

# MEETING MINUTES

## STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS

March 10, 2016

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### **CLOSED SESSION – Call to Order**

*A Closed Session of the Board of Pilotage Commissioners was convened from 9:50 a.m. to 10:50 a.m. in the Rainier Conference Room, 2901 Third Avenue, Seattle, Washington to discuss matters concerning the pilot training program. In attendance were Commissioners Tonn, Kiley, Adams, Stewart, Mayer, Marmol and Thompson; Assistant Attorney General Guy Bowman; and BPC staff Jaimie Bever, Shawna Erickson and Peggy Larson.*

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### **REGULAR MEETING - Call to Order**

The regular meeting of the Board of Pilotage Commissioners was convened at 10:50 a.m. by Chair Sheri Tonn, in the Rainier Conference Room, 2901 Third Avenue, Seattle, Washington.

#### **Present:**

Chair: Sheri Tonn Vice Chair: Ned Kiley

Commissioners: Chuck Adams, Phil Morrell, Grant Stewart, Don Mayer, Ed Marmol, Sara Thompson

Assistant Attorney General: Guy Bowman

Administration: Jaimie Bever, Shawna Erickson, Peggy Larson

Mike Moore, Jordan Royer: Pacific Merchant Shipping Association

Gary Nelson: Port of Grays Harbor (*by telephone*)

David Grobschmit, Linda Styrk, Ivan Carlson, Jostein Kalvoy, Larry Emerson: Puget Sound Pilots

Lou Paulsen: Northwest Seaport Alliance

Jason Mihok: Clipper Navigation

Kim Glore: USCG Sector Puget Sound

**Minutes.** Motion: Marmol/Stewart – approve the February 11, 2016 minutes as written – Carried with an abstention from Commissioner Adams who was absent at that meeting.

#### **BPC Staff Report.**

- The State Auditor's Report is being finalized concerning the recent accountability audit that was conducted from December 17 through March 4. It was a clean audit with no findings.
- Shawna prepared and presented pilot statistical data for 2015 year-end along with some data for January and February month-end. PSP continues to have software transitioning glitches.
- Legislative activities regarding SB 6124 & 6418 remain nil. Regular Session ends today.

#### **BPC Chair Report.**

- Chair Tonn has communicated with Kevin Obermeyer with the Pacific Pilotage Authority in Canada regarding the transit of vessels crossing our border. Motion: Marmol/Mayer - the Board acknowledges the Memorandum of Agreement between the Puget Sound Pilots, the Pacific Pilotage Authority and the British Columbia Coast Pilots with regard to the conduct of the transit of vessels crossing the US/Canadian border with pilots from both jurisdictions - Carried.
- Chair Tonn and the TEC have been communicating with Dr. Norman Hertz of Progeny Systems Corp. concerning some psychometric design recommendations regarding our pilot training program. A final proposal is forthcoming.

**Activity Reports.** Lou Paulsen representing The Northwest Seaport Alliance, Captain Mike Moore and Jordan Royer representing Pacific Merchant Shipping Association, Captain David Grobschmit and Linda Styrk representing Puget Sound Pilots, and Gary Nelson representing the Port of Grays Harbor, offered current and projected statistical data as well as updates on current maritime activities.

#### **NEW BUSINESS**

**Approval of Pilot License Upgrade Program.** Captains Mike Anthony, Blair Bouma and Dan Brouillard are nearing completion of their fourth, fifth and third license years respectively. Motion: Mayer/Kiley - approve the license upgrade programs for Captains Anthony, Bouma and Brouillard as drafted by the TEC - Carried.

**Pilot's Report of Marine Safety Occurrence: *ATB PRIDE*, 2-3-16**

Cherry Point, north berth	The cooling water had drained from the port main engine and repairs were done onboard.	Navigational Safety Concern	<u>Motion:</u> Marmol/Stewart File as a Marine Safety Occurrence – Carried.
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**Pilot's Report of Marine Safety Occurrence: *CAMBRIA COLOSSUS*, 2-15-16**

Grays Harbor Channel near #40 - #46	Main engine failure. Vessel transit was aborted and instead was berthed at Terminal 3.	Navigational Safety Concern	<u>Motion:</u> Marmol/Stewart File as a Marine Safety Occurrence – Carried.
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**Pilot's Report of Marine Safety Occurrence: *OCEAN GRAND*, 2-23-16**

Grays Harbor, Terminal 2 to Turning Basin	Gyro compass failure.	Navigational Safety Concern	<u>Motion:</u> Marmol/Stewart File as a Marine Safety Occurrence – Carried.
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**Consideration of Request for Vessel Exemption:**

**Passenger Vessel *VICTORIA CLIPPER*** – 127', 431 gross tons, The Netherland Antilles registry, **Passenger Vessel *VICTORIA CLIPPER IV*** – 118', 478 gross tons, Bahamian registry, Captains Scott Carden, David Carney, Cabell Carr, Robert Earle, David Mayden, Jason Mihok, Andrea Tiffany and William Tiffany.

Motion: Mayer/Kiley – continue annual exemption for both vessels beginning May 1, 2016 – Carried.

