

# Town and County of Nantucket Select Board • County Commissioners

Brooke Mohr, Chair  
Thomas M. Dixon  
Matt Fee  
Dawn E. Hill Holdgate  
Malcolm W. MacNab



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C. Elizabeth Gibson  
Town & County Manager

***AGENDA FOR THE MEETING OF THE  
SELECT BOARD  
FEBRUARY 12, 2025 - 5:30 PM  
PSF COMMUNITY ROOM, 4 FAIRGROUNDS ROAD  
AND REMOTE PARTICIPATION VIA ZOOM WEBINAR  
NANTUCKET, MASSACHUSETTS***

***YOU TUBE LINK FOR VIEWING ONLY:***  
<https://youtube.com/live/OdBMyR4MC4>

***ZOOM WEBINAR REGISTRATION LINK TO VIRTUALLY ATTEND MEETING:***  
[https://us06web.zoom.us/webinar/register/WN\\_PSAnymJaTWC3VeVAbAsDkA](https://us06web.zoom.us/webinar/register/WN_PSAnymJaTWC3VeVAbAsDkA)

***I. CALL TO ORDER***

***II. SELECT BOARD ACCEPTANCE OF AGENDA***

***III. ANNOUNCEMENTS***

1. The Select Board Meeting is Being Audio and Video Recorded.
2. Announce Applications Received for Committee Vacancies - Round 4: Council for Human Services; Council on Aging; Cultural Council; Town of Nantucket Scholarship Committee; Zoning Board of Appeals Alternate - Appointments to be Made March 5, 2025.
3. Workgroup Openings: African Meeting House Investigation Procurement Workgroup, Two Citizen Seats Available. Applications Due no Later than 12:00 PM on Friday, February 28, 2025. Appointments to be Made on Wednesday, March 19, 2025.
4. **Master Plan Visioning Process Kick-Off Event**  
Join Charles Marohn, Founder and President of Strong Towns, to Launch the Nantucket Master Plan Visioning Process on Thursday, February 13, 2025 at 5:00 PM at The Nantucket Inn; Plenary Session and Reception to Follow.  
Free Event Open to All, but Space is Limited. RSVP by emailing [laurel@barrettplanningllc.com](mailto:laurel@barrettplanningllc.com).
5. **Master Plan Update: Help Shape Nantucket's Future!**  
Host a Kitchen Conversation—A Small-Group Discussion You Can Facilitate from Your Kitchen, Office, Coffee Shop, or Anywhere. Share Ideas with Friends and

Neighbors about Nantucket's Strengths and Challenges to Help Update the Master Plan. To Learn More, Email Megan Trudel at [mtrudel@nantucket-ma.gov](mailto:mtrudel@nantucket-ma.gov). Deadline Extended to February 21, 2025.

**6. Dr. Howard Dickler Citizens Award**

The Nantucket Affordable Housing Trust is Accepting Nominations for the Dr. Howard Dickler Citizens Award Starting February 18, 2025, with a Deadline of April 4, 2025. Community Members are Encouraged to Submit Nominations to Ellis Ramos at [eramos@nantucket-ma.gov](mailto:eramos@nantucket-ma.gov). The Trust will Review Nominations and Announce the Recipient at the Annual Town Meeting on May 3, 2025. This Award Will Recognize an Individual Who Embodies Dr. Dickler's Spirit – Through Dedication, Creativity, Inclusiveness, and a Fearless Willingness to Share Ideas that Advance Housing Opportunities for our Year-Round Community.

**7. Select Board Announcements/Comments.**

***IV. UPDATE ON PUBLIC COMMENT QUESTIONS FROM PRIOR SELECT BOARD MEETINGS***

***V. PUBLIC COMMENT\****

***VI. NEW BUSINESS\****

***VII. APPROVAL OF MINUTES, WARRANTS AND PENDING CONTRACTS***

1. Approval of Minutes of February 5, 2025 at 5:30 PM; February 6, 2025 at 9:00 AM.
2. Approval of Treasury Warrants for February 12, 2025.

***VIII. CONSENT ITEMS***

1. Gift Acceptances: Natural Resources Department.

***IX. CITIZEN/DEPARTMENTAL/COMMITTEE REQUESTS/REPORTS***

1. Request for Select Board to Declare a State of Emergency Regarding Nantucket Water Department Well 15 PFAS (Per- and Polyfluoroalkyl Substances) Contamination.

***X. TOWN MANAGER'S REPORT***

1. FY 2026 Enterprise Fund Budget Reviews: Our Island Home; Sewer/ Stormwater; Water.

***XI. SELECT BOARD REPORTS/COMMENT***

1. Review and Possible Adoption of New Public Comment Policy.
2. Committee Reports.

***XII. ADJOURNMENT***

***\*Identified on Agenda Protocol Sheet***



## AGENDA PROTOCOL

For all Town of Nantucket Boards, Committees, Commissions, Work Groups, Councils and Trusts  
(herein collectively referred to as "Committees" in this document)

Roberts Rules: Town of Nantucket Committees follows Roberts Rules of Order to govern its meetings as per the Town Code Charter.

Public Comment: Public Comment is to bring matters of public interest to the attention of the Committees. At the Committee's discretion, matters raised under Public Comment may be directed to Town Administration and/or appropriate departmental staff, or may be placed on a future agenda, allowing all viewpoints to be represented before the Committee takes action, if any. Except in emergencies, the Committee will not normally take any other action on Public Comment in its sole discretion.

To facilitate that any individual who wishes to provide Public Comment has the opportunity and to ensure the ability of the Committee to conduct its business in an orderly fashion, the following rules and procedures are adopted consistent with the United States Constitution and the Massachusetts Declaration of Rights.

The agenda for regular Committee meetings will include a Public Comment period at the beginning of the meeting unless there is more urgent business for the Committee to take up first. This time is reserved for speakers to address the Committee on matters that are not related to any other Agenda item. If a speaker wishes to address the Committee on a matter that is related to another Agenda item, the Chair will accept public comment when that Agenda item is reached during the meeting.

All speakers are encouraged to present their remarks in an orderly and peaceable manner, without disruption to other speakers.

All remarks will be addressed through the Chair of the meeting.

The Chair of the meeting may not interrupt speakers who have been recognized to speak, except that the Chair reserves the right to terminate speech which is not protected under the United States Constitution and the Massachusetts Declaration of

Rights because it constitutes true threats, incitement to imminent lawless conduct, or engages in conduct that disrupts other speakers.

Each speaker may not exceed three (3) minutes during any Public Comment portion of the meeting.

*Disclaimer: Public Comment is not a time for debate or response to comments by the Committee. Comments made during the Public Comment period do not reflect the views or positions of the Committee. Because of free speech principles, the Committee does not have authority to prevent all speech that may be upsetting and/or offensive made during the Public Comment period.*

Unanticipated Business: Topics not reasonably anticipated by the Chair 48 hours in advance of the meeting may be brought up for discussion in accordance with the Open Meeting Law.

Public Participation: The Committee welcomes valuable input from the public at appropriate times during the meeting with recognition from the Chair at their sole discretion. For appropriate agenda items, the Chair will introduce the item and take public input. Individual Committee Members may have questions on the clarity of the information presented. The Committee will hear any staff input and then deliberate on a course of action.

Committee Report and Comment: Individual Committee Members may have matters to bring to the attention of the Committee during a meeting. If the matter contemplates action by the Committee, Committee Members will consult with the Chair and/or appropriate Town officials or employees in advance and provide any needed information by applicable Committee deadlines and/or schedule the matter for a future Committee meeting. Otherwise, except in emergencies, the Committee will not normally take action on Committee Comment.

Approved: March 27, 2024

## 2024-2025 Committee Vacancy Applicants – Round 4

### Council for Human Services

#### **1 Seat Available; 0 Applicants**

1 Seat              Term Ends 2027

#### **Current Members:**

|                 |      |
|-----------------|------|
| Suzanne Keating | 2025 |
| Amanda Wright   | 2025 |
| Tara Restieri   | 2025 |
| Sarah Wright    | 2026 |
| Claudia Valle   | 2026 |
| Kelly Steffen   | 2026 |
| Sue Mynttinen   | 2027 |
| Veronica Bolcik | 2027 |
| VACANT          | 2027 |

#### **Applicants:**

None

### Council on Aging

#### **1 Seat Available; 0 Applicants**

1 Seat              Term Ends 2026

#### **Current Members:**

|                     |      |
|---------------------|------|
| Robert M. Kucharavy | 2025 |
| Erin Lynch          | 2025 |
| Abigail (Abby) Camp | 2025 |
| Mary Anne Easley    | 2026 |
| Rocky Fox           | 2026 |
| VACANT              | 2026 |
| Linda Williams      | 2027 |
| Lisa Sherburne      | 2027 |
| Arlene O'Reilly     | 2027 |

#### **Applicants:**

None

### Cultural Council

#### **1 Seat Available; 2 Applicants**

1 Seat              Term Ends 2026

#### **Current Members:**

|                           |      |
|---------------------------|------|
| Sarah C. Ellis (Term 1)   | 2025 |
| Bethany Oliver (Term 1)   | 2025 |
| Barbara Tibbitts (Term 1) | 2025 |
| Michael Kopko (Term 2)    | 2026 |
| VACANT                    | 2026 |
| Tony Wagner (Term 1)      | 2027 |
| Jack Bulger (Term 1)      | 2027 |

#### **Applicants:**

Kendall Graham  
Jeremy White

## 2024-2025 Committee Vacancy Applicants – Round 4

### Town of Nantucket Scholarship Committee

#### **1 Seat Available; 3 Applicants**

1 Seat              Term Ends 2027

#### **Current Members:**

|                        |      |
|------------------------|------|
| Rebecca Woodley-Oliver | 2025 |
| Jeanne Miller          | 2025 |
| Jana Starr Duarte      | 2026 |
| Rocky Fox              | 2026 |
| Jackie McGrady         | 2027 |
| Anne E. Broadus        | 2027 |
| VACANT                 | 2027 |

#### **Applicants:**

Peter A. Morrison  
Alexis M. Sturgis  
Jeannie Critchley

### Zoning Board of Appeals Alternate

#### **1 Seat Available; 2 Applicants**

1 Seat              Term Ends 2027

#### **Current Members:**

|              |      |
|--------------|------|
| Jim Mondani  | 2025 |
| Mark W. Poor | 2026 |
| VACANT       | 2027 |

#### **Applicants:**

Peter W. Lisi  
Robert A. Constable



**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**

For Appointment by the Select Board

**RECEIVED**

**JAN 24 2025**

Please return this form to the Town Administration offices by the advertised due date.  
Please call for date of the Public Hearing for applications review or refer to the Public Hearing.

Name: Kendall Graham

Home Phone: (774) 236-0208

Mailing Address: 50 Essex Road

Alternate Phone: —

Email Address: Kendall47graham@gmail.com

Date Submitted: 1/24/25

REQUESTING APPOINTMENT TO: Nantucket Cultural Council

**Reasons for Committee Interest**

- Have you ever attended a meeting of the committee/board/commission? No
- Why are you interested in this committee/board/commission?
- Are you prepared to commit to the meeting schedule of the committee/board/commission?

I would like to help support and highlight the unique and diverse work of local artistic residents who may not otherwise receive support for their creative endeavors.

I have a full-time job but I can be flexible to be able to commit to the meeting schedule of the council.

**Relevant Experience**

- What experience, skills or insight would you bring to the committee/board/commission?
- What would you hope to accomplish on the committee/board/commission?

A perspective on younger generations of creatives/cultural-minded individuals (Millennials, Gen Z); grant-writing experience; previous involvement in cultural/creative institutions (NCMC, e.g.). I want to help provide funding/grants to projects that aim to improve the quality of island life, whether through creative arts, education, environmental awareness, etc.

**Potential Conflicts of Interest**

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members.

N/a

- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket?

No





**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*

RECEIVED

FEB - 5 2025

Please return this form to the Town Administration offices by the advertised due date.  
Please call for date of the Public Hearing for applications review or refer to the Public Notice.

**Name:** Jeremy White **Home Phone:** 406.241.7299

**Mailing Address:** 42 Nobadeer Farm Rd, Unit E, Nantucket, MA **Alternate Phone:** \_\_\_\_\_

**Email Address:** jwhite@farawaysoundproductions.com **Date Submitted:** February 5, 2025

**REQUESTING APPOINTMENT TO:** Cultural Council

*Reasons for Committee Interest*

- Have you ever attended a meeting of the committee/board/commission?
- Why are you interested in this committee/board/commission?
- Are you prepared to commit to the meeting schedule of the committee/board/commission?

Hello, I have not attended a Cultural Committee meeting. I have attended several meetings for HDC, Zoning Board of Appeals. I used to work in the P.L.U.S. office, so I felt it was very beneficial to my work to attend some meetings. I am interested in fostering and developing the artistic community on Nantucket. There are very talented artists, specifically musicians on this island. From the high school up to adults that perform on a regular basis, the quality of musicianship is very impressive. I also enjoy seeing the local artisans at the farmers market. I am interested in helping out the community and hopefully fostering talents of individuals who may need a little help.

I am prepared to meet the schedule of the council.

*Relevant Experience*

- What experience, skills or insight would you bring to the committee/board/commission?
- What would you hope to accomplish on the committee/board/commission?

My experience is varied. I have worked in the hospitality field for over 25 years. Currently, my full-time work is in the information technology field for a hospitality company on island. I also own a small business called Faraway Sound Productions. I provide Audio/Visual and information technology services, typically for corporate events that are hosted on the island. Finally, I am a musician. I perform with the Community jazz band and Celtic Flow, the Celtic band based out of NCMC. I also perform a handful of solo gigs throughout the year.. I would hope to accomplish some good for the community and ensure that talented individuals who work hard are noticed. For myself, I would hope to get a better sense of community and get to know more people that are interested in the arts. I would like to broaden my horizons and meet people in other artistic fields. .

*Potential Conflicts of Interest*

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members.

N/A

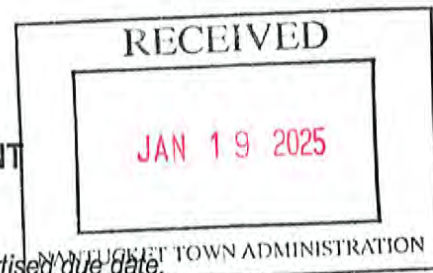
- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket?

I was employed in the P.L.U.S. department. From November of 2021 until June of 2022.  
My business, Faraway Sound Productions, does provide services to the town for ATM/STM.





**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*



*Please return this form to the Town Administration offices by the advertised due date.*  
*Please call for date of the Public Hearing for applications review or refer to the Public Notice.*

**Name:** Peter A. Morrison **Home Phone:** (310) 266-9580

**Mailing Address:** 3 Eat Fire Springs Rd., Nantucket, MA 02554 **Alternate Phone:** \_\_\_\_\_

**Email Address:** petermorrison@me.com **Date Submitted:** Jan. 18, 2025

**REQUESTING APPOINTMENT TO:** Scholarship Committee

*Reasons for Committee Interest*

- Have you ever attended a meeting of the committee/board/commission? No
- Why are you interested in this committee/board/commission? My experience evaluating scholarship applicants
- Are you prepared to commit to the meeting schedule of the committee/board/commission? Yes

Although I have never attended a meeting of the Scholarship Committee, I have served since about 2005 on various other Town committees. Currently, I serve on the Town's Visitors Services Advisory Committee.

As a Board Member of the Nantucket Shellfish Association, I have evaluated students' applications for NSA's annual scholarship awards for about 10 years. Furthermore, I have past experience teaching college undergraduates. I believe my experience (especially evaluating Nantucket student applicants) would be an asset to the Scholarship Committee's deliberations.

*Relevant Experience*

- What experience, skills or insight would you bring to the committee/board/commission? See paragraph above.
- What would you hope to accomplish on the committee/board/commission?

I'd pursue a process whereby each committee member offers one's own perspectives on each applicant; then weighs the perspectives of every committee member, aimed at reaching a collective consensus.

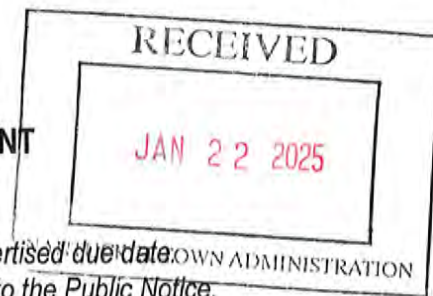
Based upon my own prior experience evaluating Nantucket student applicants, a collective consensus usually is attainable by following this procedure.

*Potential Conflicts of Interest*

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members.  
I am a member of the Nantucket Shellfish Association's Board of Directors. I continue to serve on the Nantucket Civic League's Executive Board (having recently stepped down as NCL Co-President).
- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket? No



**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*



*Please return this form to the Town Administration offices by the advertised due date.*  
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**Name:** Alexis M. Sturgis - "Lexi" **Home Phone:** 774-364-5474

**Mailing Address:** 7 Wamasquid Place, Nantucket MA 02554 &  
15 Barbara Ave, Auburn MA 01501 **Alternate Phone:** N/A

**Email Address:** lexi.sturgis@gmail.com **Date Submitted:** 1/22/2025

REQUESTING APPOINTMENT TO: Scholarship Committee *Reasons for Committee Interest*

- Have you ever attended a meeting of the committee/board/commission? Yes
- Why are you interested in this committee/board/commission? To learn more about Nantucket
- Are you prepared to commit to the meeting schedule of the committee/board/commission? Yes

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*Relevant Experience*

- What experience, skills or insight would you bring to the committee/board/commission?
- What would you hope to accomplish on the committee/board/commission?

