

MEETING MINUTES

STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS

April 16, 2015

Present:

Chairman: Harry Dudley

Commissioners: Scott Ferguson, Sheri Tonn, Chuck Adams, Ned Kiley, Phil Morrell, Grant Stewart,
Don Mayer, Ed Marmol

Assistant Attorney General: Guy Bowman

Administration: Shawna Erickson, Peggy Larson

David Grobschmit, David Sanders, Stephan Moreno, Walt Tabler: Puget Sound Pilots

Mike Moore, Jordan Royer: Pacific Merchant Shipping Association

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

Bari Bookout: Port of Seattle

Lou Paulsen: Port of Tacoma

James Tynan: USCG Sector Puget Sound

Bill Rich: Polar Tankers

David Surface, James Carstensen: Pilot trainees

Fred Felleman: Friends of the Earth

Loren Lee: Public

REGULAR MEETING

The regular meeting of the Board of Pilotage Commissioners was convened at 9:35 a.m. by Chairman Harry Dudley in the Rainier Conference Room, 2901 Third Avenue, Seattle, Washington.

Minutes. The March 12, 2015 Minutes stand approved as written.

OLD BUSINESS

Pilot's Report of Incident: PS Pilot Coleman – AIVIQ, 3-9-15

Everett, Pier 3 South	Additional information has been received from the AIVIQ captain verifying the accurateness of the pilot's report. (Thruster failure)	<u>Motion:</u> Mayer/Kiley File as an Incident with damage and without pilot error – Carried.
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Discussion and Possible Resolution Concerning Setting the Number of Pilots in the Puget Sound Pilotage District as provided in WAC 363-116-065. The number of licensed pilots in the Puget Sound Pilotage District stands at 53. This item will remain on the agenda for future reevaluation while tracking vessel traffic over the summer.

Discussion and Consideration of *Statement of Policy Regarding Definition of Terms.* The draft Statement of Policy as written by the Tariff Policy Committee was reviewed and accepted. Motion: Stewart/Tonn – adopt the document as a Statement of Policy – Carried.

NEW BUSINESS

Consideration of Request for Vessel Exemption:

Motor Yacht LAGNIAPPE – 136', 398 gt, Marshall Islands registry, Captain Barry Bramhill

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

Motor Yacht CAROLINA – 156', 499 gt, Cayman Islands registry, Captain Jeremy Stevens

Motion: Ferguson/Morrell – grant a one-year exemption – Carried.

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

Motion: Ferguson/Morrell – grant a one-year exemption – Carried.

Motor Yacht ARROWHEAD – 115', 193 gt, Marshall Islands registry, Captain Michael St. Pierre

Motion: Ferguson/Morrell – grant a one-year exemption – Carried.

Approval of Pilot License Upgrade Program. Captain Scott Coleman is nearing completion of his first license year. Motion: Mayer/Marmol - approve the license upgrade program for Captain Coleman as drafted by the TEC with a minor modification - Carried.

Pilot's Report of Marine Safety Occurrence: MAERSK CAMEROUN, 3-12-15

Elliott Bay East Anchorage	Frozen anchor. Tugs assisted vessel to Terminal 37 for repairs.	Navigational Safety Concern	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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Pilot's Report of Marine Safety Occurrence: MAERSK GEORGIA, 3-12-15

Elliott Bay East Anchorage	Badly damaged anchor chain link required repair.	Navigational Safety Concern	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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Pilot's Report of Marine Safety Occurrence: SAFMARINE CHILKA, 3-27-15

2.5 nm west of Buoy SA	Loss of propulsion.	Navigational Safety Concern	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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Pilot's Report of Marine Safety Occurrence: CITY OF TOKYO, 3-26-15

Approaching Sitcum WW, Tacoma	Engine failure while shifting from anchorage to the berth.	Near Miss	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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Pilot's Report of Marine Safety Occurrence: PHOENIX OCEAN, 3-26-15

Buoy SA precautionary area	Engine failure.	Navigational Safety Concern	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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Pilot's Report of Marine Safety Occurrence: DELPHINUS, 4-5-15

Area of Smith Cove West	Engine malfunction.	Navigational Safety Concern	<u>Motion:</u> Adams/Ferguson File as a Marine Safety Occurrence – Carried.
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2015 Annual Tariff Hearing Preparation – Puget Sound Pilotage District: In accordance with the timetable established for tariff document submission, a 2015 written tariff proposal from the Puget Sound Pilots was submitted to the Board. A CR-102 was filed setting a public hearing for May 14, 2015 at 9:30 a.m. in the Rainier Conference Room. Motion: Tonn/Kiley – at PMSA’s request, amend the Timetable for Tariff Document Submission to reflect a two-day extension of the due date for their proposal submittal from April 28 to April 30, and further, at PSP’s request, a two day extension from May 6 to May 8 for the submittal of their rebuttal to the PMSA tariff proposal – Carried.

