

**Minutes of the Meeting  
of the Board of Commissioners  
of the Fishers Island Ferry District  
October 2, 2012**

A meeting of the Board of Commissioners of the Fishers Island Ferry District was called to order on Tuesday, October 2, 2012 at 4:30 pm by Commissioner Brooks at the Fishers Island Community Center.

Present were Commissioners: Brooks, Edwards, Rafferty, Wall and Rugg.  
Present was Assistant Manager, Gordon Murphy.  
One member of the public was present.

Commissioner Brooks opened the meeting and declared a quorum present. He invited the public to make any brief comments relevant to the agenda or any other issue that they would like to bring to the attention to the Board.

**Public Comment:** Karla Heath – The web site is out of date, under special schedules the summer special schedule is still posted. The last minutes posted are for August 17, 2012 which states the budget is attached and it is not. There was discussion at the last meeting about the twenty five minute ruling. The policy does state you have to be with the car but the print out that you receive with the reservation states that the car has to be in line but it does not say anything about the driver being with the car. Also at the last meeting there was discussion about there being another news update, did that come out yet? There have not been any job postings in a while but I think you are hiring people. I haven't seen the legal notice about the October 6, 2012 budget hearing, at the August 17, 2012 was not legally posted but it was stated that the October 6, 2012 would be. I also question your appointment of the commissioner for the duration of the term as opposed to appointing until the next election. The NY State Public Officers Law refutes that.

**RESOLUTION 1:**

Minutes of the meeting held on August 28, 2012 were reviewed and minor changes were made, a motion was presented to accept the minutes as amended.

MOVED by Commissioner Edwards

SECONDED by Commissioner Rafferty

Ayes: All

Nays: none

**RESOLUTION 2:**

Minutes of the meeting held on September 6, 2012 were reviewed and minor changes were made, a motion was presented to accept the minutes as amended.

MOVED by Commissioner Rafferty

SECONDED by Commissioner Rugg

Ayes: All

Nays: none

**Warrants:**

**RESOLUTION 3:**

A list of outstanding obligations of the District were reviewed and discussed. All invoices were declared to abide by the Procurement Policy. At the conclusion of the discussion, a resolution was made to pay the outstanding obligation of: **\$89,484.14** as represented in vouchers dated September 27, 2012.

MOVED by Commissioner Rugg

SECONDED by Commissioner Rafferty

Ayes: All

Nays: none

**Resident's Passes:**

Lois and George deMenil do not qualify, the request was declined.

**RESOLUTION 4:**

Susan Allan – recommend for approval for a resident pass, in residence since April 2012.

MOVED by Commissioner Rafferty

SECONDED by Commissioner Wall

Ayes: All

Nays: none

2013 list of residents - Mr. Murphy gave a list to the Board. Commissioner Rugg asked if there is a formal re up on an annual basis. Mr. Murphy stated they will cut new cards for 2013. Commissioner Brooks stated that if a resident wants a new card (due to loss) the charge was \$10.00.

**Correspondence:**

School Principal, Karen Goodwin, has requested that safety zone cross walks be repainted. Mr. Murphy stated highway department will be doing some temporary lines. Commissioner Edwards stated that the North Dock will be torn up and the South Dock will be used all winter. Conversation ensued regarding the ownership of the areas in question. Mr. Murphy was directed to continue working on this.

**North Ramp update:** Commissioner Edwards stated the project is still on track.

Commissioner Rafferty reported on the bond issue for the north ramp repairs. He has drafted resolutions and sent them to bond counsel and John Cushman. It was determined to approve the resolutions with adjustments to come from the town.

**RESOLUTION 5:**

Whereas, the District desires to repair and rebuild the North Ramp at the Fishers Island terminal consistent with the plan labeled "Option C" prepared by Docko, Inc., professional engineers, a copy of which is attached (the "North Ramp Plan"); and

Whereas, the District desires to repair the South Ramp at the Fishers Island terminal consistent with the plan prepared by Docko, Inc., a copy of which is attached (the "South Ramp Plan"); and

Whereas, the District wishes to cause the Town of Southold to effect financing by and on behalf of the District to consist of the issuance of Bond Anticipation Notes in the aggregate amount of up to \$500,000, with proceeds to be used for the North and South Ramp Plans, associated legal, engineering and related professional fees, and other costs of issuance (the "Financing").

