

Minutes of the Meeting of the Board of Commissioners
Fishers Island Ferry District
April 29, 2024

Chair Reid called a meeting of the Board of Commissioners of the Fishers Island Ferry District (the "Ferry District") to order on April 29, 2024 at 4:00 PM at the Island Community Center and via Zoom.

Commissioners Ace Ahrens, Heather Burnham, Tom Cashel Jim Reid and Dianna Shillo were present. Also in attendance were Geb Cook, Dave McCall, Jon Haney and Deanna Ross. Members of the public included John Morgan.

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

Correspondence/Public Comment - Mr. McCall reported he received an email from Courtney Allan and Jeff Barrett asking for consideration to rent the Whistler Avenue House if and when the Ferry District opened it up to year round housing. Mr. Cook reported he received correspondence from Mr. Jim Eagan from the School requesting a discounted rate for people coming over for a school golf fundraiser. The BOC has agreed to a discounted rate of \$8 for children and \$20 for adults.

Senior Captain John Morgan spoke on behalf of the union that represents hourly ferry employees. Mr. Morgan stated that the current wage negotiations should be for new hires only. He also expressed that he wants to dispel any rumors that the union has blocked any wage increases. He stated this simply is not true. In addition, Mr. Morgan stated that although comparables may be good for a base line, he does not feel that they account for experience. Over the past years, senior captains have maintained through various managers and the deck hands are the ones who make the captains look good. Mr. Morgan stated that the deck hand wages need to come up along with the captains. To date, wage negotiations have excluded the economy and are more representative of the value of employees; however, the economy is starting to weigh heavy on staff, especially the full time staff. Mr. Morgan thanked the BOC for the opportunity to speak and stated he was available to discuss further. He is hopeful to have this squared away before the summer schedule starts.

Marine Update: PESH Visit - Mr. Cook reported that there was an unannounced visit by PESH (Public Employee Safety & Health) last week regarding the district's current lead paint procedures. It was brought to Mr. Cook's attention that present practices are not up to OSHA standards. Mr. Cook has been asked to forward the district's present practices and how they manage lead based paint; as well as compliance based entry practices. Mr. Cook is currently in touch with a consultant from PVA to assist in this matter.

Minutes

RESOLUTION 2023-060

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the following minutes: March 5, 2024 and March 18, 2024.

Moved by: Commissioner T. Cashel

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Seconded by: Commissioner D. Shillo
Ayes: Ahrens, Burnham, Cashel, Reid and Shillo
Nays: None

Warrant

RESOLUTION 2024 –061

RESOLVED, that the Board of Commissioners of the Fishers Island Ferry District hereby approves the Warrant dated April 29, 2024, in the amount of \$63,380.89.

Moved by: Commissioner H. Burnham
Seconded by: Commissioner D. Shillo
Ayes: Ahrens, Burnham, Cashel, Reid and Shillo
Nays: None

Budget Mod

RESOLUTION 2024-062

04.29.2024

RESOLVED that the Board of Commissioners of the Fishers Island Ferry District Hereby amends the **2024** Fishers Island Ferry District budget as follows:

Increase Appropriations:

SM1420.4.000.000	Legal Expense	<u>\$ 20,000.00</u>
	Total	\$ 20,000.00

Decrease Appropriations:

SM5710.4.000.350	Fuel: Silver Eel	<u>\$ 20,000.00</u>
	Total	\$ 20,000.00

Moved by: Commissioner A. Ahrens
Seconded by: Commissioner T. Cashel
Ayes: Ahrens, Burnham, Cashel, Reid and Shillo
Nays: None

HR New Hire

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RESOLUTION 2024-063

WHEREAS the Ferry District requires additional Laborers (FIFD);

Therefore, it is RESOLVED to appoint, with effect May 8, 2024, 2024, Riley Lamar as a part-time Laborer (FIFD) at a rate of \$16.00 per hour.

It is further RESOLVED to temporarily appoint with effect May 13, 2024 Ms. Lamar from part-time to full-time summer seasonal status. On September 16, 2024, Ms. Lamar will terminate her summer seasonal position and on September 17, 2024 be re-appointed to part-time Laborer (FIFD).

