



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

2020 AUG 14 PM 02:16
NANTUCKET TOWN CLERK
Posting Number:T 1941

Committee/Board/s	SELECT BOARD
Day, Date, and Time	WEDNESDAY, AUGUST 19, 2020 AT 5:00 PM
Location / Address	REMOTE PARTICIPATION VIA ZOOM WEBINAR 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/Tj8lXmFfUU0>

- 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. No Select Board Meeting on Wednesday, August 26, 2020; Wednesday, September 2, 2020.
- IV. COVID-19 WEEKLY UPDATE***
 1. Select Board Comments/Questions
- Public Comment
 2. Report(s) from Public Health Director:

- COVID19 Case Metrics
- Other
- Select Board Comments/Questions
- Public Comment

3. Report(s) from Licensing Administrator:

- Enforcement
- Other
- Select Board Comments/Questions
- Public Comment

4. Emergency Orders/Board of Health Actions - Status

- Local Board of Health/Select Board Joint Emergency Rule and Order No. 11 (Outdoor Dining at Restaurants)
- Local Board of Health Emergency Order No. 12 (Mandatory Face Covering)
- August 7, 2020 and July 30, 2020 Board of Health Votes Regarding Restaurant/Food Service Establishment Hours and Closures
- Status of Reopening Massachusetts
- Select Board Comments/Questions
- Public Comment

5. Public Information and Town Services Update

- Outreach update
- 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 October 16, 2019 at 6:00 PM; October 23, 2019 at 6:00 PM.
2. Approval of Treasury Warrants for August 19, 2020.
3. Approval of Pending Contracts from August 19, 2020 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

VIII. CONSENT ITEMS

1. Request for Approval of Pledge of License Application for The Restaurant at Easton Street, LLC d/b/a Breeze Bar & Café.

IX. CITIZEN/DEPARTMENT REQUESTS

1. Sandy Pedals Bike Share: Review Status of Proposal; Request for Approval of Locations on Town Property and/or Memorandum of Understanding/License for Use of Town Property (continued from August 5, 2020).

2. Request for Approval and Execution of Documents with Mueller Nantucket Associates LLC:
 - a) Acceptance of Grant of Sewer Easement from Mueller Nantucket Associates LLC, Pursuant to MGL c. 83, §1.
 - b) Sewer Dedication Agreement for Transfer of Mueller Nantucket Associates LLC Sewer Lines in North Mill Street to Town, Pursuant to MGL c. 83, §1 and Chapter 396 of the Acts of 2008 (Sewer Act).
3. Request for Approval and Execution of Land Exchange Agreement with Keep on Trucking LLC/Reis, Pursuant to Vote of Article 100 at 2020 Annual Town Meeting.

X. TOWN MANAGER'S REPORT

1. FY 2020 Fourth Quarter/End of Year Budget Reports: Sewer Enterprise Fund; Wannacomet Water Enterprise Fund; Siasconset Water Enterprise Fund.
2. Information Technology Department Update.
3. Sewer Department: Update Regarding Third Sewer Force Main Project (Sea Street to Surfside Wastewater Treatment Facility).

XI. SELECT BOARD'S REPORTS/COMMENT

1. Review and Potential Adoption of 2021 Annual Town Meeting and Election Dates.
2. Review/Action on Traffic Safety Committee Recommendations:
 - a) Curb Cut at 24 Union Street Resulting in Elimination of One-half On-street Parking Space.
 - b) Curb Cut at 9 West Chester Street Resulting in Elimination of One On-street Parking Space.
 - c) Extend Existing Yellow No Parking Line in Front of 16 Mill Street Five Feet.
 - d) Extend Yellow No Parking Lines along Traders Lane Adjacent to Summer Street Church.
3. Continuation of Discussion/Update as to Racial Equity/Race Relations Task Force/Community Forum.
4. Committee Reports.

XII. ADJOURNMENT

**Identified on Agenda Protocol Sheet*

Select Board Agenda Protocol:

- **Roberts Rules:** *The Select Board follows Roberts Rules of Order to govern its meetings as per the Town Code and Charter.*
- **Public Comment:** *For bringing 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. Except in emergencies, the Board will not normally take any other action on Public Comment. Any personal remarks or interrogation or any matter that appears on the regular agenda are not appropriate for Public Comment.*

Public Comment is not to be used to present charges or complaints against any specifically named individual, public or private; instead, all such charges or complaints should be presented in writing to the Town Manager who can then give notice and an opportunity to be heard to the named individual as per MGL Ch. 39, s 23B.