Now therefore be it:

Resolved, that the District hereby approves the North and South Ramp Plans; and

Resolved Further, that Management of the District and Dockco be and are hereby authorized and instructed to solicit bids for the North and South Ramp Plans consistent with the procurement policies of the District; and

Resolved Further, that Management of the District be and are hereby authorized and instructed to (i) petition the Town Board for the Town of Southold for approval of the North and South Ramp Plans and related Financing; and (ii) deliver to the Town Board copies of the North and South Ramp Plans, SEQRA Approval and such other documents and materials as the Town Board may reasonably require; and

Resolved Further, that Robert P. Smith of the firm of Hawkins Delafield & Wood, LLP of New York ("HDW") be and is hereby retained as counsel to the District in connection with the Financing; and

Resolved Further, that the Chairman be and is hereby authorized and instructed to execute and deliver a retainer agreement with HDW in form and substance satisfactory to the Chairman; and

Resolved Further, that Management be and is hereby authorized and instructed to deliver such other documents and take such other actions as may reasonably be required to carry out the intent and purpose of the foregoing resolutions.

MOVED by Commissioner Rafferty  
SECONDED by Commissioner Rugg  
Ayes: All  
Nays: none

**RESOLUTION 6:**

WHEREAS, the Fishers Island Ferry District requires the services of deckhands for its operation.

NOW, THEREFORE, BE IT RESOLVED, that that Heather Stone is appointed as a part time deckhand at a rate of \$11.00 per hour effective September 17, 2012.

NOW, THEREFORE, BE IT RESOLVED, that that Michael Edwards is appointed as a part time deckhand at a rate of \$10.30 per hour effective September 17, 2012.

NOW, THEREFORE, BE IT RESOLVED, that that Michael Eddy is appointed as a part time deckhand at a rate of \$10.30 per hour effective September 17, 2012.

MOVED by Commissioner Edwards  
SECONDED by Commissioner Wall

Ayes: All  
Nays: none

**RESOLUTION 7:**

Approve the recommendation of legal counsel regarding the CSEA.

MOVED by Commissioner Edwards  
SECONDED by Commissioner Rugg

Ayes: All  
Nays: none

**RESOLUTION 8:**

Whereas, Gordon Murphy is granted a raise to an annual salary of \$65,000 retroactive to September 6, 2012.

NOW, THEREFORE, BE IT RESOLVED, that Gordon Murphy be and is granted a raise to an annual salary of \$65,000, retroactive to September 6, 2012.

MOVED by Commissioner Edwards  
SECONDED by Commissioner Rafferty

Ayes: all  
Nays: none

Commissioner Edwards thanked Mr. Murphy for all that he has have done for the district.

**RESOLUTION 9:**

Recommendation to extend offers of employment to RJ Burns as Assistant Manager and Donald Lamb as Manager.

MOVED by Commissioner Rafferty  
SECONDED by Commissioner Edwards

Ayes: All  
Nays: none

**Budget:**

Tom Marien has updated the financials through August. There are three lines that the budget that need to be adjusted. Three lines need to be adjusted; fuel increased from \$408,000 to \$440,000. North and South ramp repairs will be increased to \$861,186.00 from \$494,493.00. In order to pay for these repairs there will be net increase th bond anticipation notes of about \$400,000. Reflecting a borrowing of \$500,000 and a pay down of \$100,000 in existing noting notes.

The budget meeting has been posted three times in the paper.

Marcia and Tom Marien will be present at the budget meeting 5:30pm Saturday, October 6, 2012.

**Other Items:**

Mr. Murphy asked about free passage individuals, does this include reservations? The board decided it did include reservations.

There will be limited deck space for the winter so we may want to have reservations necessary for vehicles 6'6" high and over 18'.

How to deal with multiple reservations resulting in unused spaces on the boats.

Conversation ensued regarding timing of the health insurance payments.

Should monthly meetings be moved to Mondays?

Commissioner Edwards asked that three or four policies be reviewed at the midmonth meetings going forward.

Conversation ensued about heating some rental properties.

A contract is necessary for the firm to do personnel background checks.

There being no further business to discuss, and on motion made by Commissioner Rugg, seconded by Commissioner Rafferty and unanimously adopted, the meeting was adjourned at 2:20pm.

The next regular meeting will be held on Monday, October 15, 2012 at 4:00pm in the Fishers Island Community Center.

Gordon Murphy,  
Secretary to the meeting