



MEETING POSTING

TOWN OF NANTUCKET

Pursuant to MGL Chapter 30A, § 18-25

All meeting **notices and agenda** must be filed and time stamped with the Town Clerk's Office and posted at least 48 hours prior to the meeting (excluding Saturdays, Sundays and Holidays)

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Committee/Board/s | Nantucket Memorial Airport Commission

Day, Date, and Time | Tuesday, March 9, 2021 at 5:00 PM

Location / Address | REMOTE PARTICIPATION VIA ZOOM AND YOUTUBE
Pursuant to Governor Baker's March 12, 2020 Order Regarding Open Meeting Law (Attached)

To review the instructions on how this public meeting will occur and how the public comment and participation will take place click on the link. Please refer to "New Public Participation Guidelines for ZOOM WEBINAR Meetings" section for the instructions for this meeting. <https://www.nantucket-ma.gov/138/Boards-Commissions-Committees>

Signature of Chair or Authorized Person | Thomas M Rafter

WARNING: IF THERE IS NO QUORUM OF MEMBERS PRESENT, OR IF MEETING POSTING IS NOT IN COMPLIANCE WITH THE OML STATUTE, NO MEETING MAY BE HELD!

AGENDA

Please list below the topics the chair reasonably anticipates will be discussed at the meeting

YouTube Link

<https://youtu.be/65dly06OpQQ>

Zoom Webinar Registration Link

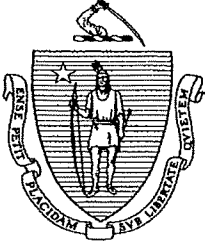
Link to register to make public comment during the meeting. After registering you will be emailed a zoom link for the meeting.
https://zoom.us/webinar/register/WN_ck6m_3QSRJuQx-MG0OgkIQ

1. Announcements
 - a. Chair reviews virtual meeting statement
 - b. This Meeting is Being Both Audio & Video Recorded
2. Review and Approve:
 - a. Agenda
 - b. 2/9/21 Draft Minutes
 - c. 2/16/21 Draft Minutes- *Pending*
 - d. Ratify 2/17/21 and 3/3/21 Warrants
3. Pending Leases/Contracts as Set Forth on Exhibit 1, which Exhibit is Herein Incorporated by Reference

4. Pending Matters
 - a. **091019-01** Capital Approval Process/Home Rule Petition
 - b. **071420-03** Per- and Polyfluoroalkyl Substances (*PFAS*) Investigation Update
 - c. **030921-01** PFAS Consultant Presentation: Review of Water Main Extension Update and Soil Testing Results
5. **030921-02** 2021 Annual Town Meeting (ATM) Warrant Articles
6. **030921-03** Environmental Assessment and Environmental Impact Report (EA/EIR) Draft response to Massachusetts Environmental Policy Act Office (MEPA) Certificate
7. Manager's Report
 - a. Project Updates
 - b. RFP/Bid Status
 - c. Operations Update
 - d. Statistics
 - e. Personnel Report
8. Commissioner's Comments
9. Public Comment
10. Executive Session – G.L. c.30A, §21 (a)
 - a. Review ES minutes of 5/28/13, 9/10/13, 1/14/14, 3/11/14, 3/25/14, 6/24/14, 8/11/15, 9/8/15, 12/8/15, 2/9/16, 9/13/16, 12/13/16, 5/11/17, 3/16/18, 4/10/18, 5/8/18, 6/12/18, 6/29/18, 7/10/18, 8/14/18, 9/11/18, 11/13/18, 12/11/18, 1/14/19, 2/12/19, 3/12/19, 4/9/19, 5/14/19, 6/11/19, 7/12/19, 8/13/19, 9/10/19, 10/8/19, 11/12/19, 12/10/19, 1/14/20, 2/11/20, 3/10/20, 4/14/20, 5/12/20, 6/9/20, 7/14/20, 7/16/20, 8/11/20, 9/8/20, 10/13/20, 11/20/20, 12/8/20, 1/12/21 for possible release; 2/9/21 for review and possible release.
 - b. Clause 7: To comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements regarding proposed Transportation Security Administration (TSA) actions, where the Chair has determined that an open session may have a detrimental effect on the security of the Airport.
 - c. Clause 3: To discuss strategy with respect to the litigation regarding Walsh, where the Chair has determined that an open session may have detrimental effect on the litigating position of the Airport Commission.
 - d. Clause 3: To discuss strategy with respect to collective bargaining, where the Chair has determined that an open session may have detrimental effect on the bargaining position of the Airport Commission.

