

Minutes of the Meeting of the Board of Commissioners
Fishers Island Ferry District
February 18, 2019

Commissioner Rugg 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 February 18, 2019 at 4:30 PM.

Commissioners Heather Burnham, William Bloethe and Dianna Shillo were present. Also in attendance were Geb Cook, Gordon Murphy, Diane Hansen and Deanna Ross. RJ Burns was present via telephone. Members of the public included Mere Doyen and Tom Cashel. Chairman Ahrens is on vacation.

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

Correspondence/Public Comment – Mr. Cook reported that no correspondence was received. There was no public comment.

Warrant

RESOLUTION 2019 - 024

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the Warrant dated February 18, 2019, in the amount of \$315,132.44.

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

Warrant A

RESOLUTION 2019 - 025

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the Warrant (A) dated February 18, 2019, in the amount of \$9,802.92.

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

Property Tax - Warrant A is for half of the property tax due. Discussion ensued regarding the newly assessed property tax. Mr. Cook informed the BOC that the Town Assessor used the in-force 2018 leases

as a basis for the taxes assessed. The District will allocate a percentage of the gross tax amount to each lessor by increasing their monthly rent, as permitted by their leases the leases they had and allocated a percentage of the gross tax amount to each lessor. This allocation is for the 12 months or 2019. The BOC has set the public meeting on March 18, 2019 for public comment from leaseholders, who will be notified in writing that they are encouraged to come and voice any concerns.

Management Reports

Marine Update - Mr. Burns updated the BOC. Race Point has been operating fine with no issues to report. Mr. Burns spoke with the project manager this morning regarding the progress of the M/V Mun-natawket. A two-week extension has been granted. There has been job growth due to the need for bottom paint. In addition, there have been some welding issues with regard to the prop strut being 1.5 inches off center. Mr. Burns and Mr. Cook will be visiting the yard later this week. Mr. Burns reported that inspections of the New London dolphins took place. The current plan is to replace the four largest ones of the 13. In-addition, the bulkhead will need repairs due to a broken cross member.

Dredge Update - Mr. Cook updated the BOC. Request for Proposals will go out on March 1, 2019. Mr. Cook is planning for dredging to take place in May 2019.

Road access to Race Point - Mr. Cook informed the BOC that FI Conservancy president Tom Sargent would like to close off access to Race Point. Discussion ensued and the BOC feels that is beyond the scope of the agreement with the Conservancy. Mr. Cook will discuss the matter with Mr. Sargent.

FI Utility Update - Mr. Cook is awaiting response from Mr. Finan. Mr. Cook has agreed to invite Mr. Finan to the next BOC meeting to address the surcharge with the BOC. Mr. Murphy has contacted BD to complete an electrical inspection of the theater building. In addition, Mr. Murphy reported that there is no current operating agreement with the Friends of Fishers Island Theater group.

Walsh Park Relocation Progress - Mr. Cook reported that the second floor of the freight building would be cleared by the end of February. Mr. Scanlon will be renting space from Kandi Sanger and will soon be moving two remaining containers from the freight building to his new rental space. Commissioner Burnham reported that a zoning meeting will take place next month and more information should be available regarding water storage for the fire suppression system.

Passenger Ferry - Mr. Cook received feedback from the finance committee. The FIFD will be able to secure bond funds for the full amount. Plan is for the majority of the capital lease to be financed from DOT ferryboat funds. After the lease is up, the balance will be paid with bond proceeds. The lease would start when the requested repairs and USCG COI is complete. The BOC asked Mr. Burns his concerns regarding the passenger ferry. Mr. Burns responded that staffing might be an issue and expressed concern regarding the mechanical/engineering aspects of the outboards, but remains confident that solutions will be found and expressed support for the endeavor.

Passenger Ferry

WHEREAS, the Board of Commissioners of the Fishers Island Ferry District (“BOC”), in accordance with the provisions of the Enabling Act of the Fishers Island Ferry District, has the authority and duty to control and supervise ferry operations; and

WHEREAS, the BOC has identified the need to provide the residents and taxpayers of the District with a high speed passenger only trips New York and Connecticut and other services; and

WHEREAS, the BOC has previously received a proposal from Kirby Perkins Construction, Inc. (“Seller”) for the sale of a twenty passenger certified ferry boat for the purchase price of \$460,000, with a refundable deposit of \$10,000.

WHEREAS, the BOC now wishes to proceed with a Bareboat Charter Agreement in anticipation of receiving bond proceeds that will allow for the execution of a Vessel Purchase Agreement towards said twenty passenger U.S. Coast Guard certified ferry boat.

NOW, THEREFORE BE IT RESOLVED, that the BOC authorizes and directs Ferry Manager Geb Cook to execute the Bareboat Charter Party Agreement and the Vessel Purchase Agreement subject to review and approval of District Counsel and the Town Attorney.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe

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

Nays: None

Abstain: D. Shillo

Legal

RESOLUTION 2019 – 028

RESOLUTION OF THE Fishers Island FERRY DISTRICT, IN THE TOWN OF SOUTHOLD, NEW YORK, ADOPTED FEBRUARY 18, 2019, AUTHORIZING THE SUBMISSION OF A PETITION TO THE TOWN BOARD OF SAID TOWN REQUESTING THAT A PUBLIC HEARING BE CALLED TO CONSIDER AN INCREASE AND IMPROVEMENT OF FACILITIES OF THE FISHERS ISLAND FERRY DISTRICT.

Recitals

WHEREAS, pursuant to the provisions of Chapter 699 of the Laws of New York, 1947 and Acts amendatory thereto (herein called the “Enabling Law”), the Board of Commissioners (herein called “Board”) of the Fishers Island Ferry District, in the Town of Southold, Suffolk County, New York (herein called “District”), in furtherance of the public interest, wishes to submit a written request to the Town Board of the Town of Southold (herein called “Town Board” and “Town,” respectively), to call a public hearing for the purpose of hearing all persons interested in the subject matter thereof, being the acquisition of high speed passenger ferry boat to meet service needs between New London, Connecticut and Fishers Island (herein referred to collectively as the “Project”). The estimated maximum cost of the Project is \$460,000, to be financed by the issuance of bonds of the Town of Southold;
Now therefore, be it

RESOLVED BY THE BOARD OF COMMISSIONERS OF THE FISHERS ISLAND FERRY DISTRICT, IN THE TOWN OF SOUTHOLD, IN THE COUNTY OF SUFFOLK, NEW YORK, as follows:

This Board of Commissioners is hereby authorized to submit to the Town Board a written petition, subscribed by all the Commissioners of the District, requesting the Town Board to call a public hearing for the purpose of hearing all persons interested in the subject matter thereof, being the increase and improvement of the facilities of the District pursuant to Section 202-b of the Town Law, consisting of the acquisition of a high speed passenger ferry boat and to provide financing for said increase in the estimated maximum cost \$460,000, as hereinabove referred to in the Recitals hereof; it is hereby determined that the Project at said estimated maximum cost is in the public interest.

A copy of this resolution, subscribed by each of the Commissioners of the District, shall be submitted to the Town Board together with the petition herein authorized.

This resolution shall take effect immediately.

Commissioner P. Rugg offered the following resolution and moved its adoption.

Commissioner H. Burnham seconded the motion, which was put to a vote on roll call, which resulted as follows:

AYES: P. Rugg, H. Burnham and W. Bloethe

NOES: None

Absent: A. Ahrens

Recused: D. Shillo

The resolution was declared adopted.

Executive Session

At 18:22, the following resolution was proposed: RESOLVED, that the Commission move into Executive Session for the purpose of discussing personnel matters.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner D. Shillo

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

Nays: None

At 18:28, the following resolution was proposed:

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

Moved by: Commissioner H. Burnham

Seconded by: Commissioner P. Rugg

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

Nays: None

HR

RESOLUTION 2019 – 026

WHEREAS Kevin Carroll has performed his duties as Freight Agent with merit in his duties as Freight Agent, and

WHEREAS the Board of Commissioners has recommended that he receive a merit bonus of \$2,500.00 for superior work performance, attitude, and contributions to the District.

Therefore, it is RESOLVED that Mr. Carroll receive a merit bonus of \$2,500.00 with effect February 18, 2019.

Moved by: Commissioner Burnham

Seconded by: Commissioner Rugg

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

Nays: None

Next Scheduled Meeting – Monday, March 4, 2019 at 4:30 pm at the Island Community Center.

Adjournment

There being no further business to discuss, and on motion made by Commissioner W. Bloethe, seconded by Commissioner H. Burnham, the meeting was adjourned at 6:31 pm.