



# 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**

2022 SEP 16 PM 02:19  
NANTUCKET TOWN CLERK  
Posting Number:T 838

**Committee/Board/s** | SELECT BOARD

**Day, Date, and Time** | WEDNESDAY, SEPTEMBER 21, 2022 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/EZAP8r816OE>

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

[https://us06web.zoom.us/webinar/register/WN\\_887x0dFWQSiHhXIPzegTkA](https://us06web.zoom.us/webinar/register/WN_887x0dFWQSiHhXIPzegTkA)

***I. CALL TO ORDER***

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

***III. ANNOUNCEMENTS***

1. The Select Board Meeting is Being Audio/Video Recorded.
2. Sewer Force Main Project Update.
3. DPW: Fall Road Maintenance and Repair.
4. May 6, 2023 Annual Town Meeting:
  - Warrant Opens for Citizen Warrant Article Submittals September 29, 2022 through November 14, 2022 at 4:00 PM.
  - Town Counsel Citizen Warrant Article Consultation Scheduled for Tuesday, October 4, 2022 from 2:00 PM - 4:00 PM; and Wednesday, October 5, 2022 from 9:00 AM - 11:00 AM via Zoom; email [TownManager@nantucket-ma.gov](mailto:TownManager@nantucket-ma.gov) for Zoom Links.
5. Select Board Announcements/Comments.

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

**V. PUBLIC COMMENT\***

**VI. NEW BUSINESS\***

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

1. Approval of Minutes of September 7, 2022 at 5:30 PM, September 14, 2022 at 5:30 PM.
2. Approval of Payroll Warrants for September 18, 2022.
3. Approval of Treasury Warrants for September 21, 2022.
4. Approval of Pending Contracts for September 21, 2022 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

**VIII. CITIZEN/DEPARTMENTAL/COMMITTEE REQUESTS**

1. Applicant Introduction/Review of Applications and Appointments to Short-Term Rental Work Group.
2. Applicant Introduction/Review of Applications and Appointments to Finance Committee.

**IX. PUBLIC HEARINGS**

1. Public Hearing to Consider Application for New Common Victualler License for ShangriLa Kitchen, Bharat Banjara, Manager, for Premises Located at 149 Orange Street.
2. Public Hearing to Consider the Taking of Portions of Folger Road, Shown as Parcels A, B, C, D, E and F on Plan of Land Entitled "Plan to Acquire Land for General Municipal Purposes, Folger Road, Nantucket, Massachusetts, Assessors Map 30" Dated September 22, 2021, Prepared by Site Design Engineering, LLC and Recorded at Nantucket County Registry of Deeds as Plan No. 2021-68, for the Purposes of Public Ways and/or General Municipal Purposes and Conveyance of the Fee Title or Lesser Interests, Together with any Public or Private Rights of Passage, Pursuant to MGL Chapter 79, or Otherwise, and Vote on Article 102 of 2015 Annual Town Meeting.
3. Joint Public Hearing with Board of Health to Consider Adoption of Short-Term Rental Regulations.

**X. TOWN MANAGER'S REPORT**

1. Review of Preliminary FY 2024 General Fund Budget Projections.

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

1. 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**  
**SEPTEMBER 21, 2022**

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Grant Agreement	Natural Resources Department	Dept of Fish & Game, Div. Marine Fisheries	(\$50,000)	Annual grant for shellfish propagation program	Commonwealth of Massachusetts	September 21, 2022 - June 30, 2023
Professional Services Agreement	Sewer Department	Toscana Corporation	Up to \$200,000	General construction and excavation services, as needed	Sewer Budget	September 21, 2022 - September 20, 2025
Professional Services Agreement	Sewer Department	Robert B. Our Co., Inc.	Up to \$200,000	General construction and excavation services, as needed	Sewer Budget	September 21, 2022 - September 20, 2025
Purchase Agreement	Public Works Department	Standard Electric	\$49,176	Purchase of decorative streetlight head replacements	DPW/Street Light Budget	September 21, 2022 - September 20, 2023
Professional Services Agreement	Our Island Home	Visiting Nurse Association of Cape Cod, Inc.	\$10,000	Hospice care services at Our Island Home	OIH Budget	September 21, 2022 - September 20, 2023
Professional Services/Purchase Agreement	Police Department	AXON Enterprises Inc.	\$494,100	Purchase of body cameras, police vehicle cameras and replacement electronic control weapons with integrated cameras	Article 10 2022 ATM	September 21, 2022 - September 20, 2025
Professional Services Agreement	Finance Department	OpenGov Inc.	\$30,959	Addition of procurement and contract management software	Finance Budget	September 21, 2022 - September 20, 2023
Amendment to Professional Services Agreement	Public Works Department	Horticultural Services LLC, d/b/a Landscaping by J. Michael	Add \$23,150 to original contract amount of \$96,420 for new total of \$119,570	Contract extension and associated costs for existing landscape contract	Public Works Budget	July 1, 2022 - December 31, 2022
Amendment to Professional Services Agreement	PLUS	The Public Archeology Laboratory, Inc.	N/A	Contract extension for Island-wide historic properties survey plan	N/A	October 6, 2022 - December 31, 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*