Moved by: Commissioner Shillo

Seconded by: Commissioner Burnham

Ayes: Ahrens, Burnham, Cashel, Reid and Shillo

Mr. McCall stated that he is working on stagers on Fishers Island for the summer and job postings will be posted on the ferries and FishersIsland.Net.

Professional Services/ Wage Consultant

RESOLUTION 2024 – 064

WHEREAS, Hendley Taylor Advisory (HTA) is a professional services firm providing advisory and program management services to the public sector; and

WHEREAS, the Fishers Island Ferry Board of Commissioners (BOC) seeks to determine competitive and fair compensation packages based on industry and market benchmarks including similar ferry services in the region; and

WHEREAS, HTA has presented a proposal to the BOC, at a cost not to exceed \$15,000.00; and

WHEREAS, the BOC of the FIFD has determined that it would not be in the best interests of the taxpayers of the FIFD to seek alternative proposals or quotations from other firms who do not possess HTA technical expertise in this field.

Now, therefore be it RESOLVED that the BOC waives the requirement of a second quote in Guideline 8 of the FIFD's Procurement Policy and accepts the proposal from HTA.

Moved by: Commissioner Ahrens

Seconded by: Commissioner Burnham

Ayes: Ahrens, Burnham, Cashel, Shillo and Reid

Nays: None

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Professional Services

RESOLUTION 2024 – 065

WHEREAS, PJM Consulting, LLC (PJMC) specializes in drafting grant applications related to the marine industry; and

WHEREAS, PJMC has successfully drafted and was awarded grants in the past for the Fishers Island Ferry District under the name of MJ Bradley and Co.

WHEREAS, the BOC of the FIFD has requested a quote from PJMC for professional services and assistance in the preparation of a grant for federal funding under the Federal Transit Administration Ferryboat Program; and

WHEREAS the Board of Commissioners of the Fishers Island Ferry District has determined that the familiarity and technical expertise in the submission of these grant applications will enhance the likelihood of an award to the District; and

WHEREAS, PJMC has presented a proposal to the BOC for the provision of professional grant writing services dated April 24, 2024, at the cost of \$235/hr not to exceed \$9500.00; and

WHEREAS, the BOC of the FIFD has determined that it would not be in the best interests of the taxpayers of the FIFD to seek alternative proposals or quotations from other engineering firms who do not possess MJBA's technical expertise in this field.

Now, therefore be it RESOLVED that the BOC waives the requirement of a second quote in Guideline 8 of the FIFD's Procurement Policy; and be it further

RESOLVED that the BOC of the FIFD hereby accepts the proposal of PJMC dated April 24, 2024 for professional grant services, subject to the approval of District Counsel.

Moved by: Commissioner Shillo

Seconded by: Commissioner Ahrens

Ayes: Ahrens, Burnham, Cashel, Shillo and Reid

Nays: None

Bond Petition - Discussion ensued regarding the District's needs and reasons for acquiring the USCG property. The main concern of the District and the BOC is to control Silver Eel harbor to protect the ferries operations. This will require a public hearing

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Bond Petition
RESOLUTION 2024 - 066

EXTRACT OF MINUTES

Meeting of the Board of Commissioners of
Fishers Island Ferry District, in the Town of Southold,
Suffolk County, New York

April __, 2024

* * *

A meeting of the Board of Commissioners of Fishers Island Ferry District, in the Town of Southold, Suffolk County, New York, was held at the Fishers Island Ferry District Office, Fishers Island, New York, on April __, 2024.

There were present: Commissioner A. Ahrens

Commissioner J. Reid
Commissioner T. Cashel
Commissioner H. Burnham
Commissioner D. Shillo

Also present: District Manager, Geb Cook

* * *

Commissioner _____ offered the following resolution and moved its adoption:

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RESOLUTION OF THE FISHERS ISLAND FERRY DISTRICT, IN THE TOWN OF SOUTHOLD, NEW YORK, ADOPTED APRIL __, 2024, 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 AT 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, to wit, the acquisition of a parcel of real property located on Fishers Island in the Town of Southold, currently owned by the United States Coast Guard, and identified as SCTM# 1000-1-1-4.3 (herein referred to as the “Purchase”). The estimated maximum cost of the Project is TWO MILLION SIX HUNDRED THOUSAND DOLLARS (\$2,600,000.00), to be financed by the issuance of bonds of the Town of Southold; and

WHEREAS, the Town Board of the Town of Southold had previously considered the Purchase of the same property and in conjunction therewith, the Town Board conducted a review of the Purchase pursuant to the State Environmental Quality Review Act (SEQRA) 6 NY-CRR, Part 617(c)(27) and determined that the action is a budgetary process and, therefore, a Type II action and not subject to further review (“the SEQRA Determination”); and

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WHEREAS, the District has determined that its intended use of the premises is consistent with the intended use of the premises by 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:

1. 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 parcel of real property located on Fishers Island in the Town of Southold, currently owned by the United States Coast Guard, and identified as SCTM# 1000-1-1-4.3, and to provide financing for said increase in the estimated maximum cost of TWO MILLION SIX HUNDRED THOUSAND DOLLARS (\$2,600,000.00), 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.

2. The Board of Commissioners find that the SEQRA Determination by the Town Board of the Town of Southold that the Purchase is a Type II Action under SEQRA is reasonable and hereby ratifies and adopts said SEQRA Determination as its own for the Purchase.

3. 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.

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4. This resolution shall take effect immediately.

* * *

DATED: April __, 2024

BOARD OF COMMISSIONERS OF FISHERS ISLAND
FERRY DISTRICT, IN THE TOWN OF
SOUTHOLD, NEW YORK

(SEAL)

Commissioners

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

AYES:

NOES:

The resolution was declared adopted.

STATE OF NEW YORK)
 : ss
COUNTY OF SUFFOLK)

I, Carol Murphy, Secretary of the Fishers Island Ferry District, in the Town of Southold, in the County of Suffolk, New York, do HEREBY CERTIFY that I have compared the

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foregoing copy of the Petition with the original thereof now on file in my office, and that the same is a correct and true transcript of such original Order and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of
the said District this ____ day of April, 2024.

Geb Cook
District Manager

Moved by: Commissioner Burnham
Seconded by: Commissioner Cashel
Ayes: Ahrens, Burnham, Cashel, Shillo and Reid
Nays: None

Other: Electric Vehicles - Mr. Cook and Mr. Haney have been doing a lot of research regarding EVs. All hybrid vehicles are considered EVs. Currently there are no industry standards from the USCG. Management will continue to pursue all reasonable efforts for safety. Management has asked Anchor to provide a box to check when making a reservation, if the vehicle is an EV. Management will continue to research this subject, with a possibility of creating a future policy for EVs.

CFR (Code of Federal Regulations) - Mr. Haney and Mr. Morgan spoke to the current CFR which states that all passengers must exit their vehicles while on the Ferry with the exception of medical needs. Currently this is not a practice that the ferry enforces. Discussion ensued and no decision has been made.

RFP - Mr. Cook reported that the group doing the RFP for the new ferry will be visiting the next two days. They will be riding our boats, interacting with the captains and crew, and getting an understanding of the overall ferry operations. BOC members are encouraged to attend weekly calls regarding the RFP.

Executive Session

At 17:17 it was RESOLVED, that the Commission move into Executive Session for the purpose of discussing Human Resources.

Moved by: Commissioner H. Burnham
Seconded by: Commissioner D. Shillo
Ayes: A. Ahrens, H. Burnham, T. Cashel, J. Reid and D. Shillo
Nays: None

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At 17:41 it was RESOLVED that the Commission exit from Executive Session and resume Public Session.

Moved by: Commissioner A. Ahrens

Seconded by: Commissioner T. Cashel

Ayes: A. Ahrens, H. Burnham, T. Cashel, J. Reid and D. Shillo

Nays: None

Next BOC Meeting is scheduled for Monday, May 13, 2024 at 4:00 PM, at the Island Community Center and via Zoom.

Adjournment

There being no further business to discuss, and on motion made by Commissioner H. Burnham, seconded by Commissioner D. Shillo, the meeting was adjourned at 5:42 PM.