

SELECT BOARD

Minutes of Meeting of December 8, 2021. The meeting took place via remote participation using Zoom Webinar. Members of the Board present were Jason Bridges, Matt Fee, Melissa Murphy, Dawn Hill Holdgate and Kristie Ferrantella.

I. CALL TO ORDER

Chair Bridges read a prepared statement as to how the meeting will be conducted via remote participation and the ground rules for any discussion and called roll for those present. He called the meeting to order at 5:32 PM.

A moment of silence was held in honor of Planning Board Chair Judith Wegner who passed away last weekend.

II. SELECT BOARD ACCEPTANCE OF AGENDA

The agenda was accepted as posted.

III. ANNOUNCEMENTS

Town Manager C. Elizabeth Gibson reviewed the following announcements:

1. The Select Board Meeting is Being Audio/Video Recorded.

2. COVID Vaccine Clinic: 131 Pleasant Street Trailer, Sundays from 12:00 to 3:00 PM; Final 2nd Dose Clinic December 19. See <https://www.nantucket-ma.gov/2028/COVID-Vaccine> for Full Schedule.

3. County Commission: Applicant Introduction/Review of Applications for Appointment to Steamship Authority Board of Governors Nantucket Members Seat Scheduled for Wednesday, December 15, 2021 County Commission Meeting, Pursuant to Select Board Committee Appointment Policy. Applications from Robert F. Ranney, current Nantucket representative on the Steamship Board; and Ruth Tonico, were noted.

4. Select Board/Planning Board: Joint Meeting for Applicant Introduction/Review of Applications for Appointment to Planning Board to Fill a Vacancy Scheduled for Wednesday, January 5, 2022, Pursuant to Select Board Committee Appointment Policy. The process to fill a mid-term Planning Board vacancy was reviewed. It was noted that the Board's appointment process for committees will be somewhat abbreviated due to timing issues with Planning Board hearings already scheduled and needing a full Board in early January; and, this appointment, per statute, is valid only until the next annual town election.

Ms. Gibson added two additional announcements that came in after the agenda was published: there will be a household hazardous waste collection day for homeowners and very small quantity commercial generators for acceptable hazardous waste for proper disposal on Saturday, December 11th from 9:00 AM – 1:00 PM at the DPW office entrance at 188 Madaket Road, which is the second white gate after the landfill entrance; and, she congratulated Diversity Equity and Inclusion Director Kimal McCarthy for successfully defending his dissertation for his Doctor of Education degree in Organizational Leadership from Northeastern University late last week, adding that pending the official award of the degree, he now has the title of "Doctor". Chair Bridges added his congratulations as well.

5. Select Board Announcements/Comments. Ms. Ferrantella said that the Cape Cod Coalition of Women is sponsoring a webinar, tomorrow, regarding ways for town meetings to be more inclusive.

Chair Bridges commented on the presentations given by Worcester Polytechnic Institute (WPI) students on December 7th. He noted that this is an annual program and that the projects for town agencies and non-profits, conducted by the various student groups are very interesting and informative.

Chair Bridges commented on invasive species clearing work occurring at Consue Springs this week, noting that it is an invasive species removal project being conducted by the Land Bank in partnership with the Nantucket Pond Coalition, and has the added benefit of opening a wide view of the harbor.

Chair Bridges said he has received several comments since last week's Board meeting as to why the Board did not take public comments during a discussion about short-term rentals in connection with the possibility of a warrant article for the 2022 annual town meeting. He explained that it was an initial discussion intended for Board members only, and public comment will be accepted going forward.

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

No prior meeting comments.

V. PUBLIC COMMENT

No public comments.

VI. COVID-19 UPDATE

1. Public Health Department Update. Public Health Director Roberto Santamaria spoke on the Town's vaccine clinic, noting that it will be closed down on December 19th at least temporarily, for further evaluation and reviewed where else the vaccine is available elsewhere on the Island and commended those providers. He reviewed the emerging "Omicron" variant which has been detected in Massachusetts and that its severity is reduced from conventional COVID symptoms; however, it may have a more "long haul" impact. Mr. Fee asked about the "long haul" science. Mr. Santamaria explained. Ms. Ferrantella asked about the vaccination of children. Mr. Santamaria responded, noting the numbers of vaccinations administered so far in the various age groups. He said youth vaccinations are going very well. He added that actual percentages need to be properly calculated because the state is still using the pre-2020 census number for Nantucket's population, estimating that the population of persons 12 years and older is at least 75% vaccinated, which is very good. Discussion followed as to how and at what rate the vaccines are reimbursed. Brooke Mohr asked about the percentage of the Nantucket population that is vaccinated. Mr. Santamaria responded. Ms. Mohr asked about places on the island where PCR tests are administered. Mr. Santamaria responded. Some discussion followed as to the types, availability and accuracy of tests available from other sources. Chair Bridges thanked Mr. Santamaria for his update.