Exhibit 1

Type	With	Amount	Other Information	Source of Funding
Consent to Sublease	Airport Gas Station, Inc.	N/A	Office/Storage Space Sublease between Airport Gas Station and	N/A
			Kevin Dineen, LLC, DBA Nantucket Electrical Contractors Inc.	
			2 Year Sub-Lease	
Lease Amendment	United States of America Department of Transportation Federal Aviation Administration	N/A	Lease Amendment No. 1 Air Traffic Control Tower Lease	N/A
			Approximately 3,764 Square Feet of Space	
			Extends Lease Expiration date to 9/30/21- No Other Changes	
Contract	The Shain Group, Inc.	(\$134,364)	Purchase and Delivery	Capital
			Riding Towbarells Electric Aircraft Tug	
Contract Amendment	McFarland Johnson Inc.	(\$24,445)	Amendment No. 1 MJ-PN-09 Fuel Farm PFAS Investigation	Capital
			Update with Catch Basin Quote, Increased Effort	
			New Contract Amount Including Amendment is \$96,997.89	
Contract Amendment	McFarland Johnson Inc.	(\$4,900)	Amendment No. 2 MJ-PN-04 Nobadeer Way Study Area	Capital
			Adding Survey Work to Scope	
			New Contract Amount Including Amendment is \$428,710.00	
Contract Amendment	McFarland Johnson Inc.	(\$15,200)	Amendment No. 1 MJ-EN-01 Water Line Extension	Capital
			Expanded Scope to Include Skyline Drive	
			New Contract Amount Including Amendment is \$283,503.00	
Contract	McFarland Johnson Inc.	(\$47,300)	Task Order MJ-EN-02 Tank Compliance Services	Operating
			Year 2021 & 2022 Support	
Contract	McFarland Johnson Inc.	TBD	Task Order	Capital
			Continued PFAS Management and Mitigation Assistance	
			Plume Identification	
Pending				



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CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

**ORDER SUSPENDING CERTAIN PROVISIONS
OF THE OPEN MEETING LAW, G. L. c. 30A, § 20**

WHEREAS, on March 10, 2020, I, Charles D. Baker, Governor of the Commonwealth of Massachusetts, acting pursuant to the powers provided by Chapter 639 of the Acts of 1950 and Section 2A of Chapter 17 of the General Laws, declared that there now exists in the Commonwealth of Massachusetts a state of emergency due to the outbreak of the 2019 novel Coronavirus (“COVID-19”); and

WHEREAS, many important functions of State and Local Government are executed by “public bodies,” as that term is defined in G. L. c. 30A, § 18, in meetings that are open to the public, consistent with the requirements of law and sound public policy and in order to ensure active public engagement with, contribution to, and oversight of the functions of government; and

WHEREAS, both the Federal Centers for Disease Control and Prevention (“CDC”) and the Massachusetts Department of Public Health (“DPH”) have advised residents to take extra measures to put distance between themselves and other people to further reduce the risk of being exposed to COVID-19. Additionally, the CDC and DPH have advised high-risk individuals, including people over the age of 60, anyone with underlying health conditions or a weakened immune system, and pregnant women, to avoid large gatherings.

WHEREAS, sections 7, 8, and 8A of Chapter 639 of the Acts of 1950 authorize the Governor, during the effective period of a declared emergency, to exercise authority over public assemblages as necessary to protect the health and safety of persons; and

WHEREAS, low-cost telephone, social media, and other internet-based technologies are currently available that will permit the convening of a public body through virtual means and allow real-time public access to the activities of the public body; and

WHEREAS section 20 of chapter 30A and implementing regulations issued by the Attorney General currently authorize remote participation by members of a public body, subject to certain limitations;

NOW THEREFORE, I hereby order the following:

(1) A public body, as defined in section 18 of chapter 30A of the General Laws, is hereby relieved from the requirement of section 20 of chapter 30A that it conduct its meetings in a public place that is open and physically accessible to the public, provided that the public body makes provision to ensure public access to the deliberations of the public body for interested members of the public through adequate, alternative means.

Adequate, alternative means of public access shall mean measures that provide transparency and permit timely and effective public access to the deliberations of the public body. Such means may include, without limitation, providing public access through telephone, internet, or satellite enabled audio or video conferencing or any other technology that enables the public to clearly follow the proceedings of the public body while those activities are occurring. Where allowance for active, real-time participation by members of the public is a specific requirement of a general or special law or regulation, or a local ordinance or by-law, pursuant to which the proceeding is conducted, any alternative means of public access must provide for such participation.

A municipal public body that for reasons of economic hardship and despite best efforts is unable to provide alternative means of public access that will enable the public to follow the proceedings of the municipal public body as those activities are occurring in real time may instead post on its municipal website a full and complete transcript, recording, or other comprehensive record of the proceedings as soon as practicable upon conclusion of the proceedings. This paragraph shall not apply to proceedings that are conducted pursuant to a general or special law or regulation, or a local ordinance or by-law, that requires allowance for active participation by members of the public.

A public body must offer its selected alternative means of access to its proceedings without subscription, toll, or similar charge to the public.

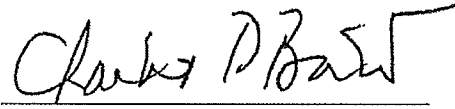
(2) Public bodies are hereby authorized to allow remote participation by all members in any meeting of the public body. The requirement that a quorum of the body and the chair be physically present at a specified meeting location, as provided in G. L. c. 30A, § 20(d) and in 940 CMR 29.10(4)(b), is hereby suspended.

(3) A public body that elects to conduct its proceedings under the relief provided in sections (1) or (2) above shall ensure that any party entitled or required to appear before it shall be able to do so through remote means, as if the party were a member of the public body and participating remotely as provided in section (2).

(4) All other provisions of sections 18 to 25 of chapter 30A and the Attorney General's implementing regulations shall otherwise remain unchanged and fully applicable to the activities of public bodies.

This Order is effective immediately and shall remain in effect until rescinded or until the State of Emergency is terminated, whichever happens first.

Given in Boston at 6:40 PM this 12th day of
March, two thousand and twenty.

A handwritten signature in black ink, appearing to read "Charles D. Baker". The signature is written in a cursive style with a large, sweeping flourish at the end.

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts