

SELECT BOARD

Minutes of the Meeting of March 11, 2020. The meeting took place in the Public Safety Facility Community Room, 4 Fairgrounds Road, Nantucket, MA 02554. Members of the Board present were Jason Bridges, Kristie Ferrantella, Rita Higgins and Dawn Hill Holdgate. Matt Fee was absent.

I. CALL TO ORDER

Chair Hill Holdgate called the meeting to order at 6:00 PM.

II. SELECT BOARD ACCEPTANCE OF AGENDA

Chair Hill Holdgate noted that item X.1 is tabled until a full board is present and is planned to be heard on either March 18 or 25, 2020 and item IX.1 will be heard right after VII.1. The agenda was accepted with these changes.

III. ANNOUNCEMENTS

1. Town Manager C. Elizabeth Gibson announced that the Select Board meeting is being audio/video recorded, in accordance with the Open Meeting Law.
2. Ms. Gibson announced that the Finance Committee will hold a public forum regarding the 2020 Annual Town Meeting Warrant articles on Thursday, March 12, 2020 at 5:30 PM, PSF Community Room, 4 Fairgrounds Road.
3. Ms. Gibson announced that the Department of Public Works will hold an information session regarding proposed Lovers Lane, Okorwaw Avenue and Monohansett Road improvements on Thursday, March 12, 2020 at 6:00 PM, PSF Training Room, 4 Fairgrounds Road.
4. Ms. Gibson gave an update on today's Coronavirus meetings. She said a core incident management team has been established and will be meeting daily. She noted that the Governor declared a State of Emergency yesterday and that the World Health Organization (WHO) has designated the Coronavirus as a pandemic. Ms. Gibson stated that board/committee/commission meetings of non-regulatory boards are being cancelled and large events are under review including possibly rescheduling the 2020 Annual Town Meeting. Moderator Sarah Alger stated that it is a "fluid" situation and the Town wants to be prepared. She explained that Town Meeting can be postponed up to 30 days, and that she plans to come before the Board on April 1, 2020 to consult with the Board as to a potential date to which to reschedule. If it is decided that Town Meeting is to be rescheduled, Ms. Alger said she would take action on April 3 or 4, 2020 and postpone it until Saturday, May 2, 2020. She added that electronic voting will most likely not happen if the meeting is postponed. Ms. Alger stated that there is legislation pending regarding flexibility in the extensions of rescheduling annual town meetings. Ms. Alger answered questions from Board members. Ms. Gibson said the Town plans to proceed with the April 14, 2020 Annual Town Election unless the state allows the Board to move it to a different date, which can currently only be done through special legislation. Health and Human Services Director Roberto Santamaria reiterated that WHO declared COVID-19 as a pandemic which means that it has crossed international borders. He spoke as to measures to slow down the rate of transmission and spoke against hoarding gloves, masks, etc.

IV. PUBLIC COMMENT

Rose Marie Samuels noted that in 2018 her son was hit by a car while on his bicycle at the intersection of Bartlett and Surfside roads and no one told her; she said she found out about the accident on Facebook. She added that although a police officer met her at the hospital and stayed with her, no one from the Police

Department ever contacted her after the incident to follow up and that she called and stopped by the Police Department and never received any information. Ms. Samuels said she thinks that's because her son is black. Ms. Samuels went on to say that she feels the Police Department "takes sides" and that it doesn't look out for the black population or people from other countries. Ms. Samuels added that it has been two years since the vandalism at the African Meeting House and that she feels both Ms. Gibson and Chief Pittman have lied about the vandalism. Ms. Gibson said she would like to go on record to publicly state that she is dismayed and angry that someone would say she is untruthful and requested to know exactly what she allegedly lied about. Ms. Gibson left the meeting. Mr. Bridges said he appreciated being told as he was unaware of the situation. Ms. Higgins stated that this is the first time she is hearing that the incidents are being connected. Ms. Samuels said Police Chief William Pittman stated last week that there is a person who has been uncooperative with the police investigation of the African Meeting House and asked who that person is. Chair Hill Holdgate said as this is an ongoing investigation she is doubtful that question can be answered. Ms. Samuels then asked who the officers are who are being accused of covering up for their children. Chief Pittman said he feels this is an improper forum and an improper inquisition. In response to Ms. Samuels question, he said the person who has made various unsubstantiated claims to the Board is in the audience tonight; he pointed to James Barros. Chief Pittman said that Mr. Barros has refused to speak to the Nantucket Police and other law enforcement agencies about information he claims to have. Chief Pittman added that because there were assertions that the Nantucket Police Department is somehow compromised, the investigation was turned over to the State Police months ago. Mr. Barros accused Chief Pittman of lying, stating that his attorney wrote a letter to the Police Chief saying that Mr. Barros was willing to cooperate as long as the Police met him at his attorney's office. He said he received a letter back from Chief Pittman saying they don't do business like that. Ms. Higgins said that this has all been noted by the Board and reiterated that this is the first time these issues have been connected and that the Board doesn't talk about race issues in the town enough. She added that she will look into what sort of resources there are for mediation when there are issues with the police.

V. NEW BUSINESS

None.

VI. APPROVAL OF MINUTES AND WARRANTS

1. Approval of Minutes of September 25, 2019 at 6:00 PM. Mr. Bridges moved to approve the minutes as presented; Ms. Higgins seconded. So voted 4-0.

2. Approval of Payroll Warrants for Week of March 8, 2020. Ms. Higgins moved to approve the payroll warrants as presented; Mr. Bridges seconded. So voted 4-0.

3. Approval of Treasury Warrants for March 11, 2020. Ms. Higgins moved to approve the treasury warrants as presented; Mr. Bridges seconded. So voted 4-0.

VII. PRESENTATIONS

1. Sewer Master Plan Presentation. Sewer Director David Gray introduced the Weston and Sampson engineering team of Dan Sheahan, Kent Nichols and Drew Patnode.

Chair Hill Holdgate left the meeting at 6:42 PM; she returned at 6:44 PM.

Mr. Sheahan reviewed the Sewer Master Plan and answered questions from Board members. Mr. Bridges moved to adopt the Sewer Master Plan as presented; Ms. Ferrantella seconded. So voted 4-0.

IX. TOWN MANAGER'S REPORT

1. Sewer Regulations Update/Schedule Public Hearing. Mr. Gray and Frank Ayotte of Hazen and Sawyer reviewed the proposed sewer regulations and answered questions from Board members. Ms. Ferrantella moved to schedule a public hearing on the sewer regulations for April 29, 2020; Ms. Higgins seconded. So voted 4-0.

Mr. Bridges left the meeting at 7:22 PM; he returned at 7:24 PM.

VII. PRESENTATIONS

2. Marine Mammal Alliance Presentation. Marine Mammal Alliance Nantucket (MMAN) Outreach Coordinator Pam Murphy reviewed MMAN's mission, who they are and what they do. Ms. Murphy's presentation included a request for a "modest" \$100,000 annual contract to support MMAN's assistance to the Town to uphold the regulations of the Marine Mammal Protection Act, as well as to locate "tiny house" to Town-owned property. Chair Hill Holdgate said she invited MMAN to present and start a conversation. She added that the Town's budget has already been set for FY 2021. Ms. Higgins said she would like to understand the manhours involved in the \$100,000 request. Mr. Bridges stated that he has been on MMAN's email list for years, so he knows it provides a valuable service to the Town but feels other groups should contribute money. Ms. Murphy answered questions from Board members, noting about ten people are trained but there are only five on island in the winter. Burton Balkind stated that team members put in a lot of time. Scott Leonard said that MMAN is the only unpaid marine mammal response team on the east coast from Virginia to Maine yet is the number one team in the region in terms of responses. Ms. Ferrantella asked how other groups are funded, by municipalities or through grants, and asked how MMAN could incorporate a science partner.

VIII. PUBLIC HEARINGS

1. Public Hearing to Consider Application for Mobile Food Unit License for Hang Loose Frozen Treats, Chris Getoor, Manager. Chair Hill Holdgate opened the public hearing. Licensing Administrator Amy Baxter reviewed the Mobile Food Unit (MFU) license application for Hang Loose Frozen Treats. She answered questions from Board members. There was no public comment. Chair Hill Holdgate closed the public hearing. Ms. Higgins moved to approve an MFU license for Hang Loose Frozen Treats as presented; Ms. Ferrantella seconded. So voted 4-0.

2. Public Hearing to Consider Application for Alteration of Premises for Seasonal All-Alcoholic Beverages Innholder License for Nantucket Island Resorts d/b/a Jared Coffin House for Premises Located at 27 and 29 Broad Street. Chair Hill Holdgate opened the public hearing. Ms. Baxter reviewed the application for the Jared Coffin House. There was no public comment. Chair Hill Holdgate closed the public hearing. Ms. Ferrantella moved to approve the alteration of premises application for the Jared Coffin House as presented; Mr. Bridges seconded. So voted 4-0.

3. Public Hearing to Consider Application for: a) Alteration of Premises and Change of DBA for Seasonal All-Alcoholic Beverages Restaurant License for Nantucket Prime LLC d/b/a Nantucket Tap Room for Premises Located at 29 Broad Street; b) Amendments to Entertainment License for Nantucket Prime LLC d/b/a Nantucket Tap Room for Premises Located at 29 Broad Street. Chair Hill Holdgate opened the public hearing. Ms. Baxter reviewed the application for Nantucket Prime and answered questions from Board members. Attorney Marianne Hanley, representing the applicant, noted the number of televisions with associated screening will remain the same. There was no public comment. Chair Hill Holdgate closed the

public hearing. Ms. Higgins moved to approve the alteration of premises application and amendments to the entertainment license for Nantucket Prime as presented; Ms. Ferrantella seconded. So voted 4-0.

4. Public Hearing to Consider Application for Alteration of Premises for Seasonal All-Alcoholic Beverages Restaurant License for J. Etc., LLC d/b/a Oran Mor for Premises Located at 2 South Beach Street. Chair Hill Holdgate opened the public hearing. Ms. Baxter reviewed the application for Oran Mor. There was no public comment. Chair Hill Holdgate closed the public hearing. Ms. Ferrantella moved to approve the alteration of premises application for Oran Mor as presented; Ms. Higgins seconded. So voted 4-0.

5. Public Hearing to Consider 2020 Seasonal Liquor License Renewals. Chair Hill Holdgate opened the public hearing. Ms. Baxter reviewed the seasonal license renewals, noting the time frame for seasonal licenses is set by state statute and runs from April 1 through January 15 or a portion thereof. Chair Hill Holdgate stated that she has filed a disclosure that her family's business, Holdgate's Laundry, does laundry for some of the license holders. There was no public comment. Chair Hill Holdgate closed the public hearing. Ms. Ferrantella moved to approve the seasonal liquor license renewals per staff's recommendation; Ms. Higgins seconded. So voted 4-0.

IX. TOWN MANAGER'S REPORT

2. DPW: Review of Washington Street/Francis Street Intersection Widening Design Options. DPW Director Rob McNeil stated he was looking for feedback on four design concept plans for the widening of the intersection at Washington Street and Francis Street. Mr. McNeil reviewed the four concept plans, noting that he recommends Concept C. He answered questions from Board members. Mr. Bridges said neither he nor the Bicycle and Pedestrian Advisory Committee (BPAC) are in favor of Concept C as it is too "car-centric" and is not bike or pedestrian friendly; he spoke in favor of Option 4 or some version of it. Mr. McNeil said he is looking at the use of color for "sharrow" markings; he reviewed various notes from the engineer on the concept plans. Mr. Bridges said he cannot approve any of the designs tonight. Ms. Ferrantella said the Board needs more time to review the plans as they just received them today. Chair Hill Holdgate said she is glad that Mr. McNeil abandoned a roundabout concept at that location.

X. SELECT BOARD'S REPORTS/COMMENT

1. Discussion Regarding the Restriction/Enforcement of Dogs on Public Beaches. This matter was tabled.

2. Committee Reports. Chair Hill Holdgate reported on a recent a Senior Center Committee meeting with the architect. Ms. Ferrantella said regarding the public comment, the Board needs to be proactive, not reactive and should be making efforts toward racial equality and addressing concerns within the community. Chair Hill Holdgate apologized to Ms. Gibson and the Police Department for not having control of the meeting and allowing personal attacks on staff. She said she is going to get advice on how to handle situations like this in the future. Ms. Gibson stated that it's a good idea for the Board to support racial equality training and/or community forums; however, she took tonight's comments personally and felt she had no support from the Select Board. She added that there is much more to the account than was heard tonight. Mr. Bridges said he tried to step in and expressed regret that the discussion got out of hand. He added that not being chair he didn't know what to do and looked to Chair Hill Holdgate. Ms. Higgins spoke as to the need for community forums and recognition of racial equality issues in the community. Real Estate Specialist Ken Beaugrand commented that personal attacks against Town staff happen regularly on social media platforms and need to be addressed. He said that the incivility is inappropriate and unacceptable.

XI. ADJOURNMENT

The meeting was unanimously adjourned at 8:40 PM.

Approved the 22nd day of April, 2020.

SELECT BOARD
MARCH 11, 2020 – 6:00 PM
PUBLIC SAFETY FACILITY COMMUNITY ROOM
4 FAIRGROUNDS ROAD
NANTUCKET, MASSACHUSETTS

List of documents used at the meeting:

- VI. 1. Draft minutes of 9/25/2019
- VII. 1. AIS re: Sewer Master Plan; Sewer Master Plan Executive Summary; Sewer Master Plan presentation
- VII. 2. Marine Mammal Alliance Nantucket presentation outline; photos
- VIII. 1. AIS re: Hand Loose Mobile Food Unit (MFU); Hang Loose MFU application; vehicle photo; proposed route; MFU application guidelines
- VIII. 2. AIS re: Jared Coffin House Alteration of Premises; JC House Alt of Premises application; current liquor license
- VIII. 3a & b. AIS re: Nantucket Prime Alteration of Premises; Nantucket Prime Alt of Premises application; current liquor license; current entertainment license
- VIII. 4. AIS re: Oran Mor Alteration of Premises; Oran Mor Alt of Premises application; current liquor license
- VIII. 5. AIS re: seasonal liquor license renewals; list of seasonal renewals; seasonal liquor renewal guidelines
- IX. 1. AIS re: Sewer Regulations; Executive Summary – revisions to Sewer Regs; responses to legal review; redline of Sewer Regs amendments
- IX. 2. AIS re: intersection of Washington and Francis streets; Concepts A, B, C; Option 4
- X. 1. Leash Law Bylaw