- **New Business:** *For topics not reasonably anticipated 48 hours in advance of the meeting.*
- **Public Participation:** *The Board welcomes valuable input from the public at appropriate times during the meeting with recognition by the Chair. For appropriate agenda items, the Chair will introduce the item and take public input. Individual Board Members may have questions on the clarity of 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. 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. Otherwise, except in emergencies, the Board will not normally take action on Select Board Comment.*

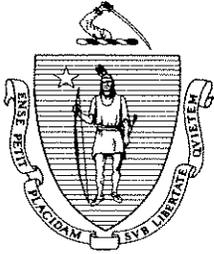
EXHIBIT 1
AGREEMENTS TO BE EXECUTED BY TOWN MANAGER
UNLESS RESOLUTION OF DISAPPROVAL BY SELECT BOARD
August 19, 2020

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	A Safe Place	\$55,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Alliance for Substance Abuse Prevention (ASAP)	\$44,200	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Elder Services of Cape Cod & Islands	\$20,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Health Imperatives	\$75,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Fairwinds	\$116,397.87	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Martha's Vineyard Community Services	\$18,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	South Coastal Legal Services	\$4,500	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Interfaith Council (Rental, Fuel & Food Pantry)	\$70,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Nantucket Cottage Hospital	\$211,123.33	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021

Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Small Friends	\$15,000	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Artists Association	\$18,200	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Town Contracts for Health & Human Services	Town Admin/ Council for Human Services	Cape Mediation	\$2,578.80	Allocation as approved per 2020 Annual Town Meeting	Article 9 2020 ATM \$650,000	July 1, 2020 - June 30, 2021
Grant Agreement	Town Admin/ Community Preservation Committee	St. Paul's Church	\$218,700	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Preservation Trust	\$46,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Maria Mitchell Association	\$319,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Atheneum	\$24,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	First Congregational Church	\$384,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	South Church Preservation Fund	\$220,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Town Assessor's Office	\$121,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Historical Association	\$308,400	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project

Grant Agreement	Town Admin/ Community Preservation Committee	Landmark House/ Nantucket Community Service Inc.	\$96,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Affordable Housing Trust Fund	\$150,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Interfaith Council	\$170,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Town of Nantucket	\$112,000	FY 2021 Community Preservation Act Funding (for Sachem's Path)	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Town of Nantucket	\$350,000	FY 2021 Community Preservation Act Funding (for affordable housing)	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Town of Nantucket	\$125,000	FY 2021 Community Preservation Act Funding (for Nobadeer Fields)	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Nantucket Platform Tennis Association	\$81,000	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Linda Loring Foundation	\$32,850	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Grant Agreement	Town Admin/ Community Preservation Committee	Sustainable Nantucket Community Farm Institute	\$81,427	FY 2021 Community Preservation Act Funding	Article 32 2020 ATM	Length of project
Amendment to Professional Service Agreement	DPW	Plan B. Construction Co.	n/a	Amend existing contract for roof replacement at 38 W. Chester to extend completion date as work was pushed back due to COVID-19	n/a	August 19, 2020 - December 31, 2020
Amendment to Professional Service Agreement	DPW	Stantec Consulting Services, Inc.	Add \$62,000 to original contract amount of	Amend existing contract for sidewalk consulting services to allow for planning and	Article 10/2019 ATM	August 19, 2020 - November 14, 2020

			\$608,400 for new contract total of \$670,400	surveying of additional locations		
Professional Service Agreement	Sewer	Weston & Sampson	\$819,900	Contract for bidding and engineering oversight for Surfside Road area sewer improvements	Article 12/2018 ATM	August 19, 2020 - June 30, 2023
Purchase Agreement	Fire	Sterlington Medical	\$77,696.08	Contract for purchase of two new cardiac monitors/ defibrillators for ALS upgrade	Ambulance Reserve Fund	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$19,712	Contract for HVAC upgrades at Visitor's Services Building and Town Hall	Green Communities State Grant	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$59,632	Contract for installation of electric vehicle charging stations at Public Safety Facility/4 Fairgrounds Rd	Green Communities State Grant	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$30,347	Contract for installation of electric vehicle charging stations at Sea St. Pump Station	Green Communities State Grant & Cape & Islands License Plate Fund	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$28,629	Contract for installation of electric vehicle charging stations at Airport	Green Communities State Grant	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$28,472	Contract for installation of electric vehicle charging stations at 131 Pleasant St.	Green Communities State Grant	August 19, 2020 - June 30, 2021
Professional Service Agreement	Town Admin/ DPW-Facilities	Rise Engineering	\$40,320	Contract for installation of electric vehicle charging stations at Finance Dept. building	Green Communities State Grant	August 19, 2020 - June 30, 2021



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 black ink and is positioned above a horizontal line.

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts