

Minutes of the Meeting of the Board of Commissioners
Fishers Island Ferry District
July 24, 2017

Commissioner Ahrens at the Fishers Island Community Center called a meeting of the Board of Commissioners of the Fishers Island Ferry District (“the Ferry District”) to order on July 24, 2017 at 4:32 PM.

Commissioners William Bloethe, Heather Burnham, Peter Rugg and D. Shillo were present. Also in attendance were Gordon Murphy, Geb Cook, Diane Hansen and Deanna Ross. RJ Burns was present via phone. No members of the public were present.

Commissioner Ahrens established that a quorum was present. Everyone in attendance pledged allegiance to the flag.

Correspondence/Public Comment – No correspondence was received. There is no public comment.

Minutes

RESOLUTION 2017 - 125

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the minutes of the May 30, 2017 meeting.

Moved by: Commissioner A. Ahrens

Seconded by: Commissioner W. Bloethe

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Warrants

RESOLUTION 2017- 126

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves an additional Warrant (D) dated July 10th in the amount of \$388.19 for the MTA payment.

Moved by: Commissioner H. Burnham

Seconded by: Commissioner D. Shillo

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

RESOLUTION 2017- 127

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the Warrant dated July 24, 2017 in the amount of \$57,846.41.

Moved by: Commissioner P. Rugg
Seconded by: Commissioner A. Ahrens
Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo
Nays: None

Budget Modification

RESOLUTION 2017- 128

Whereas Resolution 2017-004 modifying the 2016 budget was never ratified by the Southold Town Board; and
Whereas the modification was not entered into the accounting record of the District or of the Town of Southold;
Therefore it is RESOLVED that Resolution 2017-004 is rescinded.

Moved by: Commissioner P. Rugg
Seconded by: Commissioner D. Shillo
Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo
Nays: None

Enabling Act Update - Commissioner Rugg met with Richard Miller and informed the BOC that Mr. Miller is encouraged that there will be a special fall session in Albany and that the Enabling Act will pass.

Finance - Mr. Cook updated the BOC that revenues are up 4% for the quarter from 2016. The FIFD is running slightly under budget. Payroll is up 23% over last year but down 11% for the quarter. Mr. Murphy feels that overall budget to the revenue is doing quite well. Charters, touch fees and freight remain higher from last year figures. There was a large revenue gain from the Worker's Comp Audit. Mr. Rugg stated that the Finance Committee started a discussion on how to implement a fuel price surcharge and will have a draft policy drawn up at next month's finance committee meeting and then bring forward to the BOC for consideration.

Traffic - Mr. Cook updated the BOC. June numbers were down, but overall up in the quarter from 2016. Commissioner Burnham pointed out that there were no big events; i.e. weddings, that could possibly have contributed to the decrease in June traffic.

Audit Update - Ms. Hansen reported to the BOC that the Audit is complete and in quality control and expect to see it in early August.

Management Update

SEC Dolphin Project: Mr. Burns met with Mohawk last Thursday and Mohawk is waiting to source a couple more supplies and then can begin the project. The bulk of the project will take place on a barge

but there may be some positioning of materials that takes place on land but has assured that nothing will interfere with operations.

Munnatawket - Mr. Burns is awaiting approval to start advertising for bid proposals for new engines. Mr. Burns would ideally like the re-power to take place during the ship yard period. Mr. Burns received estimates for engine availability in the 10-12 week range, depending on the engines chosen. The ship yard proposal is almost complete and the target date would be later in this fiscal year. Mr. Cook informed the BOC that no alternative supplier has been identified for the insulation project other than Anchor Insulation.

Race Point - Mr. Burns informed the BOC that by next week, the crew will be pulling the inspection covers off the engines to look at the engine wear with the new oil and new parts. Temperatures have been well within parameters on both boats.

Gilbert

Professional Services

RESOLUTION 2017 - 129

WHEREAS, pursuant to the Purchasing Policy of the Fishers Island Ferry District, the Board of Commissioners is permitted to use sole source procurement where there is only one vendor or source reasonably available; and

WHEREAS, the Board is permitted to use sole source procurement where competitive solicitation is impractical, disadvantageous or unreasonable under the circumstances; and

WHEREAS Gilbert and Associates is a naval architecture and engineering firm that has previously provided services to the Ferry District;

NOW, THEREFORE, BE IT **RESOLVED** to establish Gilbert and Associates Inc. as a sole source provider to the Ferry District for marine architecture and engineering.

Moved by: Commissioner D. Shillo

Seconded by: Commissioner P. Rugg

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Gilbert – MV Munnatawket Re-Power

RESOLUTION 2017-130

Whereas Gilbert and Associates is a naval architecture and engineering firm that has previously provided services to the Ferry District on the MV Munnatawket; and

Whereas the Board of Commissioners has directed management to repower the MV Munnatawket and;

Whereas Gilbert and Associates has a good understanding of the vessel and of the requirements for repowering the vessel.

NOW, THEREFORE, BE IT **RESOLVED** to accept the July 24, 2017 contract for engineering services to repower the MV Munnatawket in the amount of \$3,250, the total with contingencies and reimbursables not to exceed \$4,575; and authorize management to execute the contract subject to review by counsel.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner D. Shillo

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Mystic Stainless & Aluminum

RESOLUTION 2017-131

WHEREAS, pursuant to the Purchasing Policy of the Fishers Island Ferry District, the Board of Commissioners is permitted to use sole source procurement where there is only one vendor or source reasonably available and where the compatibility of equipment, components, accessories, replacement parts or service is the paramount consideration; and

WHEREAS, the Board is permitted to use sole source procurement where competitive solicitation is impractical, disadvantageous or unreasonable under the circumstances.

NOW, THEREFORE, BE IT RESOLVED to establish Mystic Stainless & Aluminum Inc. as a sole source provider to the Ferry District for metal fabrication and on-site SST and aluminum welding.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Passenger Ferry Update - Mr. Cook reviewed a summary of May and June numbers. Passenger charter count was 12 and 41 respectfully. July numbers are up significantly.

BOC Election Update - Mr. Murphy reported that one petition was received from Commissioner D. Shillo. The Election will take place August 8, 2017 from 2-6pm at the Fishers Island Community Center.

Election Inspectors

Resolution 2017 - 132

The Board of Commissioners hereby appoints E Parker, H Parker, S Malinowski and M Strunk to be Election Inspectors for the August 8th Fishers Island Ferry District Board of Commissioners election at a rate of \$12.00 per hour.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Two-Way Ticketing - Management and the BOC opened up discussion on the proposed Two-Way Ticketing process. The proposed process will include point of sales at New London and Fishers Island. Passengers will now receive two tickets. One way tickets will be \$15. Management will continue to work out logistics with a proposed start date of October 1, 2017.

Town Meeting and Charter - Mr. Murphy reminded all present that a Town of Southold Meeting is scheduled on Fishers Island on August 9, 2017.

Airport

RESOLUTION 2017 - 133

Whereas the Ferry District would like to collect landing fees from aircraft that land and depart after business hours.

Therefore it is RESOLVED to contract Mr. Cory Anderson as an independent agent with effect June 1, 2017 to monitor the after business hours airport activity, assist pilots to complete the landing fee documents, and provide the Ferry District with airport statistics.

Moved by: Commissioner A. Ahrens

Seconded by: Commissioner H. Burnham

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Executive Session

At 18:24, the following resolution was proposed: RESOLVED, that the Commission move into Executive Session for the purpose of discussing legal matters.

Moved by: Commissioner A. Ahrens

Seconded by: Commissioner W. Bloethe

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

At 18:40, the following resolution was proposed:

RESOLVED, That the Commission exit from Executive Session and resume Public Session.

Moved by: Commissioner W. Bloethe

Seconded by: Commissioner H. Burnham

Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Legal

RESOLUTION 2017 – 134

Whereas the Ferry District and certain individual commissioners have received a Notice of a Lawsuit and Request to Waive Service of a Summons for a former employee,

Whereas the Ferry District has notified its insurance carrier of such events; and

Whereas the individual commissioners each have requested pursuant to Public Officer Law 18 and all other applicable statutes, that the Ferry District provide them with legal defense as well as indemnification from such action and further request that the law firm of Lamb and Barnosky, LLP represent them.

Therefore it is RESOLVED that Andrew Ahrens is provided legal defense by the Ferry District and that the District's law firm, Lamb and Barnosky, LLP, is contracted to represent him at the expense of the Ferry District.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W, Bloethe

Ayes: W. Bloethe, H. Burnham, P. Rugg and D. Shillo

Nays: None

Recuse: A. Ahrens

RESOLUTION 2017 – 135

Whereas the Ferry District and certain individual commissioners have received a Notice of a Lawsuit and Request to Waive Service of a Summons for a former employee,

Whereas the Ferry District has notified its insurance carrier of such events; and

Whereas the individual commissioners each have requested pursuant to Public Officer Law 18 and all other applicable statutes, that the Ferry District provide them with legal defense as well as indemnification from such action and further request that the law firm of Lamb and Barnosky, LLP represent them.

Therefore it is RESOLVED that William R. Bloethe II is provided legal defense by the Ferry District and that the District's law firm, Lamb and Barnosky, LLP, is contracted to represent him at the expense of the Ferry District.

Moved by: Commissioner P. Rugg
Seconded by: Commissioner A. Ahrens
Ayes: A. Ahrens, H. Burnham, P. Rugg and D. Shillo
Nays: None
Recuse: W. Bloethe

RESOLUTION 2017 – 136

Whereas the Ferry District and certain individual commissioners have received a Notice of a Lawsuit and Request to Waive Service of a Summons for a former employee,

Whereas the Ferry District has notified its insurance carrier of such events; and

Whereas the individual commissioners each have requested pursuant to Public Officer Law 18 and all other applicable statutes, that the Ferry District provide them with legal defense as well as indemnification from such action and further request that the law firm of Lamb and Barnosky, LLP represent them.

Therefore it is RESOLVED that Peter Rugg is provided legal defense by the Ferry District and that the District's law firm, Lamb and Barnosky, LLP, is contracted to represent him at the expense of the Ferry District.

Moved by: Commissioner A. Ahrens
Seconded by: Commissioner W. Bloethe
Ayes: A. Ahrens, W. Bloethe, H. Burnham and D. Shillo
Nays: None
Recuse: P Rugg

RESOLUTION 2017 – 137

Whereas the Ferry District and certain individual commissioners have received a Notice of a Lawsuit and Request to Waive Service of a Summons for a former employee,

Whereas the Ferry District has notified its insurance carrier of such events; and

Whereas the individual commissioners each have requested pursuant to Public Officer Law 18 and all other applicable statutes, that the Ferry District provide them with legal defense as well as indemnification from such action and further request that the law firm of Lamb and Barnosky, LLP represent them.

Therefore it is RESOLVED that Dianna Shillo is provided legal defense by the Ferry District and that the District's law firm, Lamb and Barnosky, LLP, is contracted to represent her at the expense of the Ferry District.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe
Ayes: A. Ahrens, W. Bloethe, H. Burnham and P. Rugg
Nays: None
Recuse: D Shillo

HR

RESOLUTION 2017 – 138

WHEREAS Ahkaisha Reyes has resigned from her position as Cashier (FIFD) with the Fishers Island Ferry District effective July 15, 2017 without working a shift; and

WHEREAS Ahkaisha Reyes is not owed any additional compensation.

THEREFORE, BE IT RESOLVED that the Board of Commissioners accepts the resignation of Ms. Reyes with effect July 15, 2017.

Moved by: Commissioner W Bloethe
Seconded by: Commissioner A Ahrens
Ayes: A. Ahrens, W. Bloethe, H. Burnham, P. Rugg and D. Shillo
Nays: None

Next Scheduled Meeting – **Monday, August 7, 2017** at 4:30pm with a 3:30 working session at the Island Community Center.

Adjournment

There being no further business to discuss, and on motion made by Commissioner P. Rugg and seconded by Commissioner D. Shillo, the meeting was adjourned at 6:51pm.