



## Woods Hole, Martha's Vineyard and Nantucket Steamship Authority

*Our mission is to operate a safe, effective, and reliable transportation system for the islands of Martha's Vineyard and Nantucket with a commitment to sustainability, accessibility, our port communities, and public engagement.*

***Posted December 9, 2021 8 a.m.***

### **JOINT MEETING OF THE STEAMSHIP AUTHORITY**

#### **BOARD MEMBERS AND PORT COUNCIL**

**Monday, December 13, 2021 – 9:00 AM**

**Rooms 110-111  
Cape Cod Community College Hyannis Center  
540 Main Street  
Hyannis, MA 02601**

NOTE: Pursuant to Section 20 of Chapter 20 of the Acts of 2021, this meeting will be held virtually. The public may participate in the meeting, including Public Comment, by going to [zoom.us](https://zoom.us) and using meeting ID 874 1700 9198 . Participants can also use the same meeting ID and join telephonically by calling one of the following numbers: 669-900-6833, 346-248-7799, 929-436-2866, 253-215-8782, 301-715-8592, or 312-626-6799.

### **AGENDA**

#### **1) Minutes**

- a) Approval of the Port Council Minutes of the November 3, 2021 Meeting in Public Session
- b) Approval of the Board Minutes of the November 16, 2021 Meeting in Public Session

#### **2) General Manager's Report**

- a) Results of Operations – Business Summary for the Month of October 2021
- b) Updates on Current Projects
  - i) Woods Hole Terminal Reconstruction Project (Marine and Landside)
  - ii) Receipt of Letter from Office of Public Safety and Inspections
  - iii) M/V Sankaty Dry Dock Update
- c) Woods Hole/Falmouth Noise & Traffic Mitigation Working Group
- d) Licensed Carrier Renewals

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- i) Hyannis Harbor Tours Inc. (Hy-Line Cruises)
  - ii) Freedom Cruise Line Inc.
  - iii) Seastreak, LLC
  - iv) Island Commuter Corp.
  - e) Lease Renewals
    - i) Proposed renewal of Lease with the Town of Falmouth for the Woods Hole Parking Lot
- 3) Treasurer/Comptroller's Report
- 4) Procurement
- a) Request for Authorization to Award Contract No. 23-2021, "Dry-dock and Overhaul Services for the M/V Nantucket"
  - b) Change Order for Contract No. 16-2017, Woods Hole Ferry Terminal Reconstruction – Waterside, with Jay Cashman Inc.
  - c) Request for Authorization to Award Contract No. 03-2021, "To Install, Maintain and Service Automated Teller Machines (ATMs) at the Woods Hole, Vineyard Haven, Oak Bluffs, Nantucket and Hyannis Terminals"
- 5) Old/New Business
- a) Election of Officers for 2022 – Port Council
  - b) Election of Officers for 2022 - Board
  - c) Proposed 2022 Meeting Schedule – Port Council
  - d) Proposed 2022 Meeting Schedule - Board
- 6) Items Not Reasonably Anticipated by the Chair
- 7) Public Comment

**MEETING IN EXECUTIVE SESSION TO FOLLOW (See Next Page)**

**STEAMSHIP AUTHORITY  
Monday, December 13, 2021 – 9:00 AM**

**Rooms 110-111  
Cape Cod Community College Hyannis Center  
540 Main Street  
Hyannis, MA 02601**

**EXECUTIVE SESSION MEETING AGENDA**

- 1) **Minutes** – Approval of the Minutes of the November 16, 2021 Meeting in Executive Session.
- 2) **Collective Bargaining Matters** –
  - a) Anticipated and Ongoing Negotiations with Teamsters Union Local 59; SEIU Local 888; and MEBA's District No.-1PCD
  - b) Discussion with respect to a tentative collective bargaining agreement with Teamsters Union Local No. 59 governing the terms and conditions of employment for the Authority's Agency and Terminal Employees
  - c) Discussion with respect to a tentative collective bargaining agreement with Teamsters Union Local No. 59 governing the terms and conditions of employment for the Authority's Parking Attendants and Bus Drivers

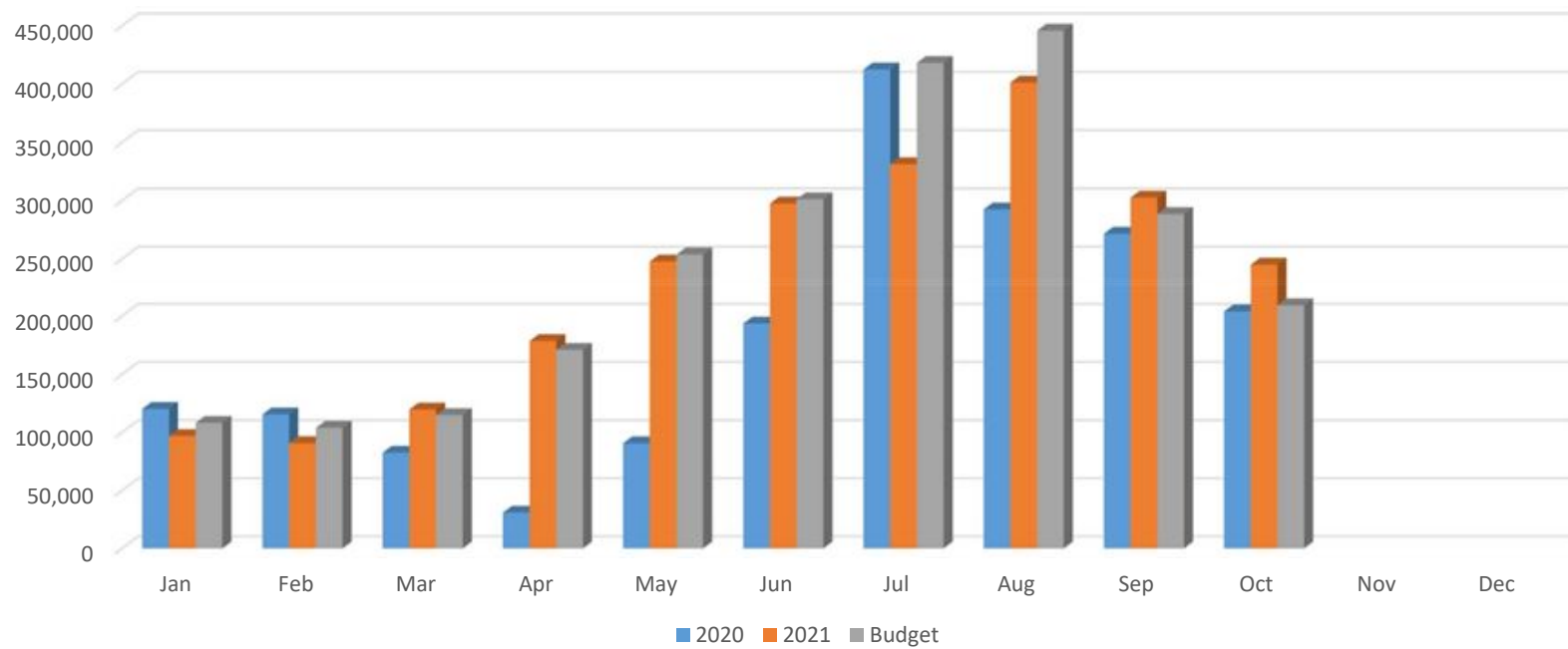
# Business Summary – October 2021

Joint Board and Port Council Meeting 12-13-2021

## Passengers Carried – October 2021 vs. 2019

		Monthly Variance vs. 2019	Monthly % Difference vs. 2019			Y-T-D Variance vs. 2020/2019	Y-T-D % Difference vs. 2020/2019
Martha's Vineyard Route	↑	7,073	3.8%		↓	- 243,911	- 11.2%
Nantucket Regular Ferry	↓	- 46	- 0.2%		↓	- 18,321	- 7.7%
Nantucket Fast Ferry	↑	5,517	22.4%		↓	- 27,914	- 10.4%
Nantucket Route Subtotal	↑	5,471	11.8%		↓	- 46,235	- 9.1%
<b>Total Passengers</b>	↑	<b>12,514</b>	<b>5.4%</b>		↓	<b>- 290,146</b>	<b>- 10.8%</b>

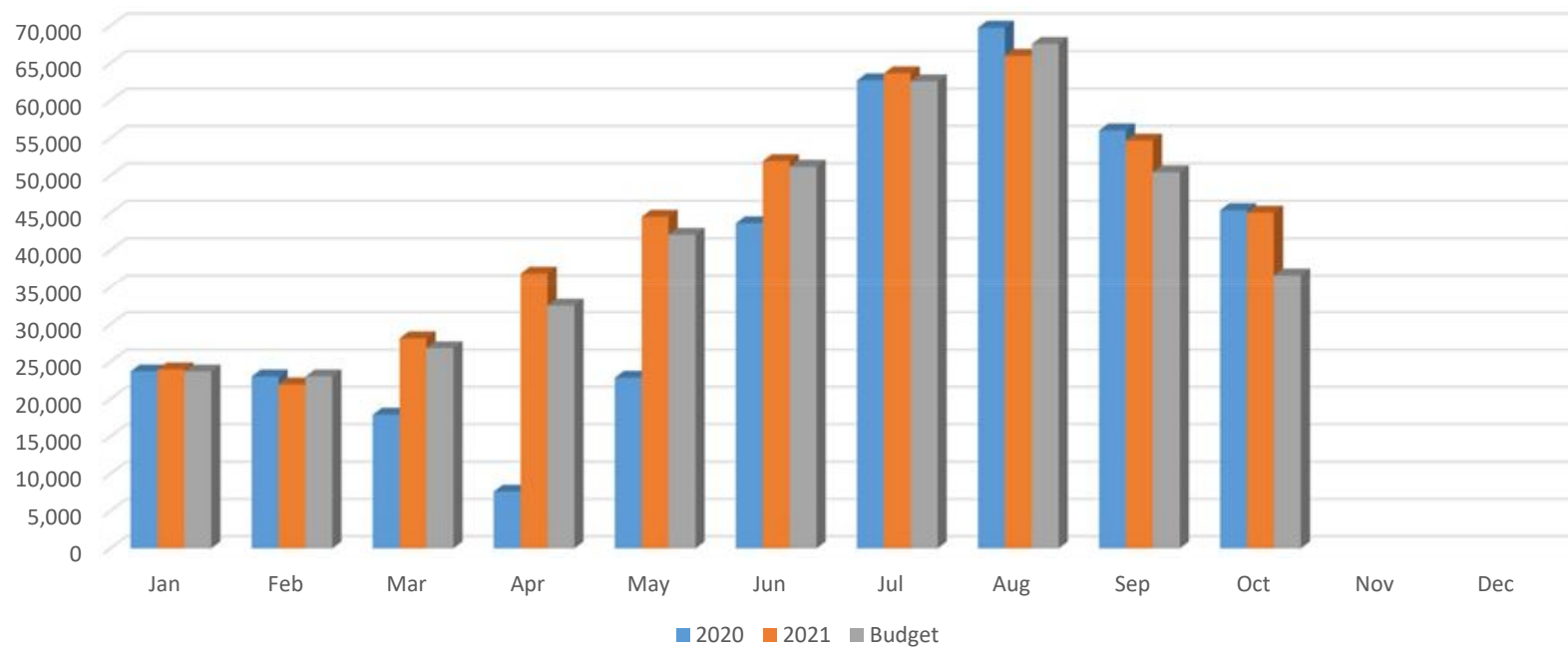
## Passengers Carried 2020 - 2021



## Automobiles Carried – October 2021 vs. 2019

		Monthly Variance vs. 2019	Monthly % Difference vs. 2019			Y-T-D Variance vs. 2020/2019	Y-T-D % Difference vs. 2020/2019
<b>Martha's Vineyard Route</b>							
Standard Fare	↑	6,321	35.1%		↑	27,091	11.5%
Excursion Fare	↑	335	2.4%		↓	- 13,672	- 10.9%
<b>Total – Martha's Vineyard</b>	↑	<b>6,656</b>	<b>20.9%</b>		↑	<b>13,419</b>	<b>3.7%</b>
<b>Nantucket Route</b>							
Standard Fare	↑	1,602	56.0%		↑	7,664	19.0%
Excursion Fare	↑	130	6.8%		↓	- 915	- 5.8%
<b>Total – Nantucket</b>	↑	<b>1,732</b>	<b>36.3%</b>		↑	<b>6,749</b>	<b>12.1%</b>
<b>Total Automobiles</b>							
	↑	<b>8,388</b>	<b>22.9%</b>		↑	<b>20,168</b>	<b>4.8%</b>

## Automobiles Carried 2020 - 2021

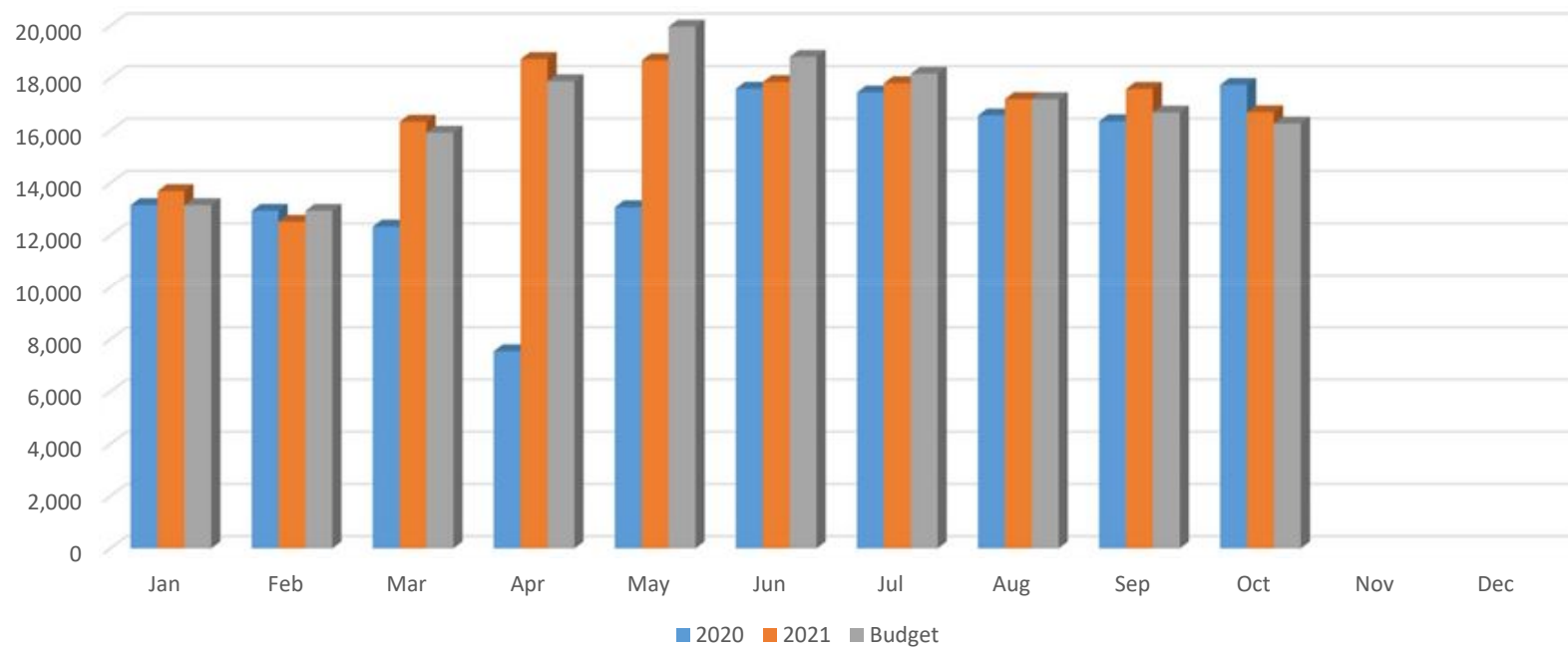




## Trucks Carried – October 2021 vs. 2019

		Monthly Variance vs. 2019	Monthly % Difference vs. 2019			Y-T-D Variance vs. 2020/2019	Y-T-D % Difference vs. 2020/2019
<b>Martha's Vineyard Route</b>							
Standard Fare	↑	310	7.8%		↓	- 487	- 1.1%
Excursion Fare	↑	160	4.5%		↓	- 645	- 2.1%
20 Feet & Over	↓	- 44	- 1.0%		↑	1,794	3.8%
<b>Total – Martha's Vineyard</b>	↑	<b>426</b>	<b>3.6%</b>		↑	<b>662</b>	<b>0.5%</b>
<b>Nantucket Route</b>							
Standard Fare	↓	- 132	- 12.6%		↓	- 935	- 9.4%
Excursion Fare	↑	33	3.9%		↓	- 498	- 7.0%
20 Feet & Over	↑	103	4.0%		↑	574	2.0%
<b>Total - Nantucket</b>	↑	<b>4</b>	<b>0.1%</b>		↓	<b>- 859</b>	<b>- 1.9%</b>
<b>Total Trucks</b>	↑	<b>430</b>	<b>2.6%</b>		↓	<b>- 197</b>	<b>- 0.1%</b>

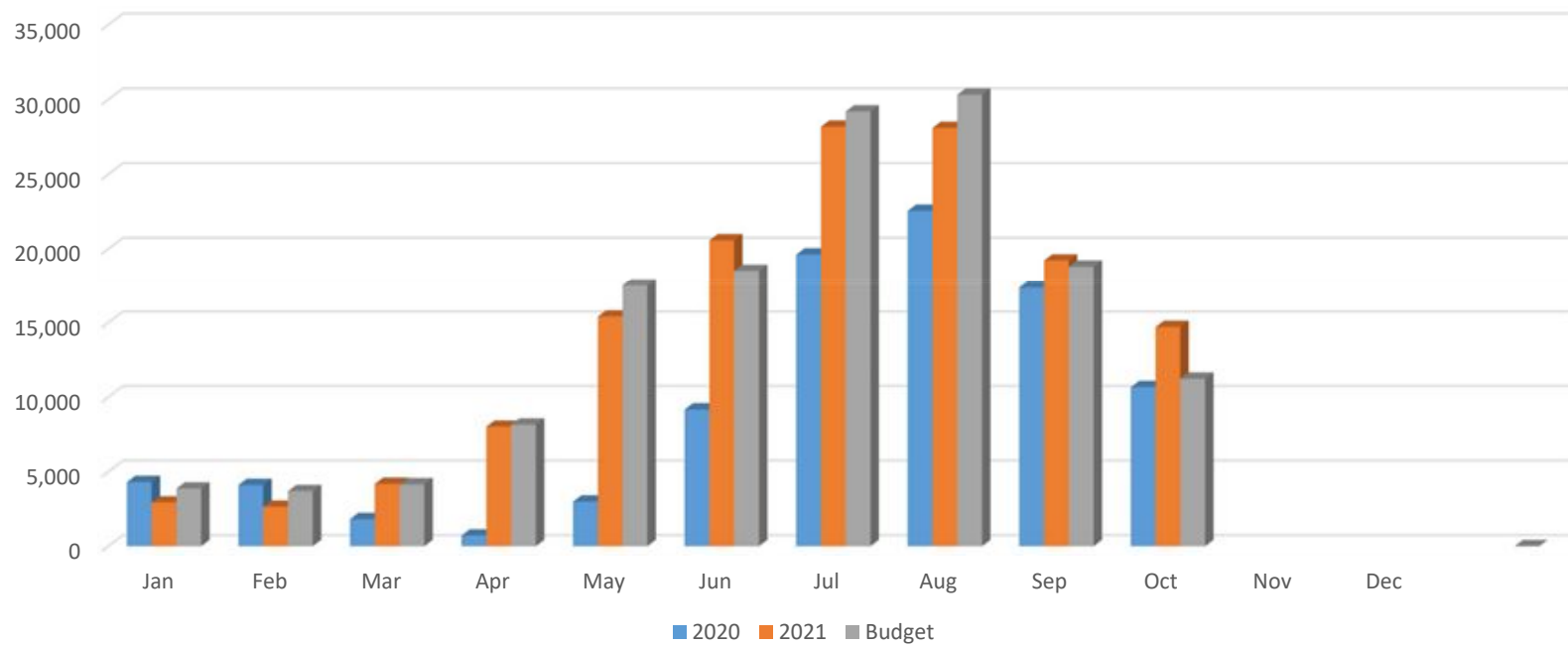
## Trucks Carried 2020 - 2021



## Cars Parked— October 2021 vs. 2019

		Monthly Variance vs. 2019	Monthly % Difference vs. 2019			Y-T-D Variance vs. 2020/2019	Y-T-D % Difference vs. 2020/2019
Martha's Vineyard Route	↑	1,615	17.2%		↓	- 13,439	- 10.6%
Nantucket Route	↑	610	19.8%		↓	- 2,284	- 6.9%
<b>Total Cars Parked</b>	↑	<b>2,225</b>	<b>17.8%</b>		↓	<b>- 15,723</b>	<b>- 9.5%</b>

## Cars Parked 2020 - 2021



# Trip Summary Report

		Cancelled for				
MV Route	Scheduled & Available	Mechanical	Weather	Traffic	Unscheduled	Total
October	1,504	- 15	- 53	- 2	39	1,473
YTD	14,863	- 54	- 191	- 362	56	14,312
NT Route	Scheduled	Mechanical	Weather	Traffic	Unscheduled	Total
October	728	0	- 42	0	4	690
YTD	5,858	- 26	- 184	- 29	86	6,433
Total	Scheduled	Mechanical	Weather	Traffic	Unscheduled	Total
October	2,232	- 15	- 95	- 2	43	2,163
YTD	21,449	- 80	- 375	- 391	142	20,745

# Financial Snapshot



## October

- Operating Revenue of **\$10,802,602** was **higher** than budget by **\$1,749,079**
- Other Income of **\$456,592** was **higher** than budget by **\$109,741**
- Operating Expenses of **\$8,928,866** was **lower** than budget by **\$1,617,340**
- Income Deductions of **\$326,116** was **higher** than budget by **\$2,131**
- Net Operating Income of **\$2,004,212** was **higher** than budget by **\$3,474,029**

## January – October

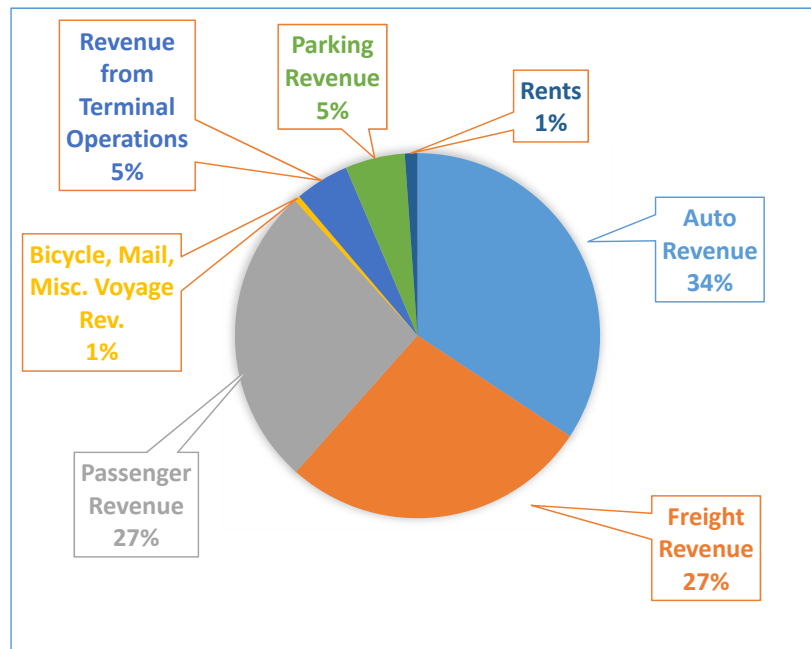
- Operating Revenue of **\$114,000,431** was **higher** than budget by **\$4,661,648**
- Other Income of **\$3,215,546** was **lower** than budget by **\$989,573**
- Operating Expenses of **\$91,557,425** was **lower** than budget by **\$2,654,139**
- Income Deductions of **\$3,247,114** was **higher** than budget by **\$5,927**
- Net Operating Income of **\$22,411,438** was **higher** than budget by **\$6,320,287**

## Operating Revenues – October 2021 vs. Budget

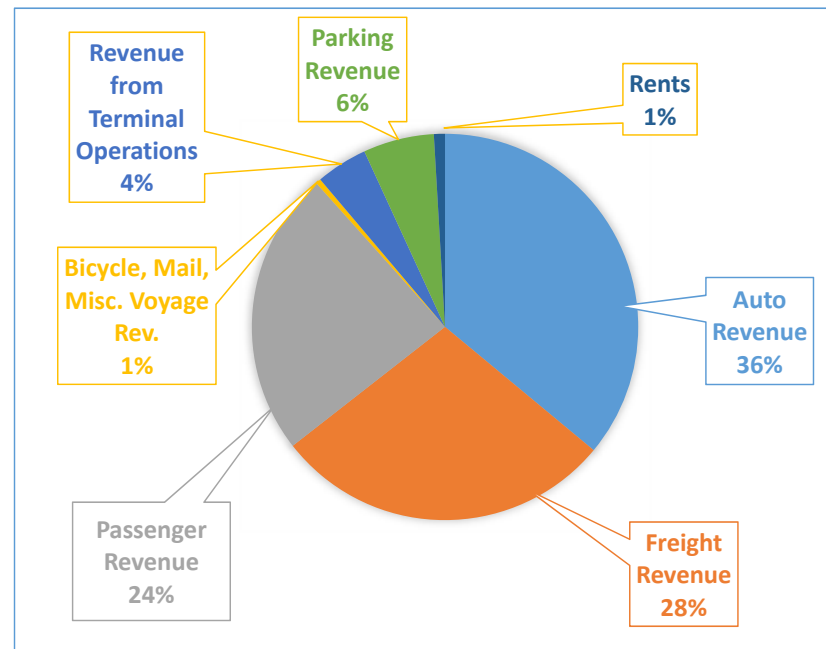
		Monthly Variance vs. Budget	Monthly % Difference vs. Budget		Y-T-D Variance vs. Budget	Y-T-D % Difference vs. Budget
Waterline Revenues						
Automobile Revenue	↑	\$ 734,249	24.7%	↑	\$ 1,715,436	4.4%
Freight Revenue	↑	138,760	4.9%	↑	\$ 1,683,004	5.5%
Passenger Revenue	↑	512,933	21.6%	↓	- 127,154	- 0.5%
Misc. Voyage Revenue	↓	- 10,598	- 33.1	↓	- 450,698	- 62.2%
Term. Oper. Revenue	↑	168,115	47.9%	↑	916,522	22.8%
Parking Revenue	↑	185,410	48.0%	↑	856,722	14.5%
Rent Revenue	↑	20,210	20.2%	↑	67,816	6.9%
<b>Total Operating Revenue</b>	↑	<b>\$ 1,749,079</b>	<b>19.3%</b>	↑	<b>\$ 4,661,648</b>	<b>4.3%</b>
<b>Total Other Income</b>	↑	<b>\$ 109,741</b>	<b>31.6%</b>	↓	<b>\$ - 989,573</b>	<b>- 23.5%</b>
<b>Total Operating &amp; Other</b>	↑	<b>\$ 1,858,820</b>	<b>19.8%</b>	↑	<b>\$ 3,672,075</b>	<b>3.2%</b>