VII. NEW BUSINESS

There was no New Business.

VIII. APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS

Mr. Fee moved approval of items VIII-1 and 2; seconded by Ms. Murphy. So voted by roll call vote: Chair Bridges – Yes; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

1. Approval of Minutes of December 1, 2021 at 5:30 PM.

2. Approval of Treasury Warrants for December 8, 2021.

IX. CITIZEN/DEPARTMENTAL REQUESTS

1. Request for Approval of Application for Change of Manager of Annual All-Alcoholic Beverages Package Store License for Murray's Beverage Store, Inc. dba Murray's Beverage Store from Carl Murray, Manager to Bruce L. Murray, Manager, for Premises Located at 23 Main Street. Licensing Administrator Amy Baxter introduced the item and explained the application. Ms. Holdgate moved approval; seconded by Ms. Ferrantella. So voted by roll call vote: Chair Bridges – Yes; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

2. Request for Waiver of Sewer Connection Permit Fees and Sewer Capacity Fees for 22 Rental Apartments Located at 31 Fairgrounds Road for Housing Nantucket. Housing Nantucket Executive Director Anne Kuszpa spoke on the request. Housing Director Tucker Holland noted that it complies with the Board's sewer fee waiver policy and that approval is recommended. Mr. Fee moved approval; seconded by Ms. Holdgate. So voted by roll call vote: Chair Bridges – Yes; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

X. PUBLIC HEARINGS

1. Public Hearing to Consider the Revocation of Private Shellfish Aquaculture Licenses Held by Theodore Lambrecht of 10 Trotters Lane, Known as Licenses #12 and #12B, Head of the Harbor, Consisting of 4 Acres Each (Continued from September 8, 2021). Chair Bridges re-convened the public hearing. Natural Resources Director Jeff Carlson introduced the item and said that the department is still recommending revocation due to continued non-compliance. Mr. Fee asked for comments from Mr. Lambrecht. Operations Administrator Erika Mooney said that Mr. Lambrecht was notified of the hearing and does not seem to be in attendance. Mr. Fee asked about progress with regarding to compliance with the license conditions. Mr. Carlson explained and said that a small amount of progress has been made but not to the level of compliance. Mr. Fee asked for more detail about the incidents that have caused Mr. Lambrecht to be out of compliance. Mr. Carlson reviewed the license conditions and the details as to the specific incidents which caused non-compliance. Ms. Murphy said that it seems Mr. Lambrecht seems to have the intention but not the capability to achieve compliance and that he has been provided an extensive amount of time to come into compliance. Mr. Fee agreed. Some discussion followed. Chair Bridges expressed support for revocation. Ms. Mooney reviewed the Board's vote from September 8th which indicates that revocation was to occur if compliance was not achieved within a specific time frame. Chair Bridges asked whether or not this is an unusual situation. Mr. Carlson said that it is and could not think of any similar instances from the past. There being no public comment; Chair Bridges closed the hearing. Ms. Murphy moved to revoke the license for continued non-compliance; seconded by Ms. Ferrantella. So voted by roll call vote: Chair Bridges – Yes; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

Mr. Santamaria re-joined the meeting to correct some dates he had mentioned for vaccine clinics in his update.

XI. TOWN MANAGER'S REPORT

1. 2021 Annual Employee Years of Service Recognition. Ms. Gibson displayed an employee recognition video put together with the Human Resources Department and Public Outreach Coordinator and then, reviewed the names of employees receiving Years of Service recognition in 2021, in 5-year increments, up

to 30 years. She acknowledged the work of Town employees throughout the COVID pandemic and beyond, thanking them for their dedicated efforts.

2. FY 2023 General Fund Budget Presentation. Ms. Gibson and Director of Finance Brian Turbitt jointly reviewed the presentation in the Board's agenda packet, containing FY 2023 General Fund budget recommendations, including expense increase requests, projections, future potential costs, current unknowns and next steps.

Mr. Fee suggested that employee retention efforts and initiatives be reviewed with the Board more often to highlight it as a serious issue that requires focused attention; and that the Board needs to work on prioritizing its goals, given the staffing challenges.

Mr. Fee said he agrees with putting some free cash revenue into stabilization funds such as Other Post-Employment Benefits, Post Employment Stabilization Fund and set aside for coastal resiliency projects.

Chair Bridges asked if the Board has ever modified the budget as recommended. Ms. Gibson said that typically that would be the result of a discussion between the Board and Town Administration but that certainly modifications are made from time to time.

Mr. Fee spoke again on the need to prioritize projects. He added that the Board, in its Nantucket Regional Transit Authority role, needs to spend more time reviewing and discussing ridership numbers and expenditures and other options. He asked about insurance projections and increased risk. Mr. Turbitt responded.

Ms. Gibson provided an overview of the Budget Message.

With respect to additional revenue possibilities, Mr. Fee said he supports the community impact fee associated with the short-term rental legislation.

Chair Bridges asked about debt liability. Mr. Turbitt responded.

D. Anne Atherton questioned a recommendation for \$150,000 to be used in connection with the relocation of Baxter Road and asked about prior appropriations for Baxter Road. Ms. Gibson explained the prior appropriations and said that the current recommendation is to fund professional services needed to help manage the development of a plan to relocate the road, noting that relocation of the road was recommended in a report issued in October 2021 by the firm hired by the Town to examine relocation options. Ms. Atherton asked if the relocation of Baxter Road is a priority in the Coastal Resilience Plan (CRP). Ms. Gibson said that the Baxter Road project pre-dates the CRP by several years.

Ted Lambrecht joined the meeting and commented on the revocation of his license and asked for an explanation. Chair Bridges reviewed the Board's action and reasoning, as voted earlier in the meeting. Mr. Lambrecht questioned the actions. Mr. Fee said perhaps the Board could re-discuss this when Mr. Carlson can be available. Ms. Holdgate moved to reconsider the vote and schedule a new public hearing; seconded by Ms. Murphy. So voted by roll call vote: Chair Bridges – No; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

XII. SELECT BOARD'S REPORTS/COMMENTS

1. Continued Review/Potential Votes on Select Board-Sponsored 2022 Annual Town Meeting Warrant

Articles. Ms. Gibson said that nothing new since the Board's prior discussion on December 1st has been added but expects a recommendation next week to add an article pertaining to cemetery regulations and that a short-term rental general bylaw is under development with Town Administration, Planning and Town Counsel.

2. Committee Reports. No reports.

XIII. ADJOURNMENT

At 7:20 PM, Mr. Fee moved adjournment; seconded by Ms. Holdgate. So voted by roll call vote: Chair Bridges – Yes; Ms. Ferrantella – Yes; Mr. Fee – Yes; Ms. Holdgate – Yes; Ms. Murphy – Yes.

Approved the 15th day of December 2021.

**SELECT BOARD
DECEMBER 8, 2021 – 5:30 PM
REMOTE PARTICIPATION VIA ZOOM
NANTUCKET, MASSACHUSETTS**

List of documents used at the meeting:

- III. 3. SSA Governing Board - Nantucket Member - applicant list; R. Ranney application; R. Tonico application; Ad for SSA Governing Board seat
- III. 4. Ad for Planning Board vacancy; Procedure to fill a Planning Board vacancy; MGL Ch. 41, s. 81A
- VIII. 1. Draft minutes of 12/1/2021
- IX. 1. Change of Manager application for Murray's Beverage Store
- IX. 2. AIS re: Sewer Fee Waiver request from Housing Nantucket; Housing Nantucket request; Nantucket Subsidized Housing Inventory (SHI); Memorandum of Understanding between AHT & Housing Nantucket; AHT Grant and Loan Agreement for Housing Nantucket; Policy for Sewer Fee Waiver Requests
- X. 1. Portion of minutes of 9/8/2021 re: Lambrecht hearing; Memo from Natural Resources Director re: Theodore Lambrecht revocation request
- XI. 1. 2021 Service Awards list
- XI. 1. FY 2023 General Fund Budget recommendations; FY 2023 Budget Message
- XII. 1. Outline #5 for 2022 Annual Town Meeting with attachments; Local Short-Term Rental Data and Bylaw Amendment Options presentation; Short-term rentals points (map)