



AMENDED MEETING POSTING

Original posting date: 5/29/2020 Original Posting # T 1675

Amended posting date: 6/1/2020 Amended posting # T 1679

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 JUN 02 PM 12:20
NANTUCKET TOWN CLERK
Posting Number:T 1682

Committee/Board/s | SELECT BOARD

Day, Date, and Time | WEDNESDAY, JUNE 3, 2020 AT 5:00 PM

Location / Address | 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 <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/djSfxGUHGgc>

I. CALL TO ORDER

II. SELECT BOARD ACCEPTANCE OF AGENDA

III. ANNOUNCEMENTS

1. The Select Board Meeting is Being Audio/Video Recorded.
2. Census Complete Count Committee Notice: 2020 Census is Ongoing and of Vital Importance to Nantucket.
3. Annual Town Election is Tuesday, June 16, 2020 - Polls Open from 7:00 AM to 8:00 PM at Nantucket High School.
4. 2020 Annual Town Meeting is Thursday, June 25, 2020 at 5:00 PM at Nantucket High School; Pre-Annual Town Meeting Forum No. 1 is Tuesday, June 9, 2020 at 5:00 PM via Zoom Webinar; Pre-Annual Town Meeting Forum No. 2 is Thursday, June 18, 2020 at 5:00 PM via Zoom Webinar.

5. Discussion Regarding Nantucket Black Lives Matter Protest held Monday, June 1, 2020.

IV. COVID-19 WEEKLY UPDATE

1. Select Board Comments/Questions
- Public Comment
2. Report from Nantucket Cottage Hospital (NCH President/CEO; Medical Director)
- Select Board Comments/Questions
- Public Comment
3. Emergency Orders - Status
- Local Board of Health Order No. 10 (Limitation as to Number of Workers at Construction and Landscaping Sites; Curbside Delivery Only for all Food Service Establishments)
- State Phased Reopening of Workplaces and Imposing Workplace Safety Measures/Safer-at-Home Advisory/Other Emergency Order(s) - Status
- Select Board Comments/Questions
- Public Comment
4. Economic Recovery Task Force Recommendations Update
- Select Board Comments/Questions
- Public Comment
5. Public Information and Town Services Update
- Outreach update
- Dedicated email 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 WARRANTS AND PENDING CONTRACTS

1. Approval of Payroll Warrants for May 31, 2020.
2. Approval of Treasury Warrants for June 3, 2020.
2. Approval of Pending Contracts from June 3, 2020 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

VIII. CONSENT ITEMS

1. Gift Acceptance: Our Island Home; Human Services (Saltmarsh Senior Center).

IX. PUBLIC HEARINGS I

1. Public Hearing to Consider Applications for Nantucket Affordable Housing Trust, Nantucket Historical Commission, Nantucket Historical Commission Alternate, Planning Board Alternate, Real Estate Assessment Committee, Roads and Right-of-Way Committee, Scholarship Committee, Tree Advisory Committee, Zoning Board of Appeals and Zoning Board of Appeals Alternate.

X. TOWN MANAGER'S REPORT

1. Update Regarding Beaches - 2020 Season/COVID-19 Safety Protocols.
2. Discussion Regarding 2020 Annual Town Election Ballot Questions/Annual Town Meeting Warrant Articles (continued from May 27, 2020).
3. Status as to Resuming Non-regulatory (Remote) Committee/Board/Commission Meetings.
4. Discussion Regarding Modular Housing Moves and Whether to Allow them Between June 15 and September 15.

XI. SELECT BOARD'S REPORTS/COMMENT

1. Committee Reports.

XII. PUBLIC HEARINGS II

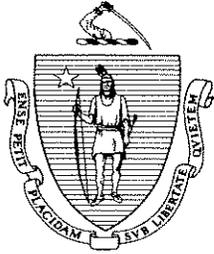
1. Public Hearing to Consider the Appeal of Lydia Denney Palmer LLC of Historic District Commission Approval of Certificate of Appropriateness No. 72738 for an Addition, Regarding Property Located at 112 Wauwinet Road, Map 11, Parcel 20 (Continued from January 15, 2020; February 5, 2020; April 1, 2020; May 13, 2020).

XIII. ADJOURNMENT

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

EXHIBIT 1
AGREEMENTS TO BE EXECUTED BY TOWN MANAGER
UNLESS RESOLUTION OF DISAPPROVAL BY SELECT BOARD
June 3, 2020

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Purchase Agreement	Sewer	J.F. McDermott Corp.	\$206,000	Contract for purchase of replacement rodding truck	Article 12/2019 ATM	June 3, 2020 - June 30, 2021
Purchase Agreement	Sewer	Air Energy Group, LLC.	\$18,000	Contract for purchase of replacement air compressor for advanced treatment building at Surfside WWTF	Sewer Dept. Budget	June 3, 2020 - June 30, 2021
Professional Service Agreement	Public Works	SMRT, Inc.	Add \$250,000 to original contract amount of \$250,000 for new contract total of \$500,000	Add additional funding to contract for on-call architecture & engineering services to allow for continuation of various projects	Various Capital Articles	June 3, 2020 - June 30, 2022
Grant Agreement	Select Board	Nantucket Cottage Hospital	TBD	Grant of funds to NCH for PCR testing	Reserve Fund	n/a
Temporary License for Property Use	Select Board	Dreamland	TBD	Drive-in movie program at Nobadeer Farm Playing Fields Parking Area for Summer 2020	n/a	Fall - 2020
Grant Agreement	Airport	MassDOT	(\$28,864)	Grant agreement for purchase of ARFF Foam Cart	n/a	June 3, 2020 - June 30, 2020



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 that reads "Charles D. Baker". The signature is written in dark ink and is positioned above a horizontal line.

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts