

# Fishers Island Ferry District

*Minutes of the meeting of the Board of Commissioners  
Fishers Island Ferry District  
August 14, 2015*

Present were Commissioners Ahrens, Rugg, Shillo, Bloethe and Parker. Present were Diane Hansen and Assistant Manager Gordon Murphy. Members of the Public included Harry Ferguson and Marcia Marien.

The commissioners appointed Mr. Ahrens as the meeting chairman and a meeting of the Board of Commissioners of the Fishers Island Ferry District was called to order on August 14, 2015 at 4:00 PM by Commissioner Ahrens at the Fishers Island Community Center. Commissioner Ahrens lead the pledge of pledge of allegiance.

The newly elected commissioners were sworn in.

## **PUBLIC COMMENT/CORRESPONDENCE:**

There was no received public correspondence and the one member of the public in attendance did not have a comment.

## **Finance:**

A review of the current warrants took place with questions on several items including the Thames Shipyard invoices for totaling \$232,254.76 for completed work. It was noted that we had agreed to pay Thames for work done. Management was asked to work with counsel to revise the bid package language for progress reporting.

There being no further discussion, a resolution was made to pay the outstanding obligation totaling \$534,786.71

Moved by: Commissioner Parker

Seconded by: Commissioner Rugg

Ayes: All

Nays: None

Ms. Hansen presented the 2015 budget modifications and requested that the BOC affirm to remove the previous \$100,000 progress payment to Thames.

RESOLVED that the Commissioners of the Fishers Island Ferry District hereby amend the 2015 Fishers Island Ferry District budget as follows:

### Decrease Appropriations

SM5709.2.000.100	Repairs, Other - Rental Building	\$ 6,000
SM5710.2.000.000	Ferry Repairs, Both Vessels	\$25,000

SM5710.4.000.925	Waste Management	<u>\$ 5,000</u>
	Total	\$36,000

Increase Appropriations

SM1910.4.000.300	Worker's Comp Insurance	\$ 1,232
SM1950.4.000.000	Property Tax NL	\$ 1,352
SM5710.2.000.200	Race Point	\$25,000
SM5710.4.000.400	Printed Material	\$ 2,416
SM9050.8.000.000	Unemployment Benefit	<u>\$ 6,000</u>
	Total	\$36,000

MOVED by Commissioner Parker  
 SECONDED by Commissioner Rugg  
 Ayes: All  
 Nays: None

In addition it was resolved that the Commissioners of the Fishers Island Ferry District hereby affirms that the \$100,000 progress payment to Thames Shipyard and Repair on the August 3<sup>rd</sup> warrant run is removed as the corrected invoice of \$108,958.70 is on the August 14<sup>th</sup> warrant run.

MOVED by Commissioner Parker  
 SECONDED by Commissioner Rugg  
 Ayes: All  
 Nays: None

Commissioner Parker stated that he was unhappy with how the Thames yard work was managed by both the FD and Thames and that he wished to restore the FD to a balanced budget. Management was asked to present a list by October of alternative marine services suppliers to off-set the dependency on Thames Ship Yard.

Mr. Murphy presented a revised recommendation for FEMA airport work managed by C&S Engineers.

**WHEREAS** the Town of Southold and the Fishers Island Ferry District have accepted a grant from FEMA for the repair of certain airport lighting and signage systems at Fishers Island Elizabeth Field Airport ("Airport").

The Board of Commissioners of the Fishers Island Ferry District is requesting permission for the Town Clerk to publicly solicit bids for the construction work associated with the airport lighting and signage repairs. It is understood that FEMA has approved the funding grant for this project.

Board of Commissioners of the Fishers Island Ferry District adopted a resolution at their March 16, 2015 Meeting waiving its procurement policy requirement on professional services by hiring C&S Engineers to perform engineering and project management services in connection with said work; and

C&S Engineers has the unique experience and history as Project Manager and Construction Manager on several previous Airport projects.

The Board of Commissioners recommends authorizing Gordon Murphy to review the C&S Engineers' contract on the Elizabeth Field Airport's lighting system with the Town of Southold's attorney and if both parties agree to the contract or its mutually agreed amendment allow Mr. Murphy to execute all related documents on behalf of the Ferry District and forward on copies for the Town of Southold to execute.

MOVED by Commissioner Rugg  
SECONDED by Commissioner Parker

Ayes: All

Nays: None

The Board of Commissioners hereby ratifies and approves the 2015-2107 Memorandum of Agreement with the CSEA and authorizes Mr. Murphy to execute all related documents.

MOVED by Commissioner Rugg  
SECONDED by Commissioner Parker

Ayes: All

Nays: None

A discussion followed on the regular fuel and cargo trips. Management was asked to look into discounting the trips to drive business to them and the BOC reiterated that fuel would take priority over other forms of cargo. It was asked that the USCG email from Scott Howell which outlines the Coast Guards requirements for the ferries' operational certificates be attached to these minutes as Exhibit A.

At approximately 4:35 Marcia Marien audit partner of O'Connor Davies LP presented the 2014 financial audit and findings. The audit can be found on the FD's website. Ms. Marien took several questions from the board.

At approximately 5:10 PM on a motion from Commissioner Rugg and seconded by Commissioner Parker the public hearing on the 2016 budget was opened. Mr. Murphy presented the budget and took many questions. This is a preliminary budget and management with the finance committee was fine tuning both revenue, operating expense and capital expense lines. Traffic numbers are up, but commercial vehicles are slightly down. Mr. Murphy expressed that the final budget may recommend means to increase revenue via fares. The budget presentation is attached to the minutes.

At 6:00 PM on a motion by Commissioner Parker and seconded by Commissioner Rugg the public hearing was closed.

The August 17<sup>th</sup> was cancelled at the last board meeting and the next meeting will be on September 14<sup>th</sup> at 4:30 in the ICC with a 3:30 working session.

### **MEETING ADJOURNMENT**

There being no further business to discuss, and on motion made by Commissioner Parker, seconded by Commissioner Rugg, and unanimously adopted, the meeting was adjourned at 6:01PM.

## **Exhibit A**

From: Howell, Scott L MSSD4 [<mailto:Scott.L.Howell@uscg.mil>]

Sent: Thursday, August 06, 2015 9:39 AM

To: RJ Burns

Cc: Ayoub, Edward T LT; Kavanagh, Adrian CIV

Subject: Carriage of HAZMAT on Passenger Vessels

RJ,

Here are the points of our phone conversation this morning.

1. Draft amendments to RACE POINT and MUNATAWKET COI's have been generated and are in the review stage. The amended COIs will clarify the hazardous material carriage conditions for the vessel. The current hazardous material clause on the vessel's current COIs are vague. The amended COIs will clearly specify the number of passengers (16) that will be allowed on the vessel while the vessel is carrying hazardous materials (i.e. diesel, propane, gasoline).

2. Sector LIS's Chief of Inspections Division (LT Tom Ayoub) and I had a discussion with Coast Guard HQ Office of Commercial Vessel Compliance (LCDR James Fogle) yesterday regarding general hazmat transportation on small passenger vessels. Mr. Fogle explained that the hazmat/16 passenger restriction was derived from 49 CFR 176.76(f)(1).

"(f) A hazardous material may be carried on board a vessel in a portable tank subject to the following conditions:

(1) Small passenger vessels of 100 gross tons, or less, may carry a hazardous material in a portable tank only when 16 or less passengers are on board and only when specifically authorized by the Officer-in-Charge, Marine Inspection, by endorsement of the vessel's Certificate of Inspection."

3. Mr. Fogle pointed out that in the 49 CFR 172.101 table there may be latitude to carry an increased number of passengers while transporting certain hazmat, small passenger vessels are specifically restricted to the 16 passengers while carrying hazmat as specified in 49 CFR 176.76(f)(1). This regulation is clearly supported by Marine Safety Manual Volume II/F.2.

4. We understand the challenges of the transportation of diesel/home heating oil to Fishers Island. However, we are charged to enforce the regulations of the Hazardous Materials Transportation Act (HMTA). You are welcome to appeal the placement of the clarified hazmat clause which will be included on the amended COIs.

Additionally, thank you for taking a proactive stance by providing a B-V semi-portable fire extinguisher for the hazmat runs on your ferries. If you have any questions, please let me know.

Best Regards,

Scott

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