# Operating Revenues - 2021

**October**



**January - October**



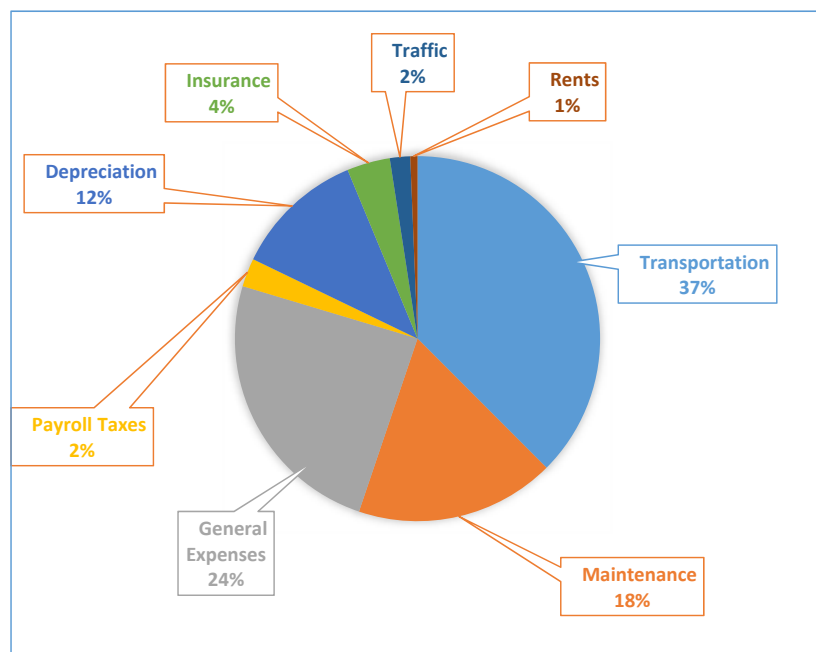


## Operating Expenses – October 2021 vs. Budget

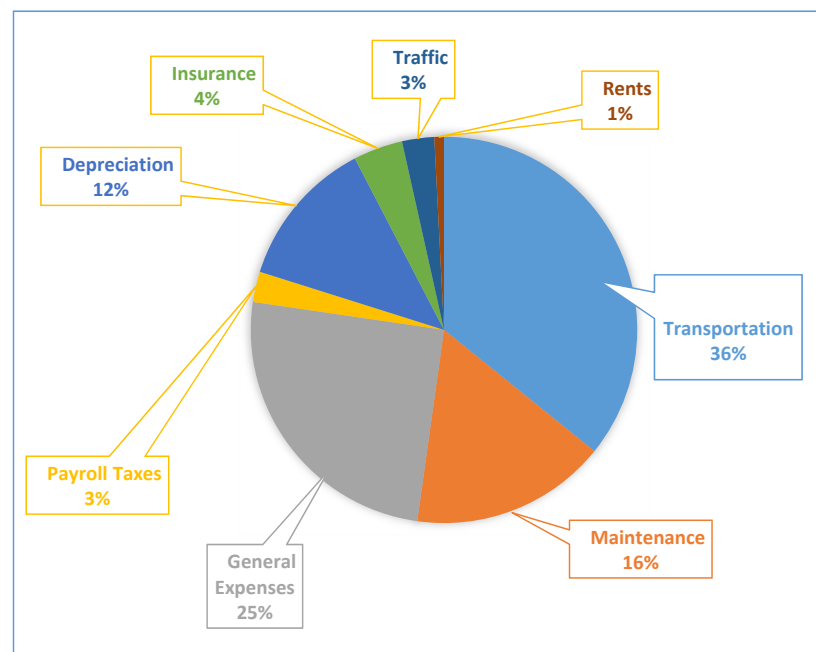
		Monthly Variance vs. Budget	Monthly % Difference vs. Budget		Y-T-D Variance vs. Budget	Y-T-D % Difference vs. Budget
Waterline Expenses						
Maintenance	↑	\$ 1,135,861	- 41.8%	↓	\$ - 3,017,114	- 16.7%
Depreciation	↓	-117,776	-10.2%	↑	4,701	0.0%
Vessel Operations	↑	17,104	0.8%	↑	1,640,300	8.0%
Terminal Operations	↓	- 105,223	- 8.7%	↓	- 700,203	- 6.2%
Traffic Expense	↓	- 57,697	- 26.5%	↓	- 488,841	- 16.6%
General Expense	↓	- 107,114	- 4.7%	↑	46,828	0.2%
Insurance	↓	- 29,949	- 8.1%	↑	111,574	3.0%
Rents	↓	- 215	- 0.4%	↓	- 5,672	- 0.8%
Payroll Taxes	↓	- 80,609	- 26.4%	↓	- 245,712	- 9.5%
<b>Total Operating Expenses</b>	↓	<b>\$ - 1,617,340</b>	<b>- 15.3%</b>	↓	<b>\$ - 2,654,139</b>	<b>- 2.8%</b>
<b>Total Other Expenses</b>	↑	<b>\$ 2,131</b>	<b>0.7%</b>	↑	<b>\$ 5,927</b>	<b>0.2%</b>
<b>Total Operating &amp; Other</b>	↓	<b>\$ - 1,615,209</b>	<b>- 14.9%</b>	↓	<b>\$ - 2,648,212</b>	<b>- 2.7%</b>

# Operating Expenses - 2021

**October**



**January – October**



PORT COUNCIL & AUTHORITY BOARD MEETING – DECEMBER 13, 2021

WOODS HOLE, MARTHA'S VINEYARD AND NANTUCKET  
STEAMSHIP AUTHORITY



# Woods Hole Terminal Reconstruction Project update



**December 8, 2021**



December 8, 2021





December 8, 2021



December 8, 2021



December 8, 2021





December 8, 2021



December 8, 2021



December 8, 2021



December 8, 2021





December 8, 2021

## Waterside contract cost update

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- Original contract price: \$43,143,280
- Change orders to date: \$14,516,963
- Change orders as percent of original contract: 34%
- Total contract: \$57,654,243
- Waterside cost estimate (2017): \$53,689,900
- Over original estimate to date: \$3,964,343

# STAFF SUMMARY

Date: December 10, 2021

File# L-523



TO:		FOR:		FROM:
x	General Manager	x	Vote	Dept.: General Counsel
x	Board Members		Information	Author: Terence G. Kenneally
				Subject: Status of the Use and Occupancy Variance for the Woods Hole Temporary Terminal Building

## PURPOSE:

To recommend that the Members authorize the General Manager to file an appeal with the State Building Code Appeals Board ("Appeals Board") seeking a variance to such provisions in the State Building Code relating to the continued use of the Woods Hole Temporary Terminal Building.

## BACKGROUND:

In June 2016, the District State Inspector issued a decision that Woods Hole Temporary Terminal Building did not meet the State Building Code's requirements for Flood Resistant Construction ("Appendix G"). The project's designed elevation of nine and one-half (9.5) feet was "significantly lower" than the required AE13 flood zone elevation of thirteen (13) feet. The inspector also noted the Temporary Terminal Building did not meet the requirements for "protection of openings" under the International Building Code.

Later in June 2016, the Authority filed an appeal of the Inspector's decision with the Appeals Board, which subsequently held a hearing on July 7, 2016. At the hearing, the Authority's representatives provided testimony under oath and related documents as evidence.

In August 2016, a three-person panel from the Appeals Board issued a decision on the Authority's appeal finding that the Authority was entitled to a variance for the construction of the Temporary Terminal Building. A copy of the Appeals Board's decision is attached hereto as **Exhibit A**.

In November 2016, the Members awarded the contract to construct the Temporary Terminal Building.

An occupancy permit to use the Temporary Terminal Building was obtained in September 2017.

In December 2017, the Authority began utilizing the Temporary Terminal Building.

In November 2019, the Members unanimously approved the schematic design phase

services for a new one-story terminal building and a new two-story utility building at the Woods Hole terminal site. Since this approval, BIA.studio, LLC has moved the project from schematic design to the design development phase and it is anticipated that a public session reviewing the ninety percent (90%) completion of the design development phase will be held in the later part of December 2021 or early January 2022.

On December 7, 2021, the District State Inspector sent a letter to the Authority advising that the Inspector was denying the Authority “the continued use of the temporary terminal” building in Woods Hole. The Inspector further advised that the Authority had forty-five (45) days from the date of the letter to apply for a hearing before the Appeals Board. A copy of the Inspector’s letter is attached hereto as **Exhibit B**. Accordingly, the application for applying for a hearing must be filed on or before Friday, January 21, 2022.

**ANALYSIS:**

In March 2020, Governor Baker issued COVID-19 Order No. 17, which stayed all “enforcement orders” from any inspector or other authorized official of a state permitting agency for a period of forty-five (45) days after the termination of the state of emergency arising from the COVID-19 pandemic.

In May 2021, Governor Baker issued COVID-19 Order No. 69, which rescinded all COVID-19 Orders and terminated the state of emergency as of June 15, 2021.

In light of the outbreak of the COVID-19 pandemic and the delays attendant to managing the Woods Hole construction project through the pandemic, the Authority should respond to the Inspector’s letter. The Authority should also file an appeal with the Appeal Board seeking a variance for the continued use of the Temporary Terminal Building until such time that the new one-story terminal building is completed and occupied for use.

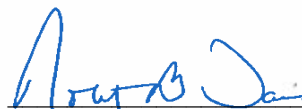
**RECOMMENDATION:**

That the Members vote to authorize the General Manager to file an appeal with the State Building Code Appeals Board (“Appeals Board”) seeking a variance to such provisions in the State Building Code relating to the continued use of the Woods Hole Temporary Terminal Building.



Terence G. Kenneally  
General Counsel

APPROVED:



Robert B. Davis  
General Manager

Attachments



*MV Sankaty*  
Dry Dock at Thames Shipyard & Repair Co.



12-09-2021

## MV Sankaty Stern Frame



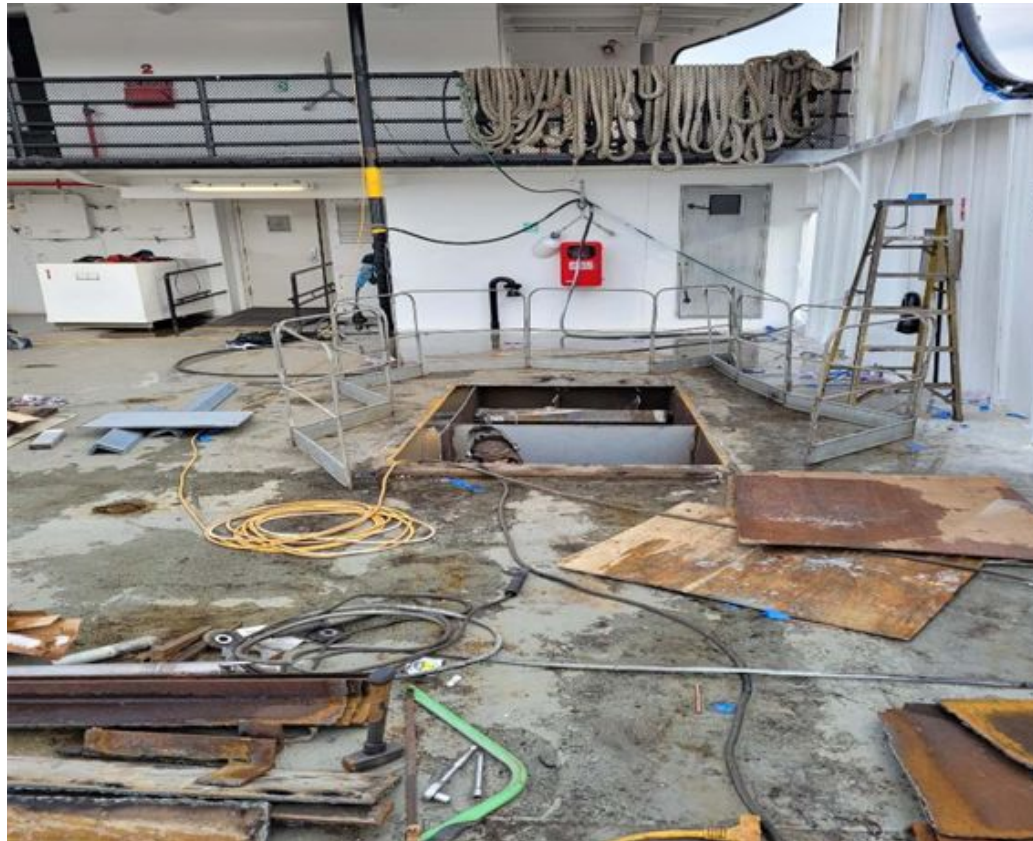
**12-09-2021**

## MV Sankaty Fuel Oil Purifier Installation



**12-09-2021**

## MV Sankaty Freight Deck Structural Steel Renewal



**12-09-2021**

## MV Sankaty Dry Dock Highlights

- New Fire Detection System
- Blast and Coating of Superstructure and Underwater Areas
- Overhaul of Bow Thruster
- Overhaul of Shaft and Rudders

## MV Sankaty Dry Dock Repair Contract

Contract Item	Item Description	Credit	Cost
001	Dry Docking & Undocking		\$29,800
002A, 002B,	Hull Internals: Inspection & Repair, UT Survey		18,350
003A, 003B, 003C, 003D	Hull: Clean, Prepare, Paint, Replace Anodes, Grit Blasting & keel coolers		164,513
004A & 004B	Temporary Services & Slops Removal		10,150
005	Sea Valve Cleaning & Overhaul		1,680
006A, 006B, 006C, 006D,	Shafts, Bearings & couplings, shaft removals & repairs, cutlass bearings		67,400
006E	Shaft Seal Disassembly and Five Year Overhaul		33,468
007	Port & Stbd Propeller Removal, Transport, Repairs and Re-installation		25,600
008A, 008B & 008C	Rudder Brg Clearances, Replacement & Machine Shop Service		40,680
009	Hull & Main Deck Plate Steel Renewal	100,000	140,000
010	Blast & coat above rub rail		87,534
011	Tech Data & Reports		
012	Bow Thruster & Maintenance		14,871
013	Reserved		
014	Fire Detection System Design and Install	50,000	117,145
015	Fuel Oil Purifier Installation		42,617
016	Mooring Cleat Installation	5,871	5,871
	<u>Vessel Transportation</u>	<u>22,000</u>	<u>22,000</u>
	<b>Sub-Total Contract and Credits</b>	<b>\$177,871</b>	<b>\$821,679</b>
<b>Change Orders</b>			
CO001	Ultra High Pressure Blast Freight Deck		65,766
CO002,CO003,CO004,CO005	Coat Freight Deck, Fab GPS Foundation, ME Exhaust Elbows, WT Hatch		62,276
CO006, CO007,CO008, CO009	Replace Freight Deck Hatches, Keel Coolers, Rudder Seals, Water Tank		35,500
CO010, CO011, CO0012, CO0013	Blast Coat Rails, Anchor Windlass Repairs, ER Pumps, Fan Plenums		90,000
CO014, CO015, CO016, CO017	Focsle Deck Plates, Aft Peak Hatch, Void 3 Hatch, Void 3 Swash Bhd		17,500
<u>CO018, CO019,CO020, CO021</u>	<u>Repairs 6 Void, Repairs Freight Deck, Circuit Breaker Repairs, LED lighting upgrade</u>		<u>13,750</u>
	<b>Sub-Total Change Orders</b>		219,026
	<b>Grand Total Contract, Credits and Change Orders</b>		<b>\$862,834</b>



# STAFF SUMMARY

Date: December 9, 2021

File# L-520



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Legal
X	Board Members		Information	Author: Terence G. Kenneally
				Subject: Renewal of License Agreement with Hyannis Harbor Tours, Inc.

## PURPOSE:

To request authorization to renew the Authority's license agreement with Hyannis Harbor Tours, Inc. (hereinafter referred to as "Hy-Line") allowing it to operate passenger transportation services between Hyannis and Nantucket, between Hyannis and Martha's Vineyard and between Martha's Vineyard and Nantucket (its "inter-island" service) during the 2022, 2023 and 2024 operating seasons.

## BACKGROUND:

On October 29, 2021, the Authority received a written request from Hy-Line for a three (3) year renewal of its license agreement to carry passengers for hire on its high-speed ferries between Hyannis and Nantucket, between Hyannis and Martha's Vineyard and between Martha's Vineyard and Nantucket. Copies of Hy-Line's covering email and Hy-Line's proposed 2022 operating schedules are attached to this staff summary as **Exhibit A**. A review of Hy-Line's 2022 scheduling request reveals that it is not proposing any changes to previously approved operating schedules.

In October 2017, the Authority agreed to renew its license agreement with Hy-Line providing its services between Hyannis and Nantucket, between Hyannis and Martha's Vineyard (Oak Bluffs), and between Nantucket and Martha's Vineyard (Oak Bluffs) until December 31, 2020.

At its meeting in January 2019, the Board voted to approve an amendment to Hy-Line's license agreement by permitting Hy-Line to provide additional service on its Nantucket, Martha's Vineyard and Interisland routes, including nineteen (19) additional round-trips on its Nantucket service.

In December 2020, the Authority approved a one-year renewal of Hy-Line's license agreement for 2021, which enabled it to operate its previously approved schedules while managing the impacts of the COVID-19 pandemic upon its service.


**RECOMMENDATION:**

In light of the above-information, staff recommends that the Members vote to authorize the General Manager to execute a three (3) year renewal of its license agreement with Hyannis Harbor Tours, Inc. which will allow it to operate passenger transportation services between Hyannis and Nantucket, between Hyannis and Martha's Vineyard and between Martha's Vineyard and Nantucket during the 2022, 2023 and 2024 operating seasons. The staff further recommends that the Members' vote also authorize the General Manager to take all necessary and appropriate actions to carry out that license agreement and fulfill the Authority's obligations thereunder.



Terence G. Kenneally  
General Counsel

APPROVED:



Robert B. Davis  
General Manager

Attachments



# STAFF SUMMARY

Date: December 9, 2021

File# L-519



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Legal
				Author: Terence G. Kenneally
X	Board Members		Information	Subject: Renewal of License Agreement with Freedom Cruise Line, Inc.

**PURPOSE:**

To request approval of a renewed license agreement with Freedom Cruise Line, Inc. ("Freedom"), which operates seasonal passenger ferry service between Harwichport and Nantucket with the *M/V Freedom*.

**BACKGROUND:**

In November 2021, Freedom submitted a request to renew its license agreement with the Authority. The Authority advertised the renewal request in local newspapers and on its website. However, the Authority did not receive any public comments in response to its advertisements.

Freedom also has asked that its license agreement be renewed for three (3) years on the same terms and conditions as its recently expired license agreement, pursuant to which it has operated one daily round trip commencing on the Friday before Memorial Day through the last Friday in June, then three daily round trips through Labor Day, and then again one daily round trip through Columbus Day. The attached draft of the staff's proposed license agreement between the Authority and Freedom has been redlined to show the changes from Freedom's most recent agreement.

**RECOMMENDATION:**

For the reasons stated above, it is the staff's recommendations that the Members vote to authorize the General Manager to enter into a renewed license agreement with Freedom Cruise Line, Inc. for a term of three (3) years in substantially the form attached to this staff summary.

Terence G. Kenneally  
General Counsel

APPROVED:

Robert B. Davis  
General Manager

Attachment

# STAFF SUMMARY

Date: December 9, 2021

File# L-521



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Legal
X	Board Members		Information	Author: Terence G. Kenneally
				Subject: Renewal of License Agreement with SeaStreak, LLC

## PURPOSE:

To request authorization to renew the Authority's license agreement with SeaStreak, LLC ("SeaStreak"), which operates seasonal passenger ferry service between New Bedford and Martha's Vineyard and between New Bedford and Nantucket.

## BACKGROUND:

In November 2021, SeaStreak submitted a request for renewal of its license agreement with the Authority. The Authority advertised the renewal request in local newspapers and posted the notice on its website. The Authority did not receive any public comments in response to these advertisements. Copies of SeaStreak's covering email and its proposed 2022 operating schedules are attached to this staff summary as ***Exhibit A***.

SeaStreak has asked for a three (3) year renewal of its license agreement for its service between New Bedford and Martha's Vineyard and New Bedford and Nantucket, but it also has proposed a revised service schedule for both of its routes.

For example, during SeaStreak's early spring (mid-April<sup>i</sup> through mid-June) and fall/early winter (early-September to January 1<sup>st</sup>)<sup>ii</sup> schedules, its ferry from New Bedford to Nantucket would stop at Oak Bluffs or Vineyard Haven (depending on the terminal's accessibility) to drop off and pick up passengers and on its return trip it would also stop at Oak Bluffs or Vineyard Haven (depending on the terminal's accessibility) to pick up and drop off passengers. By stopping at Oak Bluffs or Vineyard Haven en route between New Bedford and Nantucket, SeaStreak achieves greater operational efficiencies. However, SeaStreak's "interisland" service would not operate while Hy-Line operates its licensed interisland service from the last Friday of May through Columbus Day.

SeaStreak also has asked that it be allowed to operate a "Commodore Class vessel," which has a larger passenger capacity, in lieu of a "SeaStreak Class vessel" based upon customer demand and availability, which will enable SeaStreak to provide service for more passengers on its routes without increasing the number of ferries it has to operate on those routes.

**ANALYSIS:**

Over the past several years, SeaStreak has demonstrated the fitness and ability to provide its services. Further, SeaStreak's record of compliance with previous license agreements entered into with the Authority, its past history of reliability and its safety record for its service from New Bedford have been good.

SeaStreak's latest proposal seeks to provide services consistent with its 2021 operations. SeaStreak's continued service from New Bedford has been well-received by the public. Staff does not anticipate or foresee any potential pitfalls stemming from SeaStreak's proposed services for 2022 through 2024.

A draft of the staff's proposed license agreement between the Authority and SeaStreak, which has been redlined to show the changes from SeaStreak's most recent agreement, as amended, is attached.

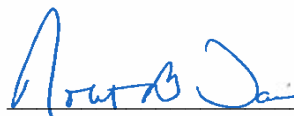
**RECOMMENDATION:**

For the reasons set forth above, it is the staff's recommendations that the Members vote to authorize the General Manager to enter into a renewed three (3) year license agreement with SeaStreak, LLC for the 2022, 2023 and 2024 operating seasons. The staff further recommends that the Members' vote also authorize the General Manager to take all necessary and appropriate actions to carry out that license agreement and fulfill the Authority's obligations thereunder.



Terence G. Kenneally  
General Counsel

APPROVED:



Robert B. Davis  
General Manager

Attachments

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<sup>i</sup> The start of SeaStreak's 2022 early spring service coincides with Daffodil Weekend on Nantucket (April 22-24, 2022). In 2021, SeaStreak began its early spring service on May 5, 2021.

<sup>ii</sup> The fall/early winter schedule will be offered conditionally based upon customer demand. See Exhibit A - SeaStreak's attached renewal request.

# STAFF SUMMARY

Date: December 9, 2021

File# L-518



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Legal
X	Board Members		Information	Author: Terence G. Kenneally
				Subject: Renewal of License Agreement with Island Commuter Corp.

## PURPOSE:

To request authorization to enter into a license agreement with Island Commuter Corp. allowing the *M/V Island Queen* to run one (1) additional round trip between Falmouth and Oak Bluffs on Mondays through Thursdays during its 2022 spring and fall schedules.

## BACKGROUND:

For several years, the Authority entered into one-year license agreements with Island Commuter Corp. allowing the *M/V Island Queen* to begin its summer schedule one week earlier than it otherwise would be allowed under the Authority's enabling act.<sup>1</sup> However, for the second year in a row, Island Commuter Corp. did not request to begin its summer schedule one week early for the forthcoming 2022 operating season.

In 2020, the amount of Island Commuter Corp.'s per-passenger license fee was updated so that it equaled fifty percent (50%) of the Authority's average revenue per passenger on the Martha's Vineyard route in **June 2019**, and the Authority licensed the *M/V Island Queen* to operate one additional round trip on Mondays through Thursdays during its 2020 Spring and Fall Schedules (from May 22 through June 11, 2020 and from September 14 through October 12, 2020). During the months of May and June 2020, the *M/V Island Queen* carried 177 passengers on the additional trips that were licensed by the Authority, and paid the Authority \$893.85 in license fees; and during the months of September and October 2020, the *M/V Island Queen* carried 138 passengers on the additional trips that were licensed by the Authority, and paid the Authority \$696.90 in license fees.

In 2021, the amount of Island Commuter Corp.'s per-passenger license fee was updated so

<sup>1</sup> Under the Amended Judgment in Island Commuter Corp. v. Woods Hole, Martha's Vineyard and Nantucket Steamship Authority, the *M/V Island Queen* is not allowed to make more than five round trips on Fridays through Sundays, or more than two round trips on Mondays through Thursdays, until the third Friday in June unless Island Commuter Corp. receives written permission or a license from the Authority to do so. Under the license agreements, for the earlier week beginning the second Friday in June through the Thursday before the third Friday in June, the Authority has allowed the *M/V Island Queen* to make eight round trips on that Friday and Sunday, and seven round trips on Monday through Thursday and Saturday.

that it equaled fifty percent (50%) of the Authority's average revenue per passenger on the Martha's Vineyard route in **June 2020**, and the Authority again licensed the *M/V Island Queen* to operate one additional round trip on Mondays through Thursdays during its 2020 Spring and Fall Schedules (from May 28 through June 17, 2021 and from September 13 through October 11, 2021). During the months of May and June 2021, the *M/V Island Queen* carried 801 passengers on the additional trips that were licensed by the Authority and paid the Authority \$4,101.12 in license fees; and during the months of September and October 2021, the *M/V Island Queen* carried 801 passengers on the additional trips that were licensed by the Authority and paid the Authority \$4,101.12 in license fees.

On October 20, 2021, Island Commuter Corp. asked the Authority to again license the *M/V Island Queen* to provide round trips between Falmouth and Oak Bluffs in 2022, namely:

- To run one additional round trip between Falmouth and Oak Bluffs on Mondays through Thursdays during its 2022 spring schedule (May 27 through June 16, 2022) and its fall schedule (September 12 through October 11, 2022).

The staff is of the opinion that it is appropriate again to license the additional trips by the *M/V Island Queen* requested by Island Commuter Corp., particularly during its spring and fall schedules. Without the additional licensed round trip on Mondays through Thursdays during those times of year, the *M/V Island Queen* would have no afternoon trips from Falmouth or morning departures from Oak Bluffs.

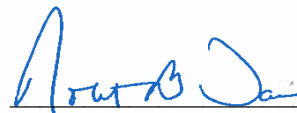
**RECOMMENDATION:**

The staff recommends that the Members vote to authorize the General Manager to execute a license agreement with Island Commuter Corp. allowing it to provide the additional trips highlighted on the attached schedules, provided that Island Commuter Corp. pays the Authority license fees equal to fifty percent (50%) of the Authority's average revenue per passenger on the Martha's Vineyard route in **June 2021** or \$5.96 for each passenger carried on each of those additional trips. The staff further recommends that the Members' vote also authorize the General Manager to take all necessary and appropriate actions to carry out that license agreement and fulfill the Authority's obligations thereunder.



Terence G. Kenneally  
General Counsel

APPROVED:



Robert B. Davis  
General Manager

Attachments

# STAFF SUMMARY

Date: December 10, 2021

File# L-522



TO:		FOR:		FROM:
x	General Manager	x	Vote	Dept.: General Counsel
x	Board Members		Information	Author: Terence G. Kenneally
				Subject: Negotiations for the Renewal of the Lease with the Town of Falmouth for the Woods Hole Back Parking Lot

## **PURPOSE:**

To recommend that the Members authorize the General Manager to amend the lease agreement, dated October 27, 2015, entered into by and between the Town of Falmouth (hereinafter referred to as the "Town"), and the Woods Hole, Martha's Vineyard and Nantucket Steamship Authority (hereinafter referred to as the "Authority") concerning the Woods Hole Back Parking Lot (hereinafter referred to as the "Lot"). A copy of the lease agreement is attached hereto.

## **BACKGROUND:**

In 2015, the Authority entered into a five (5) year agreement with the Town to lease the Lot, which is situated in Woods Hole. The Lot provides vehicle parking that is conveniently located to the Authority's Woods Hole terminal and the village of Woods Hole.

At their meeting on July 28, 2020, the Members approved a one-year renewal of the lease agreement because the agreement's term was set to expire on December 31, 2020.

Recently, staff communicated with the Town's officials about the Lot's present use by the Authority's customers and village permit holders. Town officials requested extending the agreement's term by two (2) additional years to an expiration date of December 31, 2023. Town officials also requested an increase in the number of parking spaces designated as "Village Permit" spaces from its current level of forty-five (45) to sixty (60) spaces. On or before the expiration of the first year of the two-year extension, staff and the Town's officials will review whether any further change to the number of parking spaces designated as "Village Permit" spaces is warranted.

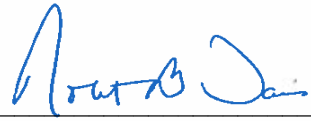
Town's officials presented the lease amendments to the Town's Select Board at its meeting on April 26, 2021 and the Select Board approved the amendments.

**RECOMMENDATION:**

That the Members vote to authorize the General Manager to execute an amendment to the Lease Agreement, dated October 27, 2015, entered into by and between the Town and the Authority concerning the Woods Hole Back Parking Lot, which will extend the term of the lease to December 31, 2023 and increase the number of parking spaces designated as "Village Permit" spaces from its current level of forty-five (45) to sixty (60) spaces without any other changes to the lease.



Terence G. Kenneally  
General Counsel

APPROVED: 

Robert B. Davis  
General Manager

Attachments



# STAFF SUMMARY

Date: December 10, 2021

File# MO-2021-12



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Marine Operations Author: Mark H. Amundsen
X	Board Members		Information	Subject: Award Contract No. 23-2021 "Dry-dock and Overhaul Services for the M/V Nantucket"

## PURPOSE:

To request the Members authorize the General Manager to award Contract No. 23-2021, "Dry-dock and Overhaul Services for the *M/V Nantucket*", to the lowest eligible and responsible bidder, following the bid opening originally scheduled for December 14, 2021.

## BACKGROUND:

The *M/V Nantucket* is scheduled to enter shipyard availability from February 25, 2022 to March 29, 2022 to undergo a required United States Coast Guard hull exam, rudder, propeller and shaft maintenance, coating maintenance on underwater and superstructure areas, structural steel renewal of hull and main deck areas, bow thruster overhaul, bow and stern door overhauls, fire detection installation, fuel oil purifier installation as well as overhaul of the anchor windlass.

The 2022 Operating Budget estimate for "Dry-dock and Overhaul Services for the *M/V Nantucket*", including the above mentioned items, was \$ 1,267,405.

Drawings and specifications were sent to eleven (11) shipyards.

## RECOMMENDATION:

To authorize the General Manager to award Contract No. 23-2021, "Dry-dock and Overhaul Services for the *M/V Nantucket*", to the lowest eligible and responsible bidder, following the bid opening scheduled for December 21, 2021.

Mark H. Amundsen  
Director of Marine Operations

APPROVED:

Robert B. Davis  
General Manager



# Cashman Change Order

Defer to next  
month

# STAFF SUMMARY

Date: December 8, 2021

File# A-667



TO:		FOR:		FROM:
X	General Manager	X	Vote	Dept.: Accounting & Finance
				Author: Mark K. Rozum
X	Board Members		Information	Subject: Contract No. 03-2021 Award of Contract to Install, Maintain and Service an Automated Teller Machine

**PURPOSE:** To recommend that Contract No. 03-2021 “Install, Maintain and Service an Automated Teller Machine” be awarded to Martha’s Vineyard Savings Bank for the Woods Hole, Vineyard Haven, Oak Bluffs, Nantucket and Hyannis terminals.

**BACKGROUND:** In October, 2021 the Authority issued a Bid to install, maintain and service and automated teller machine at each of the Woods Hole, Vineyard Haven, Oak Bluffs, Nantucket and Hyannis terminals. The length of the contract is for a five-year period. Five (5) bid packages were issued and two (2) bidders responded by the October 26, 2021 bid opening date.

Currently Cape Cod Five Cents Savings Bank maintains and services the ATM’s at the Hyannis and Nantucket Terminals with annual compensation of \$5,000 and \$4,000 respectively for each location. Martha’s Vineyard Savings Bank maintains and services the Woods Hole, Vineyard Haven and Oak Bluffs terminals for an annual compensation amount of \$30,000, \$25,500 and \$7,500 per respective location.

Cape Cod Five Cents Savings Bank Bid \$1,000 per year for the Hyannis Terminal and \$6,000 per year for the Woods Hole terminal. They did not place a bid for the other three (3) terminals located on Martha’s Vineyard and Nantucket. Martha’s Vineyard Savings Bank bid \$7,000 for the Hyannis terminal, \$20,000 for the Woods Hole terminal, \$8,000 for the Vineyard Haven terminal, \$4,500 for the Oak Bluffs terminal and \$7,000 for the Nantucket terminal annually.