A PowerPoint presentation by Lou Paulsen and Bari Bookout displayed mocked up invoices for various vessel moves, demonstrating the application of the various current and projected tonnage charges.

BPC Staff Report.

- Month-end spreadsheets of pilot statistical data were distributed.
- Clarity was provided concerning tariff hearing procedures.
- The five “independent” members of the Board will meet with the P-4 on Wednesday, May 13th for a tariff Q & A.

A CLOSED SESSION was called from 12:15 to 1:20 p.m. to discuss personnel evaluation matters relative to the training program. In attendance were Commissioners Dudley, Ferguson, Adams, Kiley, Stewart, Morrell, Mayer and Marmol; Guy Bowman, Shawna Erickson and Peggy Larson. Regular session was convened by the Chairman immediately following closed session.

Committee Reports.

Trainee Evaluation Committee:

- The TEC met on April 10.
- Training Program progress was reviewed for all current trainees: Captains Surface, Lowe, Carstensen, Kelleher, Henderson, Furst and Rounds.
- A Train-the-Trainer class for all new pilots licensed since the last T-t-T class in 2012 is scheduled for early June.
- Motion: Mayer/Marmol – modify the language in all fourth-year license upgrade programs to adjust for the change in tanker trade – Carried.

Legislative/WAC Committee: HB 1449, SB 5057, SB 5087, SB 5834 and SB 5686.

- The *Oil Transportation Safety* bills (HB1449 and SB5057) are continuing through the legislative process with many recent amendments. Scott Ferguson and Mike Moore briefed the Board on their ever-changing status. The legislative (regular) session is set to close on April 26.
- Scott Ferguson reported that the WA Department of Ecology is in communication with the Oregon Board of Maritime Pilots and the Oregon Department of Environmental Quality on a process to better discuss cross border waterway issues unrelated to OBMP management of Columbia River pilotage, e.g., WA Legislature directed Vessel Traffic Risk Assessment work.
- If S-2620.7 passes, it will provide \$30,000 to the Board for our annual report to include policies and procedures for increased diversity. Chairman Dudley apologized for the late submittal of our annual reports citing an overly demanding workload on a minimal staff.

Exam Committee:

- Progeny Systems Corporation has been named the Apparent Successful Contractor.
- Target dates for the next pilot exam are April 5, 2016 for the written and April 11-15 for the simulator evaluations. This is a preliminary timeframe. Official notice will come later this year.

Activity Reports. Gary Nelson, representing Port of Grays Harbor, Captain David Grobschmit, representing Puget Sound Pilots, and Captain Mike Moore, representing Pacific Merchant Shipping Association, offered current and projected statistical data as well as updates on current maritime events.

Approval of Pilot Training Program Addendum – Captain David Surface. The TEC has developed a supplemental training program in Puget Sound for Grays Harbor trainee Captain David Surface. It is designed to allow him to observe and train under Puget Sound pilots in order to better prepare him for the Evaluation Phase of his Grays Harbor Training Program. Motion: Mayer/Adams – adopt the program created by the TEC and reviewed by the Board for Captain David Surface – Carried. Motion: Mayer/Morrell – task the staff to explore the possibility of hiring a contractor to evaluate our training program primarily in Grays Harbor but possibly in Puget Sound as a third disinterested party for Board review and approval – Carried.

Review of Pilot/Trainee Physical Examination Reports. Motion: Marmol/Adams - accept the physicians' reports for Captains D.S. Anacker, F.A. Coe, V.O. Engstrom, E.C. Lichty and S.D. Semler for annual pilot license renewal – Carried. Captain J.K. Ward remains unfit for duty since 9/8/14.

Commissioner Comments. Scott Ferguson suggested a meeting in Aberdeen to better tune in to the changes that are taking place in Grays Harbor. He also offered to share information relating to fuel switching and propulsion loss avoidance.

Confirmation of Next Regular Meeting Dates. The next regular meeting dates are set for May 14, and June 18, 2015, at 2901 3rd Avenue, Seattle. The May meeting will be preceded by a public hearing on WAC 363-116-300: Pilotage Rates for the Puget Sound Pilotage District.

There being no further business to come before the Board, Chairman Dudley adjourned the regular session Board meeting at 3:15 p.m.

Respectfully submitted,

Peggy Larson, Executive Director

Harry H. Dudley, Chairman

Scott J. Ferguson, Vice Chairman

Commissioner Sheri J. Tonn

Commissioner Charles F. Adams

Commissioner Edmund I. Kiley

Commissioner Philip Morrell

Commissioner J. Grant Stewart

Commissioner Donald W. Mayer

Commissioner Edmund Marmol