

FISHERS ISLAND FERRY DISTRICT
March 14, 2016

Minutes of the Meeting of the Board of Commissioners
Fishers Island Ferry District

A meeting of the Board of Commissioners of the Fishers Island Ferry District (the "Ferry District") was called to order on March 14, 2016 at 4:42 PM by Chairman Ahrens at the Fishers Island Community Center.

Commissioners Andrew Ahrens, William Bloethe, Peter Rugg, and Dianna Shillo were present. Commissioner Harry Parker was absent. RJ Burns, Jon Haney, Diane Hansen, and Elizabeth Burnham also attended.

Chairman Ahrens opened the meeting and established that a quorum was present. Everyone in attendance pledged allegiance to the flag.

Public Comment

The Board reviewed its correspondence and tabled discussion of correspondence related to potential litigation until executive session. There was no other correspondence.

Minutes

The Board reviewed and discussed the minutes from its February meetings.

RESOLUTION 2016-26

RESOLVED that the Board of Commissioners hereby approves the minutes of the February 15, 2016, meeting as amended.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner D. Shillo

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

Nays: None

RESOLUTION 2016-27

RESOLVED that the Board of Commissioners hereby approves the minutes of the February 29, 2016, meeting without amendment.

Moved by: Commissioner P. Rugg

Seconded by: Chairman A. Ahrens

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

Nays: None

Warrant

The Board reviewed and discussed a list of outstanding financial obligations provided by D. Hansen, then passed the following resolution.

RESOLUTION 2016-28

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RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the Warrant dated March 15, 2016, in the amount of \$99,712.25.

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

Budget Modification

The Board discussed and approved the following 2015 budget modification provided by D. Hansen.

RESOLUTION 2016-29

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

Decrease Appropriations

| | | |
|------------------|-------------------|----------------|
| SM5711.4.000.000 | Office Expense | \$100 |
| SM5712.4.000.000 | Commissioner Fees | \$3,800 |
| | Total | <u>\$3,900</u> |

Increase Appropriations

| | | |
|------------------|----------------|----------------|
| SM5710.4.000.100 | Utilities - NL | <u>\$3,900</u> |
| | Total | \$3,900 |

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

Management Reports

Marine Operations Supervisor Jon Haney provided ferry traffic and on-time statistics to the Board. Mr. Haney also noted that the proposed spring and peak schedules included adjustments based on these statistics.

Diane Hansen reported that the 2015 audit was about to start, and that the 2014 auditors from the New York State Comptroller's Office had recently requested additional information. Ms. Hansen was also revising District policies that will be submitted to the Finance Committee for review and the Board for approval.

Marine Operations Manager RJ Burns reported that the Munnatawket remains in dry dock for its biennial Coast Guard Hull and Internal Structural Exam and planned maintenance. Mr. Burns reported the bow thruster is ready for installation. He also stated that there have change orders and the project remains within its budget.

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Mr. Burns reported that the District has issued and advertised a Request for Proposals for work on the Race Point, and that bids will be opened March 25, 2016, in the New London Terminal. Commissioner Ahrens will attend the bid opening.

Repairs of the New London terminal roof are scheduled.

The District has reviewed with counsel age restrictions for employment with FIFD on ferries, working at terminals, operating machinery and equipment.

Mr. Burns and Mr. Haney are pursuing grants from the Coast Guard and the EPA for, respectively, upgrading electronics suites and repowering the Race Point.

In partnership with CSEA members, management is creating advancement ladders for boat crew and terminal personnel. The Board directed management to provide the advancement ladders for approval at a subsequent meeting. The Board also directed management to provide a plan for any budgetary changes, should they be necessary.

The Board directed management to provide a side-by-side comparison of health insurance options and timelines by the March 28, 2016, meeting.

2016 Spring and Summer Schedules

The Board reviewed and discussed proposed schedules through Winter 2016/2017, directed management to propose further alternatives and justifications for proposed changes in Fall 2016 and Winter 2016/2017, and made the following resolution:

RESOLUTION 2016-30

RESOLVED, that the Board of Commissioners hereby approves the proposed schedules as amended for Spring 2016 and Peak 2016.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe

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

Nays: None

Waste Management District Lease

The Board discussed the proposed lease for the transfer station and approved the following:

RESOLUTION 2016-31

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the lease of the transfer station property to the Fishers Island Waste Management District, for a term of two (2) years, at a rate of \$1 per year.

Moved by: Commissioner P. Rugg

Seconded by: Commissioner W. Bloethe

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Ayes: A. Ahrens, W. Bloethe, P. Rugg, D. Shillo
Nays: None

Old Business

The Board discussed the status of the Enabling Act review, a memo to be written in response to correspondence from counsel dated February 9th, and a request to the Island Community Board concerning the proposed salt barn; all items are in progress.

Jack Evans Remembrance

The Board remembered a former Commissioner of the District.