**RECOMMENDATION:** That the Members award - Contract No. 03-2021 – “Install Maintain and Service an Automated Teller Machine” to Martha’s Vineyard Savings Bank for the Woods Hole, Vineyard Haven, Oak Bluffs, Hyannis and Nantucket terminals.

Mark K. Rozum  
Treasurer/Comptroller  
Attachments

APPROVED: Robert B. Davis  
General Manager



## Woods Hole, Martha's Vineyard and Nantucket Steamship Authority

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*Our mission is to operate a safe, effective, and reliable transportation system for the islands of Martha's Vineyard and Nantucket with a commitment to sustainability, accessibility, our port communities, and public engagement.*

November 26, 2021

TO: Port Council Members

FROM: Terence G. Kenneally  
General Counsel

SUBJECT: Election of Port Council Officers

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By tradition, at their December meeting, the Port Council usually elects their officers for the following calendar year. The rules governing the election of officers are contained in Article IV of the Port Council's By-Laws, a copy of which is attached for your convenience.

**A. Chairman.**

Because the Authority's New Bedford member will be the Authority's Chairman in 2022, pursuant to Article IV, Section 1(e), of the By-Laws, neither the Fairhaven Port Council Member nor the New Bedford Port Council Member, may serve as Chairman of the Port Council next year. Article IV, Section 1 also provides that no officer shall serve two consecutive calendar year terms in the same capacity, although each officer is eligible to serve the following year in another capacity. Therefore, as an example, Port Council's current Chairman, Edward Anthes-Washburn, may not serve in his same capacity in 2022 or serve two (2) consecutive terms, but alas Ed is resigning from the Port Council this year and his presence and valuable input will be sorely missed. Article IV, Section 2, of the By-Laws further provides that, "when electing officers, the Port Council shall consider the desirability of the Chairmanship of the Port Council alternating every year between a Port Council Member from a mainland community and a Port Council Member from an island community."

Past Chairmen of the Port Council have been:

2003	George Leontire (New Bedford)	2012	S. Eric Asendorf (Falmouth)
2004	Marc Hanover (Oak Bluffs)	2013	Robert Huss (Oak Bluffs)
2005	Robert Jones (Barnstable)	2014	Frank Rezendes (Fairhaven)
2006	Robert Jones (Barnstable)	2015	Robert Jones (Barnstable)
2007	Robert Huss (Oak Bluffs)	2016	Robert Huss (Oak Bluffs)
2008	Robert Huss (Oak Bluffs)	2017	George Balco (Tisbury)
2009	Robert Huss (Oak Bluffs)	2018	Robert Huss (Oak Bluffs)
2010	S. Eric Asendorf (Falmouth)	2019	George Balco (Tisbury)
2011	George Balco (Tisbury)	2020	Edward Anthes-Washburn (New Bedford)
		2021	Edward Anthes-Washburn (New Bedford)*

\* In December 2020, Port Council voted to partially suspend Article IV, Section 1 and elected Mr. Anthes-Washburn to a consecutive term as Chairman.

**B. Vice Chairman.**

Article IV, Section 1, of the By-Laws provides that the Port Council's current Vice Chairman, Eric Shufelt, shall not serve for two consecutive years in the same capacity, but alas Eric is also resigning from the Port Council this year and his presence and valuable input will also be sorely missed.

Past Vice Chairmen of the Port Council have been:

2003	Thomas Pachico (Tisbury)	2012	Robert Jones (Barnstable)
2004	Thomas Pachico (Tisbury)	2013	Robert Jones (Barnstable)
2005	Thomas Pachico (Tisbury)	2014	Robert Jones (Barnstable)
2006	Robert Huss (Oak Bluffs)	2015	Robert Huss (Oak Bluffs)
2007	S. Eric Asendorf (Falmouth)	2016	George Balco (Tisbury)
2008	S. Eric Asendorf (Falmouth)	2017	Nathaniel Lowell (Nantucket)
2009	S. Eric Asendorf (Falmouth)	2018	Edward Anthes-Washburn (New Bedford)
2010	Robert Huss (Oak Bluffs)	2019	Edward Anthes-Washburn (New Bedford)
2011	S. Eric Asendorf (Falmouth)	2020	Robert Huss (Oak Bluffs)
		2021	Eric Shufelt (Barnstable)

**C. Secretary.**

Article IV, Section 1, of the By-Laws provides that the Port Council's current Secretary, Robert Munier, shall not serve for two consecutive years in the same capacity. Past Secretaries of the Port Council have been:

2003	S. Eric Asendorf (Falmouth)	2012	George Balco (Tisbury)
2004	S. Eric Asendorf (Falmouth)	2013	George Balco (Tisbury)
2005	S. Eric Asendorf (Falmouth)	2014	Nathaniel Lowell (Nantucket)
2006	Nathaniel Lowell (Nantucket)	2015	George Balco (Tisbury)
2007	Nathaniel Lowell (Nantucket)	2016	Robert Munier (Falmouth)
2008	Nathaniel Lowell (Nantucket)	2017	Edward Anthes-Washburn (New Bedford)
2009	George Balco (Tisbury)	2018	Eric Shufelt (Barnstable)
2010	George Balco (Tisbury)	2019	Robert Huss (Oak Bluffs)
2011	Frank Rezendes (Fairhaven)	2020	Eric Shufelt (Barnstable)
		2021	Robert Munier (Falmouth)



## Woods Hole, Martha's Vineyard and Nantucket Steamship Authority

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*Our mission is to operate a safe, effective, and reliable transportation system for the islands of Martha's Vineyard and Nantucket with a commitment to sustainability, accessibility, our port communities, and public engagement.*

November 26, 2021

TO: Authority Members

FROM: Terence G. Kenneally, General Counsel

SUBJECT: Election of Officers

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Section 3 of the Authority's Enabling Act provides that the chairmanship of the Authority shall rotate every year in the following order listed prospectively:

2022	New Bedford Member
2023	Nantucket Member
2024	Barnstable Member
2025	Dukes County Member
2026	Falmouth Member

Section 3 further provides that the Authority shall elect one of the Members as Vice Chairman and one of the Members as Secretary, and shall also elect a Treasurer who need not be a Member of the Authority.

Traditionally, the Members have elected as Vice Chairman the Member who will become Chairman the following year, and under the Enabling Act, the Members have also, as a matter of tradition, elected as Secretary the Member who will become Chairman the year after that (assuming the incumbents continue to serve as Members). Accordingly, if the Members wish to continue these traditions, the following nominations would be in order:

- **Robert Ranney** to serve as the Authority's Vice Chairman for the year 2022; and
- **Robert Jones** to serve as the Authority's Secretary for the year 2022.

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Terence G. Kenneally  
General Counsel



## Woods Hole, Martha's Vineyard and Nantucket Steamship Authority

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*Draft November 17, 2021*

### 2022 PORT COUNCIL MEETING SCHEDULE\*

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**Tuesday, January 4, 2022**

**Tuesday, February 1, 2022**

**Tuesday, March 1, 2022**

**Tuesday, April 5, 2022**

**Tuesday, May 3, 2022**

**Tuesday, June 7, 2022**

**Tuesday, July 5, 2022**

**Tuesday, August 2, 2022**

**Tuesday, September 6, 2022**

**Tuesday, October 4, 2022**

**Tuesday, November 1, 2022**

**Tuesday, December 6, 2022**

*NOTE: All Meetings will be held at 9:00 A.M. at the Administrative Offices in Falmouth, MA and made accessible via remote videoconferencing until such time as statewide COVID-19 restrictions are lifted.*

*\* Schedule Subject to Change*





## Woods Hole, Martha's Vineyard and Nantucket Steamship Authority

**Draft** November 17, 2021

### 2022 AUTHORITY MEETING SCHEDULE\*

The Steamship Authority Board meets monthly, generally on the third Tuesday of each month.

<u>Date</u>	<u>City/Town</u>	<u>Location**</u>	<u>Time</u>
Tuesday, January 18, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, February 15, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, March 15, 2022	Hyannis	Hyannis Terminal	9:30 a.m.
Tuesday, April 19, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, May 17, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, June 21, 2022	Falmouth	SSA Admin Offices	10:00 a.m.
Tuesday, July 19, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, August 16, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, September 20, 2022	Nantucket	TBD	9:30 a.m.
Tuesday, October 18, 2022	Martha's Vineyard	TBD	9:30 a.m.
Tuesday, November 15, 2022	Falmouth	SSA Admin Offices	9:30 a.m.
Tuesday, December 20, 2022	Falmouth	SSA Admin Offices	9:30 a.m.

*\*Schedule subject to change. \*\*All meetings will be closed to the public and made accessible via remote videoconferencing until such time as statewide COVID-19 restrictions are lifted.*