDA ITEMS***

***VI. NEW BUSINESS\****

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

1. Approval of Minutes of April 15, 2020 at 6:00 PM (Tabled from May 13, 2020).
2. Approval of Payroll Warrants for May 17, 2020.
3. Approval of Treasury Warrants for May 20, 2020.

4. Approval of Pending Contracts from May 20, 2020 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

***VIII. PUBLIC HEARINGS***

1. Public Hearing to Consider Revisions to Chapter 336, Sewer Regulations (Formerly Chapter 200) Pursuant to Chapter 396 of the Acts of 2008 (Nantucket Sewer Act), Section 9.

***IX. TOWN MANAGER'S REPORT***

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

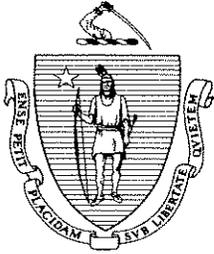
1. Discussion/Action Regarding Rescheduling 2020 Annual Town Meeting (Continued from May 12, 2020).
2. Discussion Regarding Development of System to Track COVID19-related Metrics.
3. Discussion Regarding Potential Additional License/Permit Fee Relief for Businesses/Residents.
4. Committee Reports.

***XI. ADJOURNMENT***

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

**EXHIBIT 1**  
**AGREEMENTS TO BE EXECUTED BY TOWN MANAGER**  
**UNLESS RESOLUTION OF DISAPPROVAL BY SELECT BOARD**  
**May 20, 2020**

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Professional Service Agreement	DPW	Nantucket Septic, Inc.	\$209,045	Contract for 3-year supply & service of portable toilets & related septic service for public beaches	Facilities Budget	March 11, 2020 - March 10, 2023
Professional Service Agreement	DPW	Dagle Electrical Construction Corp.	\$123,480	Contract for supply & installation of traffic count & classification station at Goose Pond Ln. & Orange St.	A10/2019 ATM	May 20, 2020 - June 30, 2023



OFFICE OF THE GOVERNOR  
**COMMONWEALTH OF MASSACHUSETTS**  
STATE HOUSE • BOSTON, MA 02133  
(617) 725-4000

**CHARLES D. BAKER**  
GOVERNOR

**KARYN E. POLITO**  
LIEUTENANT GOVERNOR

**ORDER SUSPENDING CERTAIN PROVISIONS  
OF THE OPEN MEETING LAW, G. L. c. 30A, § 20**

**WHEREAS**, on March 10, 2020, I, Charles D. Baker, Governor of the Commonwealth of Massachusetts, acting pursuant to the powers provided by Chapter 639 of the Acts of 1950 and Section 2A of Chapter 17 of the General Laws, declared that there now exists in the Commonwealth of Massachusetts a state of emergency due to the outbreak of the 2019 novel Coronavirus (“COVID-19”); and

**WHEREAS**, many important functions of State and Local Government are executed by “public bodies,” as that term is defined in G. L. c. 30A, § 18, in meetings that are open to the public, consistent with the requirements of law and sound public policy and in order to ensure active public engagement with, contribution to, and oversight of the functions of government; and

**WHEREAS**, both the Federal Centers for Disease Control and Prevention (“CDC”) and the Massachusetts Department of Public Health (“DPH”) have advised residents to take extra measures to put distance between themselves and other people to further reduce the risk of being exposed to COVID-19. Additionally, the CDC and DPH have advised high-risk individuals, including people over the age of 60, anyone with underlying health conditions or a weakened immune system, and pregnant women, to avoid large gatherings.

**WHEREAS**, sections 7, 8, and 8A of Chapter 639 of the Acts of 1950 authorize the Governor, during the effective period of a declared emergency, to exercise authority over public assemblages as necessary to protect the health and safety of persons; and

**WHEREAS**, low-cost telephone, social media, and other internet-based technologies are currently available that will permit the convening of a public body through virtual means and allow real-time public access to the activities of the public body; and

**WHEREAS** section 20 of chapter 30A and implementing regulations issued by the Attorney General currently authorize remote participation by members of a public body, subject to certain limitations;

**NOW THEREFORE**, I hereby order the following:

(1) A public body, as defined in section 18 of chapter 30A of the General Laws, is hereby relieved from the requirement of section 20 of chapter 30A that it conduct its meetings in a public place that is open and physically accessible to the public, provided that the public body makes provision to ensure public access to the deliberations of the public body for interested members of the public through adequate, alternative means.

Adequate, alternative means of public access shall mean measures that provide transparency and permit timely and effective public access to the deliberations of the public body. Such means may include, without limitation, providing public access through telephone, internet, or satellite enabled audio or video conferencing or any other technology that enables the public to clearly follow the proceedings of the public body while those activities are occurring. Where allowance for active, real-time participation by members of the public is a specific requirement of a general or special law or regulation, or a local ordinance or by-law, pursuant to which the proceeding is conducted, any alternative means of public access must provide for such participation.

A municipal public body that for reasons of economic hardship and despite best efforts is unable to provide alternative means of public access that will enable the public to follow the proceedings of the municipal public body as those activities are occurring in real time may instead post on its municipal website a full and complete transcript, recording, or other comprehensive record of the proceedings as soon as practicable upon conclusion of the proceedings. This paragraph shall not apply to proceedings that are conducted pursuant to a general or special law or regulation, or a local ordinance or by-law, that requires allowance for active participation by members of the public.

A public body must offer its selected alternative means of access to its proceedings without subscription, toll, or similar charge to the public.

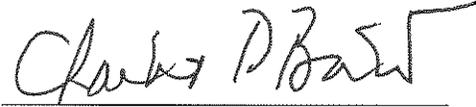
(2) Public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body. The requirement that a quorum of the body and the chair be physically present at a specified meeting location, as provided in G. L. c. 30A, § 20(d) and in 940 CMR 29.10(4)(b), is hereby suspended.

(3) A public body that elects to conduct its proceedings under the relief provided in sections (1) or (2) above shall ensure that any party entitled or required to appear before it shall be able to do so through remote means, as if the party were a member of the public body and participating remotely as provided in section (2).

(4) All other provisions of sections 18 to 25 of chapter 30A and the Attorney General's implementing regulations shall otherwise remain unchanged and fully applicable to the activities of public bodies.

This Order is effective immediately and shall remain in effect until rescinded or until the State of Emergency is terminated, whichever happens first.

Given in Boston at 6:40 PM this 12th day of  
March, two thousand and twenty.

A handwritten signature in cursive script, reading "Charles D. Baker". The signature is written in dark ink and is positioned above a horizontal line.

CHARLES D. BAKER  
GOVERNOR  
Commonwealth of Massachusetts