Experience: Work alongside the Nantucket Sewer Department to help field-engineer and facilitate partial construction of the Sea St. Pump Station Sewer Force Main No. 3. from October 2023 - November 2024 while serving as the President of The National Association of Women in Construction, Greater Worcester Chapter 241

Skills: Communication & Problem-Solving

I hope to accomplish executing an idea into reality.

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*Potential Conflicts of Interest*

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members. None.
- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket?

No.

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RECEIVED

**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*

JAN 27 2025

NANTUCKET TOWN ADMINISTRATION

*Please return this form to the Town Administration offices by the advertised due date.*  
*Please call for date of the Public Hearing for applications review or refer to the Public Notice.*

Name: Jeannie Critchley Home Phone: 508-367-9837

Mailing Address: P.O. Box 3129 02584 Alternate Phone: —

Email Address: jeannie777@gmail.com Date Submitted: 1/22/25

REQUESTING APPOINTMENT TO: Town of Nantucket Scholarship Committee

**Reasons for Committee Interest**

- Have you ever attended a meeting of the committee/board/commission?
- Why are you interested in this committee/board/commission?
- Are you prepared to commit to the meeting schedule of the committee/board/commission?

I am aware of the benefit to the school community that this board provides. As a retired person I now have the flexibility to participate in meetings and small group work.

**Relevant Experience**

- What experience, skills or insight would you bring to the committee/board/commission?
- What would you hope to accomplish on the committee/board/commission?

I taught in the NPS from 1988-2021 in grades 3-5. This has given me experience in knowing what academic goals and difficulties face our students.

**Potential Conflicts of Interest**

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members.

There are none.

- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket?

I am a retired public school teacher, a town employee.





**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*

RECEIVED

JAN 16 2025

NANTUCKET TOWN ADMINISTRATION

*Please return this form to the Town Administration offices by the advertised due date.*  
*Please call for date of the Public Hearing for applications review or refer to the Public Notice.*

**Name:** Peter W. Lisi

**Home Phone:** 860.712.9390

**Mailing**

**Address:** 12 Chelsea Lane, West Hartford, CT 06119

**Alternate Phone:** \_\_\_\_\_

**Email Address:** Pwlisi@aol.com

**Date Submitted:** 01/16/25

**REQUESTING APPOINTMENT TO:** Zoning Board of Appeals, Alternate

*Reasons for Committee Interest*

- Have you ever attended a meeting of the committee/board/commission?
- Why are you interested in this committee/board/commission?
- Are you prepared to commit to the meeting schedule of the committee/board/commission?

My interest in serving on this Board lies in my deep and sincere affection for the community of Nantucket. My wife and I have been coming to Nantucket for 30+ years, and have been homeowners since 2013. Although I have not attended a Nantucket ZBA meeting, I have been, and remain, involved with several organizations serving the public interest in my local community and at the state-wide level. These organizations include serving as Chair of the Board of an independent schools, the West Hartford Chamber of Commerce, a CT State financing authority, and a state scholarship board. I am wholly committed to "giving back" to a community and look forward to doing so at a place that is very special to my family: Nantucket. I am a retiree and would not have difficulty committing to a meeting schedule.

*Relevant Experience*

- What experience, skills or insight would you bring to the committee/board/commission?
- What would you hope to accomplish on the committee/board/commission?

My experience and skills are broad-based, and include the review of capital projects, financing, economic development, and the need for building public trust. If selected, I would hope to maintain the trust and respect between the board and those impacted by its actions. Decisions regarding commercial are

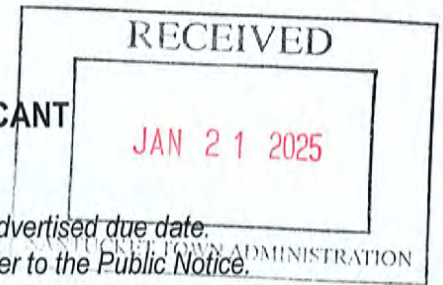
*Potential Conflicts of Interest*

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members. My wife is a member of the Nantucket Garden Club.
- Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket?  
No





**TOWN OF NANTUCKET**  
**COMMITTEE INTEREST FORM/NEW APPLICANT**  
*For Appointment by the Select Board*



*Please return this form to the Town Administration offices by the advertised due date.  
Please call for date of the Public Hearing for applications review or refer to the Public Notice.*

**Name:** Robert A Constable

**Home Phone:** (917) 584-9337

**Mailing**

**Address:** PO Box 996, Nantucket MA 02554

**Alternate Phone:** \_\_\_\_\_

**Email Address:** rac@redbirdventures.com

**Date Submitted:** 01/17/2025

REQUESTING APPOINTMENT TO: Zoning Board of Appeals

*Reasons for Committee Interest*

- Have you ever attended a meeting of the committee/board/commission? **NO.**
- Why are you interested in this committee/board/commission? **I AM A 3RD GENERATION PART-TIME RESIDENT AND AS OF MID-2024 A FULL-TIME RESIDENT. MY BACKGROUND IN REAL ESTATE (SEE BELOW) HAS INSTILLED AN INTEREST IN PROPERTY RIGHTS, DEVELOPMENT, PRESERVATION AND THE EQUAL AN FAIR APPLICATION OF CIVIC REGULATION, BALANCING THE INTERESTS OF BOTH PROPERTY OWNERS, THE TOWN, AND THE COMMUNITY AT LARGE.**
- Are you prepared to commit to the meeting schedule of the committee/board/commission? **YES**

*Relevant Experience*

- What experience, skills or insight would you bring to the committee/board/commission? **I HAVE SPENT OVER 40 YEARS IN COMMERCIAL REAL ESTATE, BASED IN NEW YORK CITY BUT TRANSACTING NATIONALLY AND INTERNATIONALLY. I HAVE EXECUTED COMPLEX REAL ESTATE TRANSACTIONS TOTALING IN THE BILLIONS IN VALUE, NATIONALLY AND INTERNATIONALLY ON BEHALF FORTUNE 500 CORPORATIONS. MANY OF THESE HAVE INVOLVED INTERACTIONS INVOLVING LOCAL PLANNING, ZONING, TRANSPORTATION AND OTHER REGULATORY ISSUES.**
- What would you hope to accomplish on the committee/board/commission? **I CAN ADD PERSPECTIVE, JUDGEMENT AND EXPERIENCE TO THE BOARD'S REVIEW PROCESSES.**

*Potential Conflicts of Interest*

- Please list any committees appointed by the Select Board, local agencies or non-profit organizations of which you or a member of your immediate family are current members. **I AM A FORMER COMMODORE OF THE NANTUCKET YACHT CLUB AND REMAIN A NON-VOTING MEMBER OF IT'S BOARD OF GOVERNORS. I AM CURRENTLY WORKING WITH NANTUCKET COMMUNITY SAILING ON VARIOUS MATTERS. MY WIFE IS THE EXECUTIVE DIRECTOR OF SUSTAINABLE NANTUCKET.**

Are you or any member of your family employed by, or receive any financial consideration from, the Town of Nantucket? **NO.**



**Select Board**  
**Committee Vacancy Appointments Timeline**  
**Round 4**  
*As of 1/14/2025*

**January 14** – Advertise committee vacancies on Town’s website

**January 22 and January 29** – Committee vacancies to be added to Select Board agendas as announcement

**January 23 and January 30** – Advertise committee vacancies in the Inky

**February 7 at 12:00 PM** – Deadline for submitting applications for the following committee vacancies:

- Council for Human Services, 1 seat, term expires 2027
- Council on Aging, 1 seat, term expires 2026
- Cultural Council, 1 seat, term expires 2026
- Town of Nantucket Scholarship Committee, 1 seat, term expires 2027
- Zoning Board of Appeals Alternate, 1 seat, term expires 2027

**February 12 and February 19**– The names of applicants who have submitted applications will be read aloud and applications will be included in the Board’s packet.

**March 5** – Meeting for applicants to introduce themselves and review their applications; committee appointments made.

**Select Board  
African Meeting House  
Investigation Procurement Workgroup  
Appointments Timeline  
*As of 2/6/2025***

**February 5** – Discuss the follow-up to Article 36 of 2024 Annual Town Meeting - African Meeting House “Investigation” – form workgroup to execute the procurement of a vendor.

**February 6** – Advertise workgroup openings on Town’s website

**February 12 and February 19** – Workgroup openings to be added to Select Board agendas as announcement

**February 13 and February 20** – Advertise committee vacancies in the Inky

**February 28 at 12:00 PM** – Deadline for submitting applications for workgroup

**March 5 and March 12**– The names of applicants who have submitted applications will be read aloud and applications will be included in the Board’s packet.

**March 19** – Meeting for applicants to introduce themselves and review their applications; workgroup appointments made.



# Master Plan Visioning Process Kick-Off

**February 13, 2025**

**@5:00PM**

**The Nantucket Inn**

Join the Town of Nantucket for an engaging presentation by Charles Marohn, Founder & President of Strong Towns, as we launch the Nantucket Master Plan Visioning Process.

## **Agenda:**

**5:00-6:00 PM** - Keynote presentation by Charles Marohn

**6:00-6:50 PM** - Plenary Session with Tucker Holland, Cecil Barron Jensen, Beth Ann Meehan, Rachael Freeman, and Peter Burke; moderated by Peter Flinker (Principal, Dodson & Flinker)

**6:50-8:00 PM** - Reception

This event is free and open to all, but space is limited.  
To attend, **RSVP by emailing [laurel@barrettplanningllc.com](mailto:laurel@barrettplanningllc.com).**

For more information about the Master Plan Update, visit  
<https://nantucket-ma.civilspace.io/en/projects/master-plan-update>



**STRONG  
TOWNS**





### **Select Board Announcement – Dr. Howard Dickler Citizens Award**

The Nantucket Affordable Housing Trust is proud to announce that they are accepting nominations for the Dr. **Howard Dickler Citizens Award**, an annual recognition honoring community members who exemplify Dr. Dickler's dedication to housing advocacy.

Dr. Dickler was a valued member of our community, known for his unwavering commitment to addressing housing and economic issues on Nantucket. Through his active participation in public meetings and his service on the Neighborhood First Advisory Committee, he played a crucial role in shaping the Affordable Housing Trust's efforts to maintain safe harbor under Chapter 40B since 2019.

This award will recognize an individual who embodies Dr. Dickler's spirit—through dedication, creativity, inclusiveness, and a fearless willingness to share ideas that advance housing opportunities for our year-round community.

The Affordable Housing Trust will begin accepting nominations starting **February 18<sup>th</sup>, 2025**, with a deadline of **April 4, 2025**. Community members are encouraged to submit nominations to **Ellis Ramos** at [eramos@nantucket-ma.gov](mailto:eramos@nantucket-ma.gov). The Trust will review nominations and announce the recipient at the **Annual Town Meeting on May 3, 2025**.

For more information, stay tuned for the official announcement from the Communications Department in early March.

## ***CONSENT AGENDA ITEMS FOR 2/12/2025 SELECT BOARD MEETING***

### **1. Gift Acceptances**

Recommend the acceptance of the following gifts to Town agencies:

- Natural Resources Department:
  - o Gift of \$65,000 from Great Harbor Yacht Club to help collaborate with the Urban Harbors Institute on an Eelgrass Management Plan

*Recommended Motion: To accept all gifts for their designated purposes, with thanks to the donors.*

Town Administration will ensure that letters of thanks are sent.

# TOWN OF NANTUCKET NATURAL RESOURCES DEPARTMENT

131 PLEASANT STREET  
NANTUCKET, MA 02554

(508) 228-7230



February 3, 2025

Select Board  
16 Broad Street  
Nantucket, MA, 02554

Dear Board Members,

On behalf of the Natural Resources Department, we are requesting that the Select Board accept a gift from the Great Harbor Yacht Club Foundation in the amount of \$65,000. This donation will contribute to collaborate with the Urban Harbors Institute on an Eelgrass Management Plan for our department.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeff Carlson", written over a horizontal line.

Jeff Carlson,  
Town of Nantucket  
Natural Resources Department  
508-228-7230



## EMERGENCY DECLARATION VOTE

WHEREAS, in December 2024, through routine water quality sampling, the Nantucket Water Department discovered the presence of PFAS in reportable concentrations in Well #15 located in Wyers Valley;

WHEREAS, the Water Department, after notifying the Department of Environmental Protection, has temporary discontinued the use of Well #15;

WHEREAS, Well #15 is a public water supply well for both drinking water and fire protection to the residents of the island of Nantucket and is an essential part of the Town's water supply system especially during the summer months;

WHEREAS, the Water Department is in the process of contracting for the design, construction, and installation, on an emergency basis, of a mobile treatment facility located at Well #15, which hopefully will be available for operation for the summer of 2025;

WHEREAS, Well #15 will remain offline until such time as the emergency treatment facility is operational;

WHEREAS, pursuant to General Laws c. 44, § 31, the Select Board has determined that the discovery of PFAS in Well #15 constitutes an immediate threat to the health and safety of persons and properties located in Nantucket and that emergency spending is necessary in order to bring Well #15 back online prior to periods of high demand;

THEREFORE, pursuant to the authority granted under G.L. c. 44, § 31, the Select Board of the Town of Nantucket hereby declares that an emergency exists. The Town Manager acting in conjunction with the Nantucket Water Commission and Nantucket Water Department is empowered by this vote to authorize expenditures for all purposes required to carry out the Town's obligations with respect to this matter to such degree and in such amounts as is deemed to be necessary; subject to all necessary approvals from the Commonwealth of Massachusetts, including but not limited to, the Department of Revenue Bureau of Accounts, the Department of Environmental Protection, and the Division of Capital Asset Management.

So voted by the Select Board, February 12, 2025

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Brooke, Mohr, Chair of the Select Board

## **FY2026 Budget Stories Links**

Our Island Home

<https://stories.opengov.com/nantucketma/published/Mvwdjplij>

Sewer/Stormwater

<https://stories.opengov.com/nantucketma/published/3zslSQUJcG>

Water

[https://stories.opengov.com/nantucketma/published/\\_CcDISkY9V](https://stories.opengov.com/nantucketma/published/_CcDISkY9V)

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**To:** C. Elizabeth Gibson, Town Manager (***By Electronic Mail Only***)  
**Cc:** Select Board  
**From:** Lauren F. Goldberg, Esq. and John W. Giorgio, Esq.  
**Re:** Public Comment Policy  
**Date:** February 7, 2025

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You have requested information regarding the draft Public Comment Policy we prepared for the Select Board and how it differs from the existing Agenda Protocol. As you know, all Select Board meeting agenda packages include an Agenda Protocol explaining the process for the Board's meeting including participation by members of the public. The Public Comment Policy is intended to replace the Agenda Protocol and more comprehensively address recent case law concerning First Amendment protections applicable to public participation at meetings of public bodies.

## **I. Legal Overview**

As a general matter, the Massachusetts Declaration of Rights and the First Amendment to the U.S. Constitution protect the freedom of speech and an individual's right to petition and criticize their government. In Barron v. Kolenda, 491 Mass. 408, 416 (2023), the Massachusetts Supreme Judicial Court addressed the application of these protections in the context of a public participation policy adopted by the Town of Southborough Select Board. The Barron court essentially concluded that the public participation policy, which sought to implement standards of civility by limiting critical, rude or disparaging remarks, violated Articles 19 and 16 of the Massachusetts Declaration of Rights. The Barron court observed that "[a]lthough civility can and should be encouraged in political discourse, it cannot be required."

In the post-Barron context, therefore, public bodies must consider the implications of whether, and to what extent, they wish to invite the public to participate in their meetings using a so-called "forum" analysis. The Open Meeting Law does not require that a public body allow the public to participate in its meetings. Instead, such a requirement can be found only in a charter or special act. If a public body is required by a charter or special act to allow public participation, or the public body chooses to allow public participation, it must determine the extent to which that forum will be open to public participation. Once public participation is permitted, the speech in that forum is entitled to significant protections from public body interference. Id. To regulate participation, a board may impose only "reasonable restrictions on the time, place, or manner of protected speech and assembly provided the restrictions are justified without reference to the content of the regulated speech, that they are narrowly tailored to serve a significant governmental interest, and that they leave open ample alternative channels for communication of the information." Id. at 418 (emphasis added) (internal quotation and citation omitted).

## **II. The Policy**

The sections below correspond to those in the draft Public Comment Policy.



A. Purpose and B. Authority. The policy contains a purpose statement to highlight the significant governmental interest in facilitating orderly and efficient public comment periods that allow the Select Board to “accomplish its stated business in an efficient manner.” Notably, courts in other jurisdictions have concluded that conducting an efficient meeting is a “significant governmental interest” sufficient to regulate public comment. See, e.g., Grayned v. City of Rockford, 408 U.S. 104, 119 (1972) (city has compelling interest in uninterrupted meeting sessions); Jones v. Heyman, 888 F.2d 1328, 1333 (11th Cir. 1989) (significant governmental interest in controlling agenda and preventing disruption of public meetings); Wright v. Anthony, 733 F.2d 575, 577 (8th Cir. 1984) (significant governmental interest in conserving time and allowing others opportunity to speak during public hearing). See also Spaulding v. Town of Natick School Committee, Sup. Ct. C.A. No. 2018-01115 (Nov. 21, 2018) (public body has “compelling interest” in “conducting the [public body’s] meeting in an orderly and efficient fashion”). As noted above, because of the Barron decision, the policy cannot mandate civility during public comment periods.

C. Legal Standards. The legal standards section of the policy notifies the reader that meetings of public bodies are governed by the Open Meeting Law, G.L. c. 30A, §§ 18-25. Section 20(g) of the Open Meeting Law provides:

No person shall address a meeting of a public body without permission of the chair, and all persons shall, at the request of the chair, be silent. No person shall disrupt the proceedings of a meeting of a public body. If, after clear warning from the chair, a person continues to disrupt the proceedings, the chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.

This language provides a solid basis for the chair to, as indicated in the policy, require all questions raised and comments made by a duly recognized speaker to be directed to the chair. Consistently enforcing this requirement reduces the potential for a member of the public to interrupt or respond to a speaker, or otherwise disrupt the speaker or the meeting in general.

D. Application. This section makes the policy applicable to all public bodies in Town, elected and appointed. Due to the high level of risk posed by civil rights claims where a prevailing party can recover attorney’s fees, the policy is intended to protect the Town from potential liability. Although the Board may require all boards it appoints to utilize the policy, it may be difficult to enforce use of the policy by elected boards and committees. Importantly, in our opinion, consistent use of the policy by all boards and committees will better insulate the Town from potential civil rights claims.

E. Procedures. This section of the policy establishes the process for allowing public participation in a manner consistent with the Barron decision, including restrictions on “when and where a public comment session may occur, how long it might last, the time limits for each person speaking during the public comment session, and rules preventing speakers from disrupting others and removing those who do.” Barron, 491 Mass. at 422-423 (emphasis added). The policy therefore provides for an overall time limit for public comment, one opportunity to speak for a maximum of three minutes and prohibits the assignment of a speaker’s time to

another. Although the Agenda Protocol also limits speakers to three minutes, requiring a speaker to address matters within the jurisdiction of the board, and limiting the overall time of the public comment period, further ensures that the board is able to focus the bulk of its time and attention on its own agenda. See, e.g., Madison, Joint Sch. Dist. No. 8 v. Wisconsin Employment Relations Comm’n, 429 U.S. 167, 175 n.8 (1976) (“Plainly, public bodies may confine their meetings to specified subject matter ...”); Spaulding, supra (complaints made during public speak “must fall within the ... scope [of the public body’s jurisdiction]”). Indeed, whenever a public body “is prevented from accomplishing its business in a reasonably efficient manner,” the meeting has been disrupted and the body may reasonably limit its speakers to proceed with the actual business before it. See White v. City of Norwalk, 900 F.2d 1421, 1425 (9th Cir. 1990).

*F. Disruptive Conduct/Unprotected Speech.* This section outlines the limited instances in which speech may be unprotected, allowing the chair to interrupt, limit, or silence a speaker. When based upon the content of a speaker’s speech, a chair may curtail a speaker only when it is clear that the speaker’s comments constitute true threats of violence directed towards an individual, rather than toward a group of people, or appear to be inciting imminent lawlessness. Indeed, the U.S. Supreme Court recently wrote: “[s]peech that demeans on the basis of race, ethnicity, gender, religion, age, disability, or any other similar ground is hateful; but the proudest boast of our free speech jurisprudence is that we protect the freedom to express ‘the thought that we hate.’” Matal v. Tam, 582 U.S. 218, 246 (2017); see also Barron, 491 Mass. at 410 (calling Select Board Chair a “nazi” was protected speech); Brandenburg v. Ohio, 395 U.S. 444, 447(1969) (KKK leaders stating “there might have to be some revengeance [sic] taken [for] the white, Caucasian race” and “Personally, I believe the [n-words] should be returned to Africa, the Jew returned to Israel,” was protected speech).

Speech may also be curtailed for violations of content-neutral reasonable time, place and manner restrictions, such as when a speaker has not been recognized, interrupts the recognized speaker, disrupts the meeting by talking to others, or in similar situations. See, e.g., White, 900 F.2d at 1425 (moderator “certainly may stop [the speaker] if his speech becomes irrelevant” or if they are “speaking too long”); Eichenlaub v. Twp. of Indiana, 385 F.3d 274, 281 (3d Cir. 2004) (restricting public comments that are “repetitive and truculent, and [where speaker] repeatedly interrupted the chairman of the meeting ... is the sort of time, place, and manner regulation that passes muster under the most stringent scrutiny”).

Based upon these legal principles, the policy lists the following examples of situations when a chair can interrupt, limit, or silence a speaker:

- Speaking without being recognized;
- Continuing to speak after the chair has curtailed additional verbal comment;
- Interrupting a recognized speaker;
- Speaking about matters not within the jurisdiction of the public body;
- Engaging in conversations while another person is speaking;
- Making true threats of violence directed toward a particular individual; and
- Making comments inciting imminent lawlessness.

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To aid both boards and the public, the policy also contains a “disclaimer” or “content warning” notifying readers that due to constitutional considerations, certain comments made at the meeting may be offensive or upsetting and may not be curtailed. A chair could also, at their discretion, include such a statement in their introductory meeting remarks.