**Motor Yacht *WATTA RYDE*** – 92', 199 gt, Cayman Islands registry, Captain David Kane

Motion: Marmol/Kiley – concur with Chair's granting of a one-year exemption – Carried.

**Motor Yacht *ZENITH*** – 135', 470 gt, Cayman Islands registry, Captain Aaron Steenbhom

Motion: Marmol/Stewart – concur with Chair's granting of an annual renewal of exemption – Carried.

**Motor Yacht *TRITON*** – 163', 527 gt, Marshall Is. registry, Captains Paul Johns, Piesch & Herregods

Motion: Mayer/Kiley – grant an annual renewal of exemption – Carried.

**Discussion Concerning Setting the Number of Pilots in the Puget Sound Pilotage District as Provided in WAC 363-116-065.** It was agreed the number of active licenses in Puget Sound shall remain at the current number of 52.

**2016 Annual Puget Sound Tariff Hearing Preparation.** Required tariff documents, PSP's Five-year Capital Spending Plan and their 2015 Annual Financial Statement, were not submitted to the Board for review at today's meeting. However, requests for proposed rule amendments were received by PSP and PMSA. PSP is proposing a six-month increase of up to 8% to be accomplished through the adoption of several equivalency options. PMSA is proposing a commensurate decrease and prefers to hold the annual tariff hearing in the fall when the hearing cycle could then become calendar-year based. The current tariff expires on June 30, 2016. Motion: Kiley/Adams – extend the current tariff year to the end of calendar year 2016 in order to get a better idea about what's going on and how the 2% is doing and what the traffic trends are and also everybody will be in a better position as to what the data is and it will put us in alignment with the calendar year that both PSP and PMSA agree would be better – Carried with a vote of 5 in favor and 2 opposed. The CR-102 will be filed for a May 12, 2016 hearing only for purposes of extending the current tariff through December 31, 2016. All stakeholders were encouraged to resume tariff talks.

**Review and Consideration of Licensure of PSPD Pilot Trainee: Captain Neil T. Kelleher.** On behalf of the Trainee Evaluation Committee (TEC) Commissioner Mayer stated that the TEC unanimously reports that Captain Kelleher has successfully completed all shipboard sections of his Training Program Agreement as detailed in its letter to the Board dated March 9, 2016. Captain Kelleher is scheduled for PPU Training next week. Motion: Mayer/Adams – accept the report from the TEC that Captain Kelleher has successfully completed all of the shipboard requirements of his Training Program and the Board has conducted a thorough review and discussion concerning all of his training records during Closed Session – Carried. Captain Kelleher will be offered a post-training program while awaiting licensure.

**OTHER BUSINESS**

**Committee Reports.**

**Trainee Evaluation Committee:**

- The TEC met on March 9<sup>th</sup>.
- Training Program progress was reviewed for all current trainees: Captains Surface, Kelleher, Henderson, Furst, Rounds, Hunter and Myers.
- In lieu of an April TEC meeting, due to conflicts with the pilot exam schedule, there will be a late March meeting scheduled to review the status of Captain Surface’s Training Program.
- Captain Mark Homeyer, an industry representative on the TEC, has agreed to continue serving.
- The retirement status of PS Pilots was reviewed – no new trainees will be started at this time.

**Legislative/WAC Committee:**

- A workshop was held on February 17<sup>th</sup> to begin discussing proposed WAC revisions.

**Exam Committee:**

- Motion: Mayer/Kiley – approve the list of 11 additional applicants (for a total of 18 to date) to sit for the 2016 written exam as reviewed and recommended by three members of the Exam Committee – Carried. The Written Exam will be held on April 4<sup>th</sup> and the Simulator Evaluations will begin on April 11<sup>th</sup>. The Board extends a huge “thank-you” to all pilots who have participated in the development of this year’s pilot exam.

**Diversity Committee:**

- Chair Tonn is in the process of forming a joint committee with PSP and PMSA. Several potential recruits are being contacted.

**Review of Pilot/Trainee Physical Examination Reports.** Motion: Kiley/Mayer - accept the physicians’ reports for Captains D.E. Brusco, F.A. Coe, R.L. D’Angelo and E.C. Lichty for annual pilot license renewal and Captains J.D. Henderson and N.T. Kelleher for annual pilot trainee license renewal; and affirm Chair Tonn’s action to return Captain S.E. Mork to active duty on 3/3/16 after her review of his physical exam report – Carried.

**Confirmation of Next Regular Meeting Dates.** The next regular meeting dates are set for April 14 and May 12, 2016.

There being no further business to come before the Board, Chair Tonn adjourned the regular session Board meeting at 1:25 p.m.

Respectfully submitted,

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Peggy Larson, Executive Director

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Sheri J. Tonn, Chair

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Edmund I. Kiley, Vice Chair

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Commissioner Charles F. Adams

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Commissioner Philip Morrell

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Commissioner J. Grant Stewart

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Commissioner Donald W. Mayer

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Commissioner Edmund Marmol

**Absent**  
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Commissioner Eleanor Kirtley

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Commissioner Sara Thompson