



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 SEP 18 PM 01:56
NANTUCKET TOWN CLERK
Posting Number:T 2049

Committee/Board/s	SELECT BOARD
Day, Date, and Time	WEDNESDAY, SEPTEMBER 23, 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/eFuGKQDr92Y>

- 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, September 30, 2020.
 - 4. April 5, 2021 Annual Town Meeting:
 - Warrant Open for Citizen Warrant Article Submittals from October 1, 2020 through 4:00 PM on November 13, 2020
 - Town Counsel Citizen Warrant Article Consultations: Wednesday, October 14, 2020 from 2:00 PM to 4:00 PM and Thursday, October 15, 2020 from 9:00 AM to 11:00 AM via Zoom - Contact TownManager@nantucket-ma.gov for Zoom links.

IV. COVID-19 WEEKLY UPDATE

1. Select Board Comments/Questions
 - Public Comment

2. Report(s) from Public Health Director and Nantucket Cottage Hospital President:
 - COVID19 Case Metrics
 - Flu Vaccine Update
 - Other
 - Select Board Comments/Questions
 - Public Comment

3. Review Status of Fall/Winter Events/Initiatives, Including:
 - Cobblestones and Cranberries
 - Trunk or Treat (Halloween Event)
 - Tree Lighting
 - Christmas Stroll Week
 - New Year's Eve Fireworks

4. Report(s) from Licensing Administrator:
 - Enforcement - Review of Massachusetts Gatherings Order (COVID-19 Order No. 46).
 - Other
 - Select Board Comments/Questions
 - Public Comment

5. 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

6. 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 Payroll Warrants for September 20, 2020.

2. Approval of Treasury Warrants for September 23, 2020.
3. Approval of Pending Contracts from September 23, 2020 - as Set Forth on the Spreadsheet Identified as Exhibit 1, Which Exhibit is Incorporated Herein by Reference.

VIII. CITIZEN/DEPARTMENT REQUESTS/COMMITTEE REPORTS

1. Historic District Commission Associate Vacancy: Review of Applications; Appointment.
2. Department of Public Works (DPW)/Planning and Land Use Services (PLUS): Request for Approval of Construction of Bicycle Path Improvements at Milestone Rotary and Madaket Road at Eel Point Road.

IX. PUBLIC HEARINGS

1. Public Hearing to Consider Utility Petition from National Grid/Nantucket Electric Company for Plan #28605485 to Install Additional Handhole in Front of Existing Handhole at 44 Center Street to Upgrade Existing Electrical Connectors (Continued from August 12, 2020) - **MATTER WITHDRAWN.**

X. TOWN MANAGER'S REPORT

1. FY 2020 Fourth Quarter/End of Year Budget Reports: General Fund; Our Island Home Enterprise Fund; Solid Waste Enterprise Fund; Airport Enterprise Fund (Tabled from September 9; September 16, 2020).
2. Review of FY 2022 Preliminary General Fund Budget Projections.
3. Review of FY 2022 Preliminary Capital Project Requests.

XI. SELECT BOARD'S REPORTS/COMMENT

1. Discussion/Update as to Diversity, Equity and Inclusion Initiatives.
2. 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.*

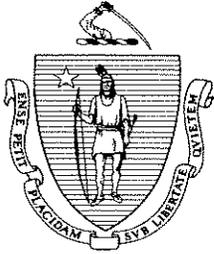
Public Comment is not to be used to present charges or complaints against any specifically named individual, public or private; instead, all such charges or complaints should be presented in writing to the Town Manager who can then give notice and an opportunity to be heard to the named individual as 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
September 23, 2020

Type of Agreement/Description	Department	With	Amount	Other Information	Source of Funding	Term
Grant Agreement	Fire	FEMA	(\$43,175.52)	Grant award for purchase of equipment and payment of overtime for Fire Prevention activities in relation to Generation Safe project	Federal Grant	September 9, 2020 - September 8, 2021
Cooperative Purchasing Agreement	Town-Wide	Sourcewell	n/a	Agreement for TON to join Sourcewell cooperative purchasing agreement for all Town depts. to purchase competitively priced supplies	n/a	September 23, 2020 - June 30, 2023
Professional Service Agreement	Assessor	Vision Government Solutions	\$144,000	Contract for residential property revaluations and data collections	Assessor's Budget	September 23, 2020 - June 30, 2025
Professional Service Agreement	Assessor	KRT Appraisal	\$203,000	Contract for commercial and industrial property revaluations and data collections	Assessor's Budget	September 23, 2020 - June 30, 2025
Professional Service Agreement	IS/GIS	Comm-Tract	\$13,190	Contract for installation and connection of fiber cabling from Goose Pond Ln. traffic station to existing fiber at West Creek/Orange St.	Article 10/2019 ATM	September 23, 2020 - June 30, 2023
Professional Service Agreement	Our Island Home	Cross Country Staffing	\$468,000	Contract for temporary RN/LPN staffing (travel nurses) at OIH due to shortage of full-time nursing staff	OIH Budget	July 1, 2020 - June 30, 2021
Professional Service Agreement	Sewer	Hazen and Sawyer	\$159,517	Contract for design and procurement oversight services for Cato Ln. pump station upgrades	CMOM - Article 12/2020 ATM	September 23, 2020 - June 30, 2023
Professional Service Agreement	Sewer	Hazen and Sawyer	\$461,531	Contract for construction oversight services for annual CMOM sewer repairs	CMOM - Article 12/2020 ATM	September 23, 2020 - June 30, 2023
Professional Service Agreement	Sewer	National Water Main Cleaning Company	\$2,847,976.90	Contract for heavy cleaning of and repairs to sewer lines	CMOM - Article 12/2020 ATM	September 23, 2020 - June 30, 2023

Amendment to Professional Service Agreement	DPW	Plan B Construction Co.	Add \$2,650 to original contract amount of \$48,050 for new contract total of \$50,700	Amend current contract for roof replacement at 38 W. Chester to include additional work and materials - replace deteriorated sheathing	Article 10/2019 ATM	September 23, 2020 - December 30, 2020
Amendment to Professional Service Agreement	DPW	CDM Smith	Add \$105,000 to original contract amount of \$205,000 for new contract total of \$310,000	One-year extension of current contract for landfill environmental monitoring tasks including MassDEP water quality and landfill gas sampling, nitrogen and phosphorus sampling and general consulting and meetings	Solid Waste Budget	September 23, 2020 - June 30, 2021
Amendment to Professional Service Agreement	DPW	Community Data Platforms	n/a	Amend current contract for solid waste and recycling analysis to extend contract end date	n/a	September 23, 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.

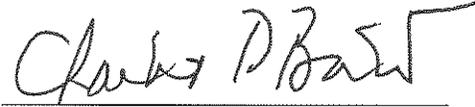
(2) Public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body. The requirement that a quorum of the body and the chair be physically present at a specified meeting location, as provided in G. L. c. 30A, § 20(d) and in 940 CMR 29.10(4)(b), is hereby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

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts