

SELECT BOARD/COUNTY COMMISSIONERS

Minutes of the meeting of October 5, 2023. The meeting took place at the Police Administrative Conference Room, 4 Fairgrounds Road, Second Floor, and remote participation via Zoom. Select Board Members present were Dawn Holdgate, Thomas Dixon, Matt Fee, Dr. Malcolm MacNab and Brooke Mohr. Also present were Town Manager C. Elizabeth Gibson, Public Health Director Roberto Santamaria and Environmental Contamination Administrator Michael Maynard. Water Department Director Mark Willett, Strategic Projects Manager Chuck Larson, Assistant Town Manager Gregg Tivnan participated remotely, as did Attorneys George Pucci and John Giorgio from Town Counsel's office.

Chair Holdgate called the meeting to order at 9:02 AM. Ms. Mohr moved to adjourn to executive session pursuant to MGL C. 30A § 21(A), not to return to open session for the purposes of:

1. Approval of Executive Session Minutes of September 7, 2023; September 14, 2023.
2. Purpose 3: To Discuss Strategy with Respect to Potential Litigation Regarding PFAS (Per- and Polyfluoroalkyl Substances), as the Chair declared that an open meeting would have a detrimental effect on the bargaining litigating position of the Select Board/County Commissioners.
3. Purpose 3: To Discuss Strategy with Respect to Litigation Update, as the Chair declared that an open meeting would have a detrimental effect on the litigating position of the Select Board/County Commissioners:

- a) Barros v. Select Board, et al.
Nantucket Superior Court, Civil Docket No. 2175CV00004
- b) Gardner, et al. v. Board of Selectmen, et al.
Nantucket Superior Court C.A. No. 2275CV00006
- c) Hutton v. Board of Health
Nantucket Superior Court C.A. No. 2175CV00037 / Appeals Court No. 2023-P-0612
- d) Maddalone v. Nantucket ZBA, et al.
Land Court No. 21 MISC 000205
- e) Opioid Litigation
- f) PFAS Contamination
- g) Town v. Charder
Southeast Housing Court, C.A. No. 20H83CV00052C1
- h) Corey v. Conservation Commission, et al.
- i) McDermott, et al. v. Town, et al.
- j) Quick v. Town, et al.

- k) Rugged Scott, LLC v. Zoning Board of Appeals
H.A.C. No. 2018-01
- l) Ward v. ZBA
Land Court No. 22 MISC 000064 MDV
- m) 11A Meadow Lane ZBA Appeal
- n) 121 Orange Street HDC Appeal
- o) 2 Stone Alley HDC Appeal
- p) 75 Main Street HDC Enforcement
- q) 9 Main Ave Historic District Commission Appeal
- r) Baldwin v. Town
- s) Bartlett, et al. v. Town
Land Court No. 22 MISC 000048 RBF
- t) Building Commissioner v. Glowacki, et al.
Nantucket Superior Court C.A. No.
- u) Forsyth, et al. v. Conservation Commission, et al.
Nantucket Superior Court C.A. No. 2275CV00009
- v) In the matter of: Lyon, Raymond A
Nantucket Probate and Family Court, NA23P0005GD
- w) Meredith, et al. v. ZBA, et al.
Nantucket Superior Court, C.A. 1975CV00024
- x) Nantucket Land Council, Inc., et al. v. Town of Nantucket Zoning Board of Appeals, et al.
Nantucket Superior Court, C.A. 1975CV00025
- y) Renzuli v. Sullivan (PLUS)
- z) Sunset House v. Town
- aa) Surfside Crossing, LLC v. ZBA
Housing Appeals Committee, No. 2019-07
- bb) Wegner, et al. v. Select Board, et al.
Nantucket Superior Court C.A. No. 2275CV00014

cc) Wheldon v. Chief of Police
Nantucket District Court, C.A. 2288CV000033

Seconded by Mr. Fee; by roll call vote: Chair Holdgate – Yes; Mr. Dixon – Yes; Mr. Fee – Yes; Dr. MacNab – Yes; Ms. Mohr – Yes; so voted.

Approved the 11th day of October 2023.

**SELECT BOARD
OCTOBER 5, 2023 – 9:00 AM
POLICE ADMINISTRATIVE CONFERENCE ROOM
4 FAIRGROUNDS ROAD, 2nd FLOOR
AND REMOTE PARTICIPATION VIA ZOOM
NANTUCKET, MASSACHUSETTS**

List of documents used at the meeting:

None.