*G. Public Body Response.* This section provides that members of the public body will not respond to matters raised during public comment. Avoiding debate between the speaker and the board reduces the likelihood that someone will be cut short based upon the content of their speech. Importantly, avoiding debate between speakers and the public body allows the board to address the matters on its agenda.

*H. Enforcement.* This section puts boards on notice of the importance of the policy, stating that violations could constitute cause for removal of a board appointee.

#950859v.4/NANT/0001

Town of Nantucket  
Public Comment Policy  
Adopted by Select Board  
[DATE]

**A. Purpose:**

This Policy is adopted to facilitate orderly and efficient public comment periods at meetings of Town public bodies. It will protect the ability of the residents of Nantucket, and other persons, to provide feedback or information to pertinent public bodies regarding matters of public interest, Town initiatives, operations, services, and programs. To allow speakers a fair opportunity to address a public body, and to ensure the public body may accomplish its stated business in an efficient manner, these guidelines seek to ensure compliance with the Open Meeting Law and meet other legal and constitutional obligations. Meetings of public bodies in the Town of Nantucket should be places to engage in orderly and peaceable discourse.

**B. Authority:**

Principles of free speech and freedom to petition the government, fundamental rights protected by the United States and Massachusetts Constitutions, prohibit public bodies from preventing all speech that may be upsetting or offensive. As such, this Policy establishes reasonable time, place, and manner restrictions sufficient to facilitate orderly and peaceable public comment periods at meetings of elected and appointed public bodies of the Town.

**C. Legal Standards:**

Meetings of public bodies are subject to the requirements of the Open Meeting Law, G.L. c. 30A, §§ 18-25. The Open Meeting Law empowers the chair of a public body to preside at and regulate the proceedings of meetings. Pursuant to G.L. c. 30A, § 20(g), no person shall address a meeting of a public body without permission of the chair, and all persons shall, at the request of the chair, be silent. Any person wishing to speak at an open meeting must first be recognized by the chair. All questions raised and all comments made by a duly-recognized speaker must be directed to the chair of the public body alone, not to individual members of the public body, staff, or the public. The chair is authorized to maintain order, and, although a rare occurrence, has authority, after appropriate warnings are ignored, to take action up to and including removal of a person who is disrupting a meeting.

**D. Application:**

To secure the rights of the public to participate in public comment periods in the Town of Nantucket in a manner consistent with law, and, to thereby protect the Town and members of elected and appointed bodies from civil rights claims, this policy shall apply to all public bodies in the Town of Nantucket.

**Commented [JG1]:** This would include both elected and appointed boards, although the authority to require this by elected boards is limited.

**E. Procedures:**

1. All agendas of multiple-member bodies in the Town of Nantucket shall include a 10-minute period for Public Comment, subject to the limitations set forth in paragraph 3. Where to place Public Comment on the agenda is at the discretion of the chair. If public comment is invited at another time during the meeting, this Policy shall govern.

**Commented [JG2]:** The Policy may place a reasonable limit on the duration of the Public Comment Period, and/or place a limit on the time each person may speak. See paragraph 3 below.



2. While statements made during a Public Comment period are not required to address an agenda item for that particular meeting, such comments must relate to a matter within the public body's jurisdiction. Public comments on matters outside the public body's jurisdiction may be ruled out of order by the chair. To avoid due process issues, a person seeking to provide comments on a matter appearing on the same agenda will be asked to defer until the specific agenda item is reached.
3. Each speaker will be allowed to speak once for up to 3 minutes. The chair will curtail verbal comments exceeding the allotted time.
4. A recognized speaker may not cede or assign their time to another unless such an assignment is required as reasonable accommodation for such person because of a disability. All speakers who may need an accommodation are strongly encouraged to contact Town staff or the chair of the public body at least 48 hours prior to the meeting. That said, to facilitate an efficient public comment period, groups that have multiple speakers with the same viewpoint may consider consolidating their comments or designating one person to speak on their individual behalf's.

**Commented [JG3]:** This can be adjusted.

#### **F. Disruptive Conduct/Unprotected Speech:**

Disruptive conduct and engaging in other unprotected speech, including but not limited to the following, may be grounds for the chair of a public body to curtail speech and take other action as appropriate:

1. Speaking without being recognized;
2. Continuing to speak after the chair has curtailed additional verbal comment;
3. Interrupting a recognized speaker;
4. Speaking about matters not within the jurisdiction of the public body;
5. Engaging in conversations while another person is speaking;
6. Making true threats of violence directed toward a particular individual; and
7. Making comments inciting imminent lawlessness.

#### **G. Public Body Response:**

1. A public comment period is a listening session, and the public body is there to listen. The public body, in fact, should not respond to matters raised at the meeting unless it is
2. Matters raised during public comment periods are not required to, and are unlikely to, be addressed or resolved by the public body at the same meeting. Individual members of the appropriately deferred to a noticed-agenda item due to Open Meeting Law considerations.
3. At the sole discretion of the chair of the public body, matters raised during public comment may or may not appear on a future agenda or be referred to the Town Administrator for appropriate action, if any.
4. A public body cannot demand that persons attending meetings or participating in public comment be civil to one another. Nevertheless, the Town, or the members of the public, and those that appear before them are encouraged to make any/or all residents of the Town feel welcome, including listening to them speak, and acknowledging that speakers may have a different viewpoints.

***Disclaimer:*** A Public Comment period is not a time for debate or response to comments by the public body. Comments made during the Public Comment period do not reflect the views or the positions of the public body. Because of constitutional free speech principles, the public body does not have the authority to prevent all speech that may be upsetting and/or offensive during the public portion of the meeting.

**H. Enforcement:**

Concerns about Public Comment Periods may be brought to the attention of the Town Manager, who will discuss the concerns with the chair of the public body, and take appropriate action. Failure to comply with this Policy may be deemed a violation of the Town's Code of Conduct, and grounds for the removal of an appointed official.