

COUNTY COMMISSIONERS

Minutes of Meeting of January 25, 2023. The hybrid meeting took place in person at the Public Safety Facility Community Room at 4 Fairgrounds Road; and, via remote participation using Zoom Webinar. Members of the Commission present were Brooke Mohr, Jason Bridges and Dr. Malcolm MacNab. Dawn Holdgate participated remotely, and Matt Fee was absent. The meeting opened with the Pledge of Allegiance.

I. CALL TO ORDER

The meeting was called to order at 5:30 PM.

II. ANNOUNCEMENTS

1. The County Commission Meeting is Being Audio/Video Recorded.

III. PUBLIC COMMENT

There was no public comment.

IV. NEW BUSINESS

There was no new business.

V. APPROVAL OF MINUTES AND WARRANTS

Mr. Bridges moved approval of items V. 1 – 2; seconded by Dr. MacNab; so voted by roll call vote: Chair Mohr – Yes; Mr. Bridges – Yes; Ms. Holdgate – Yes; Dr. MacNab – Yes.

1. Approval of Minutes of December 21, 2022 at 5:30 PM.

2. Approval of Payroll and Treasury Warrants for January, 2023.

VI. OFFICIAL BUSINESS

1. Update on Petition for Discontinuance of Baxter Road. Attorney Vicki Marsh from Town Counsel's office introduced the item and reviewed the legal issues with a petition that was filed with the County by the Nantucket Land Council and discussed by the County at its December, 2022 meeting. She noted that a petition to discontinue the road was filed by the Town with the County in 2015 and said that the process to discontinue was begun but not completed. She explained that if the Town/County wishes to proceed, a new process will have to be re-initiated. Ms. Marsh reviewed the steps for discontinuance. She said that a finding of public necessity and convenience would need to be made as part of the process. Chair Mohr asked about the definition of Public Necessity; and, asked if the County is obligated to take up the Land Council petition. Ms. Marsh said the County may want to make a determination as to whether or not to proceed with it; however, since the Select Board can also file a petition, it may not be necessary for the County to take up the Land Council petition. Dr. MacNab said he would have difficulty making the finding referenced by Ms. Marsh at this time. Chair Mohr agreed. Ms. Marsh reviewed circumstances and context relating to the prior petition from the Town to the County in 2015. Some discussion followed as to what has and has not already occurred. Ms. Marsh emphasized that once the petition process is followed, the road would become a public way, owned by the Town. Rick Atherton said he is not clear why the action was not followed through, from 2015. Nantucket Land Council (NLC) Executive Director Emily Molden thanked the Commission for this update. She said the NLC has revised its petition since initial submittal but has held off on resubmittal pending additional discussion with the Conservation Commission and Select Board as to the

Sconset bluff erosion control project. Mr. Bridges suggested no further action at present. Chair Mohr noted that the next step would be a Select Board step to petition the County, when ready.

2. Request for Acceptance of Letter of Intent with Camp Richard Campers Association, Inc. for Use of Private Property for Lover's Lane Sidepath. Real Estate Specialist Ken Beaugrand introduced the matter and reviewed the information in the County agenda packet. Mr. Bridges moved acceptance of the letter of intent as presented; seconded by Dr. MacNab; so voted by roll call vote: Chair Mohr – Yes; Mr. Bridges – Yes; Dr. MacNab – Yes; Ms. Holdgate – Yes.

3. Review and Adoption of FY 2024 County Budget. Finance Director Brian Turbitt introduced the item and reviewed the information in the County agenda packet. Mr. Bridges moved approval of the budget as recommended; seconded by Dr. MacNab; so voted by roll call vote: Chair Mohr – Yes; Mr. Bridges – Yes; Dr. MacNab – Yes; Ms. Holdgate – Yes.

VII. COMMISSIONERS REPORTS/COMMENTS

There were no reports or comments.

VIII. ADJOURNMENT

Mr. Bridges moved adjournment at 5:58 PM; seconded by Ms. Holdgate; so voted by roll call vote: Chair Mohr – Yes; Mr. Bridges -Yes; Ms. Holdgate - Yes; Dr. MacNab – Yes.

Approved the 22nd day of February 2023.

**COUNTY COMMISSIONERS
JANUARY 25, 2023 – 5:30 PM
PSF COMMUNITY ROOM, 4 FAIRGROUNDS ROAD
AND REMOTE PARTICIPATION VIA ZOOM WEBINAR
NANTUCKET, MASSACHUSETTS**

List of documents used at the meeting:

- V. 1. Draft minutes of 12/21/2022
- VI. 1. 1/24/2023 email from Town Counsel re: Order of Discontinuance of Baxter Rd; 12/6/2022 memo from Town Counsel re: petition for discontinuance of Baxter Rd by Nantucket Land Council; 11/14/2022 Nantucket Land Council petition to discontinue Baxter Rd
- VI. 2. Letter of Intent from Camp Richard Campers Assn for Lovers Ln sidepath
- VI. 3. FY 2024 County Budget