



# AMENDED MEETING POSTING

Original posting date: 06/02/2016 Original Posting # 465

## 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)

**RECEIVED**

2016 JUN 06 PM 02:33  
NANTUCKET TOWN CLERK  
Posting Number:474

<b>Committee/Board/s</b>	BOARD OF SELECTMEN/COUNTY COMMISSIONERS
<b>Day, Date, and Time</b>	TUESDAY, JUNE 7, 2016 AT 3:00 PM
<b>Location / Address</b>	PSF ADMINISTRATIVE CONFERENCE ROOM, 4 FAIRGROUNDS ROAD
<b>Signature of Chair or Authorized Person</b>	ERIKA MOONEY

**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

- I. **CONVENE IN OPEN SESSION**
- II. **EXECUTIVE SESSION, PURSUANT TO MGL C. 30A § 21(A)**
  1. Purpose 3: To Discuss Strategy with Respect to Collective Bargaining Regarding Fire Union, where an Open Meeting May have a Detrimental Effect on the Bargaining Position of the Board of Selectmen/County Commissioners.
  2. Purpose 3: To Discuss Strategy with Regard to Litigation (Litigation Update as Set Forth on Page Identified as Exhibit 1, Which is Incorporated Herein by Reference), where an Open Meeting May have a Detrimental Effect on the Litigating Position of the Board of Selectmen/County Commissioners.
  3. Purpose 6: To Consider the Purchase, Exchange, Lease, or Value of Real Property Regarding Various Land Transfers to the Nantucket Islands Land Bank as outlined in Memorandums of Understanding Dated September 24, 2014 and December 17, 2014 between the Town of Nantucket and Land Bank, and School Parcels Pursuant to Article 6 of November 9, 2015 Special Town Meeting and Article 81 of 2016 Annual Town Meeting, where an Open Meeting May have a Detrimental Effect on the Negotiating Position of the Board of Selectmen/County Commissioners.
  4. Purpose 3: Discussion and Potential Votes Regarding Strategy Relating to Potential Litigation Regarding 106 Surfside Road, where an Open Meeting May have a Detrimental Effect on the Litigation Position of the Board of Selectmen/County Commissioners; and Purpose 6: To Consider the Potential Purchase, Exchange, Lease or Value of an Interest in Real Property Regarding

106 Surfside Road, where an Open Meeting May have a Detrimental Effect on the Negotiating Position of the Board of Selectmen/County Commissioners.

5. Purpose 6: To Consider the Purchase, Exchange, Lease, or Value of Real Property Regarding 131 and 135 Pleasant Street, where an Open Meeting May have a Detrimental Effect on the Negotiating Position of the Board of Selectmen/County Commissioners.
6. Approval of Minutes of April 27, 2016 at 5:15 PM; May 5, 2016 at 3:00 PM; May 16, 2016 at 5:00 PM.

***III. ADJOURNMENT***

**EXHIBIT 1**  
**LITIGATION UPDATE**

**GENERAL LITIGATION**

12 C Street Realty Trust v. Nantucket Board of Selectmen, et al.  
Nantucket Superior Court C.A. No. 1675 CV 00008

Devine, Trustee of the Loomis Realty Trust v. Town of Nantucket, et al.  
Nantucket Superior Court C.A. No. NACV2013-00026

Holdgate, et al. v. Nantucket Planning Board, et al.  
Land Court Case No. 15MISC000352

Meyer v. Town of Nantucket Building Dept., et al.  
Suffolk Superior Court, C.A. No. 2008-5664-E

Town of Nantucket v. Butler d/b/a Nantucket Bobcat Rentals  
Nantucket Superior Court C.A. No. NACV2010-00049

Town of Nantucket v. Marcos Tejada, Dora Tejada and Rodil Lemus  
Nantucket Superior Court C.A. No.

**CONSERVATION COMMISSION**

Madaket Milk, LLC v. Nantucket Conservation Commission, et al.  
Nantucket Superior Court C.A. No. 1575CV00030

Squam Partners, LLC v. Nantucket Conservation Commission, et al.  
Nantucket Superior Court, C.A. No. 1575CV00020

**HISTORIC DISTRICT COMMISSION**

One Lyon Street  
Appeals to Board of Selectmen  
Thomas M. Montgomery, et al. v. Board of Selectmen of Nantucket, et al.  
Nantucket Superior Court C.A. No. 1575CV00003

Montgomery (II) v. Board of Selectmen, et al.  
Town of Nantucket, by and through its Historic District Commission v. Sasha Cavander  
Nantucket Superior Court C.A. No.

**PLANNING BOARD**

Cohen, et al. v. Planning Board, et al.  
Land Court No. 13 MISC No. 476822-GHP

Corey v. Planning Board, et al.  
Land Court 14 MISC 483064

Nair v. Nantucket Land Council v. Nantucket Planning Board  
Land Court Docket No. 14 MISC 489018 KCL

Nantucket Land Council, Inc. v. Nantucket Planning Board  
Land Court Docket No. 15 MISC 000293 KCL

**PROBLEM PROPERTIES**

18 Boynton Lane, 23 Sheep Pond Road, 49 Hummock Pond Lane Enforcement

**CLOSED SINCE JANUARY 1, 2015**

9 North Street HDC Appeal

Heneghan v. Town of Nantucket and Nantucket Conservation Commission

Nantucket Superior Court, C.A. No. 12-00006

Kerr v. Town of Nantucket Conservation Commission

Nantucket Superior Court, C.A. No. 12-00010

Mulvihill, et al. v. Board of Selectmen

Nantucket Superior Court C.A. No. 1675CV00003

Murphy, Trustee of Phyljan Realty Trust v. Town of Nantucket Conservation Commission

Plymouth Superior Court, C.A. No. 11-695B

One Brock's Court, LLC v. Barry Rector, et al. (I)

Land Court Docket No. 13 MISC 477901-HMG

One Brock's Court, LLC v. Barry Rector, et al. (II)

Land Court 13 MISC 477900

Siasconset Beach Preservation Fund, Inc. v. Ernest Steinauer and Town of Nantucket Conservation Commission

Nantucket Superior Court, C.A. No. NACV2014-00017-A

Silverman, et al. v. Nantucket Conservation Commission

Nantucket Superior Court, C.A. No. 2014-04

Nantucket Wiring Inspector Appeal to the Building Official Certification Committee