RESOLUTION 2016-32

WHEREAS John C. “Jack” Evans served with distinction between 1975 and 1993 as both a member and the Chairman of the Board of Commissioners of the Fishers Island Ferry District, and

WHEREAS his recent death was a loss to the Ferry District and to the Fishers Island community at large,

RESOLVED, that the Board of Commissioners honors the memory of Commissioner Evans and extends its sincerest sympathies to his family and friends.

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

Executive Session

At 6:31 pm, the following resolution was proposed:

RESOLUTION 2016-33

RESOLVED, that the Board of Commissioners move into executive session for the purpose of discussing legal advice about a contract with Thames Shipyard, for the purpose of discussing potential litigation with Mattern, and for the purpose of matters leading to raises in the hourly wages of particular persons.

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

That business being concluded, at 6:47 pm, the following resolution was proposed:

RESOLUTION 2016-34

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RESOLVED, that the Board of Commissioners exit executive session and resume public session.

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

Without further discussion, the following resolutions were proposed:

Thames Shipyard

RESOLUTION 2016-35

WHEREAS, in the Spring of 2015, one of the two engines in the M/V Munnatawket, was swapped out with the vessel's spare engine and subsequently repaired and refurbished in accordance with the District's standard maintenance practice; and

WHEREAS, in conjunction with that maintenance, a lube analysis of the vessel's main engine was conducted; and

WHEREAS the results of that analysis were not received until July 2015, during the height of the District's busy season; and

WHEREAS, the analysis revealed rapid bearing wear in the main engine that could cause engine failure imminently; and

WHEREAS, the District's Management determined that the immediate replacement of the main engine with the refurbished spare was essential to maintain the safe and uninterrupted operation of the M/V Munnatawket and that the required repair constituted an emergent situation that precluded strict compliance with the District's procurement policy; and

WHEREAS, on July 13, 2015, Management was able to obtain the services on the Thames Shipyard on an emergency basis to complete the engine swap at a cost of \$5,274.98; and

WHEREAS, the swap was completed on Tuesday July 14, 2015 enabling the M/V Munnatawket to safely return to full service on July 15, 2015;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District ratifies and approves Management's determination that the required repair of the M/V Munnatawket was an emergency situation resulting in deviation from the procurement policy to obtain the services of Thames Shipyard; and it is further

RESOLVED, that Management is authorized and directed to pay the invoice of Thames Shipyard in the amount of \$5,274.98 for the emergency repair.

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

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Mattern Construction Settlement

RESOLUTION 2016-36

WHEREAS, the FIFD has been presented with a claim by Mattern Construction, Inc. (“Mattern”) that the sum of \$71,263.87 remains due and owing for services provided in connection with the reconstruction of the Fishers Island Terminal South Ramp at Silver Eel Cove; and

WHEREAS, the Board of Commissioners of the FIFD has determined, upon the advice of counsel, that it is in the best interests of the FIFD to resolve this claim to avoid the expense and uncertainties of litigation;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the FIFD approves the settlement of Mattern’s claim, authorizes the Manager, Gordon Murphy, to execute the settlement agreement with Mattern, and directs payment of the agreed upon settlement amount in exchange for a general release of all claims by Mattern, subject to the approval of District counsel and the Southold Town Attorney.

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

Human Resources

RESOLUTION 2016-37

WHEREAS Polly Ford has performed with merit in her duties as Freight Agent (Fishers Island Ferry District), and

WHEREAS her manager has recommended such action,

RESOLVED, that Ms. Ford’s wages be increased to \$21.00 per hour with effect March 31, 2016.

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

RESOLUTION 2016-38

WHEREAS Deborah Doucette has performed with merit in her duties as Freight Agent (Fishers Island Ferry District), and

WHEREAS her manager has recommended such action,

RESOLVED, that Ms. Doucette’s wages be increased to \$20.00 per hour with effect March 31, 2016.

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

RESOLUTION 2016-39

WHEREAS Robert Lavin has performed with merit in his duties as Freight Agent (Fishers Island Ferry District), and

WHEREAS his manager has recommended such action,

RESOLVED, that Mr. Lavin's wages be increased to \$20.00 per hour with effect March 31, 2016.

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

RESOLUTION 2016-40

WHEREAS Anthony Mirabelli has performed with merit in his duties as Captain (Fishers Island Ferry District), and

WHEREAS his manager has recommended such action,

RESOLVED, that Mr. Mirabelli's wages be increased to \$28.13 per hour with effect March 31, 2016.

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

Janitorial Services for New London Terminal

The Board opened three bids for janitorial services for the New London terminal. Management will present its recommendations for discussion and approval at the March 28, 2016, meeting.

Adjournment

There being no other business to discuss, Chairman Ahrens reminded those present that the next meeting would be on Monday, March 28, 2016, at 4:30 pm, at the Community Center.

At 6:52 pm, Chairman Ahrens declared the meeting adjourned.