

# MEETING MINUTES

## STATE OF WASHINGTON ~ BOARD OF PILOTAGE COMMISSIONERS

June 21, 2012

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### Present:

Chairman: Harry Dudley

Commissioners: Norm Davis, Ned Kiley, Pat Hannigan, Don Mayer, Grant Stewart

Administration: Shawna Erickson, Peggy Larson

Andy Coe, Ed Marmol, Del Mackenzie, Walt Tabler: Puget Sound Pilots

Mike Moore, Jordan Royer: Pacific Merchant Shipping Association

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

Lou Paulsen, Louis Cooper: Port of Tacoma

Michael Carone: ZIM Lines

Max Furer: Hapag-Lloyd

Scott Mason: ILWU

Michael Anthony: PS Pilot Candidate

Bill Lowery: PS Pilot Trainee

Craig Lee: BP Shipping

Loren Lee, Jay Anderson, Jeff Anderson, E.A. Furst, Doug Sowden, Lynn Jamesen: Public

### REGULAR MEETING

The regular meeting of the Board of Pilotage Commissioners was convened at 9:30 a.m. by Chairman Harry Dudley in the Alki Conference Room at 2901 Third Avenue, Seattle, Washington.

**Minutes.** The May 3, 2012 Minutes stand approved as written.

### OLD BUSINESS

**Discussion and Resolution Concerning Setting the Number of Pilots in the Puget Sound Pilotage District as provided in WAC 363-116-065.** Several documents were considered and discussion continued on previously covered issues. Motion: Kiley/Davis – defer this agenda item to the next Board meeting – Carried with a vote of three in favor and two opposed.

**Consideration of Adoption of BPC “Information Bulletin 12-01”.** Motion: Mayer/Davis - adopt the Information Bulletin 12-01 as drafted – Carried.

### NEW BUSINESS

**Review and Consideration of Licensure of PSPD Pilot Trainee: Captain Michael L. Anthony.** The TEC unanimously recommended the issuance of a state pilot license to Captain Anthony as detailed in its letter to the Board dated June 20, 2012. Motion: Hannigan/Davis – the Board deems Captain Michael L. Anthony suitable for licensing but delays the issuance of state pilot license #184 for the Puget Sound Pilotage District until the surrender of retiring pilot Captain Michael Mendenhall’s license on or before July 27, 2012 - Carried.

**Discussion Concerning Draft Amendments to WAC 363-116-360: Exempt Vessels.** Motion: Davis/Kiley – file a CR-102 with the proposed draft language as reviewed and modified today – Carried. Motion: Kiley/Davis – set a public hearing for September 13, 2012 – Carried.

### **Consideration of Request for Vessel Exemption:**

**Motor Yacht AFTER EIGHT** – 151’, 498 gt, Isle of Man registry, Captain Grant Lindsay.

Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption renewal – Carried.

**Motor Yacht ANGEL WINGS** - 130’, 333 gt, Cayman Islands registry, Captain Jeffrey Gossweiler.

Motion: Kiley/Davis – concur with Chair’s granting of a three-month exemption – Carried.

**Motor Yacht ARCADIA** – 117’, 308 gt, Cayman Islands registry, Captain James Pizzarusso.

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

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

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

**Motor Yacht CIELO MARE** – 127’, 281 gt, Marshall Islands registry, Capts Jose Angulo/Gibson Laws.  
Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption – Carried.

**Motor Yacht GOLDEN BOY II** – 115’, 236 gt, Marshall Islands registry, Captain Craig Foss Campbell.  
Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption renewal – Carried.

**Motor Yacht ICE BEAR** – 171’, 614 gt, Cayman Islands registry, Captain Cy Butler.  
Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption – Carried.

**Motor Yacht MEA CULPA** – 130’, 302 gt, Cayman Islands registry, Captain Michael Hein.  
Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption renewal – Carried.

**Motor Yacht SIRIUS** – 78’, 114 gt, Marshall Islands registry, Captain Julian Carter.  
Motion: Kiley/Davis – concur with Chair’s granting of a one-year exemption – Carried.

**Motor Yacht KURIOSO** – 58’, 57 gt, Switzerland registry, Captain Kurt Soland.  
Motion: Davis/Mayer – grant a one-year exemption – Carried.

**2012 Annual Tariff Hearings Preparation.** Draft timetables for tariff document submission were reviewed and adjusted. Motion: Hannigan/Mayer – move the Puget Sound public hearing and meeting date from November 8<sup>th</sup> to the 15<sup>th</sup> - Carried. Motion: Hannigan/Kiley – move the Grays Harbor public hearing and meeting date from October 11<sup>th</sup> to October 24<sup>th</sup> – Carried.

**Pilot’s Report of Marine Safety Occurrence: KIEL EXPRESS, 4-24-12**

Underway from Terminal 18-1, Seattle	Engine failed to respond – vessel returned to the dock.	Navigational Safety Concern	<u>Motion:</u> Mayer/Davis File as a Marine Safety Occurrence – Carried.
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**Pilot’s Report of Marine Safety Occurrence: ANGOL, 5-20-12**

Alongside Berth 18-4, Seattle	Bow thruster failed during docking – tug used to complete docking maneuver.	Near Miss	<u>Motion:</u> Mayer/Davis File as a Marine Safety Occurrence – Carried.
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**Discussion Concerning Puget Sound Pilots’ Amended Watch Rotation.** The Board was notified of a change in the pilot watch rotation in a letter from PSP dated 6-12-12. According to PSP, this change was made in the interest of reducing accumulated fatigue and improving safety.

**Committee Reports.**

**Trainee Evaluation Committee:**

- The TEC met on June 20.
- Training Program progress was reviewed for Captains Engstrom, Carley, Lowery and Brouillard.
- Motion: Hannigan/Davis – amend the letter to Captain Wildes describing his trip requirements – remove the 90-day restriction and the specificity of the tug requirements – Carried.
- The Train-the-Trainer subcommittee of the TEC has scheduled classes for December 3<sup>rd</sup> and 5<sup>th</sup>.
- The framework of a Grays Harbor training program is being developed by Captains Dan Shaffer and Steve Cooke.

**Tariff Policy Committee:** Work is progressing on the development of further Information Bulletins.

**Pilot Exam Committee:** Motion: Davis/Kiley – upon the recommendation of Chair Dudley, Commissioner Hannigan be designated Chair of the Exam Committee, replacing Chair Dudley in that capacity – Carried. Motion: Hannigan/Kiley – expand the Exam Committee to include Captains McCurdy, Mayer and Snyder – Carried. (Other members include Captains Lee, Dudley and Hannigan.) Motion: Mayer/Kiley – In accordance with WAC 363-116-077(2), Captains Hurt, Grobschmit and Stewart be appointed Simulator Evaluators with Captain Mayer as an alternate and Captain Hannigan as an observer – Carried. Motion: Hannigan/Mayer – set the 2012 written exam date on October 22<sup>nd</sup> and the simulator evaluation on October 29<sup>th</sup> – Carried. Motion: Hannigan/Kiley – approve the formal application packet as presented, with amendments – Carried. Motion: Hannigan/Davis – approve the survey which defines the job analysis (rating scales and anchors) to be taken by all PS and GH pilots – Carried. Motion: Hannigan/Davis – ask Progeny if they are willing to amend their contract with the Board in order to subcontract with Captain Bill Snyder for subject matter expertise, not to exceed \$4,000 – Carried.

**A CLOSED SESSION was called from 11:30 a.m. to 12:20 p.m. to discuss contractual matters (by telephone) with Dr. Norman Hertz of Progeny Systems Corp. In attendance were Commissioners Dudley, Davis, Kiley, Hannigan, and Stewart; Shawna Erickson and Peggy Larson. Regular session was reconvened by the Chairman immediately following closed session. (Commissioner Mayer did not participate in this Closed Session or the rest of the meeting.)**

**Activity Reports.** Mary Nelson, representing Port of Grays Harbor, Captain Andy Coe, representing Puget Sound Pilots, and Captain Mike Moore, representing Pacific Merchant Shipping Association, presented current and projected statistical data as well as updates on current maritime events.

**Correspondence Review.** The National Transportation Safety Board responded to Governor Gregoire regarding Safety Recommendations M-11-19 through 21 commending the state of Washington for its commitment to marine safety.

**Legal Update.** No report.

**BPC Staff Report.** Monthly piloting activity reports for May were distributed – June data was not yet available.

**Commissioner Comments.** Motion: Hannigan/Kiley – modify the pilot exam “Reference Material List” to include one additional item – Carried.

**Public Comments.** Representatives from the Port of Tacoma, ZIM Lines, Hapag Lloyd and the ILWU presented written and oral concerns about the upcoming service shift of the Grand Alliance to Washington United Terminal on the Blair Waterway and PSP’s plan to adjust their guidelines regarding the use of additional pilots and tugs. The Board will be kept informed of the efforts taken by the various parties to reach a workable solution.

**Confirmation of Next Regular Meeting Dates.** Motion: Kiley/Davis – cancel the next regular meeting scheduled for July 12, 2012 - Carried. Future meetings are: August 9, September 13, October 24, November 15 and December 13.

**Review of Pilot/Trainee Physical Examination Reports.** Motion: Kiley/Davis - accept the physicians’ reports for Captains G.D. Hurt, D.W. Grobschmit, B.L. Michelson, D.L. Shaffer, L.A. Seymour, M.E. Blake and B.W. Bouma for annual pilot license renewal - Carried. Motion: Kiley/Hannigan – accept the physicians’ reports for Captain M.L. Anthony for initial pilot licensure and Captain F.E. Engstrom for annual trainee license renewal – Carried. One Puget Sound Pilot is not fit for duty as of 6-17-12.

There being no further business to come before the Board, Chairman Dudley adjourned the regular session Board meeting at 2:45 p.m.

Respectfully submitted,

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Peggy Larson, Executive Director

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Harry H. Dudley, Chairman

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Norman W. Davis, Acting Vice Chairman

**Absent**

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Commissioner Charles F. Adams

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Commissioner Patrick M. Hannigan

**Absent**

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Commissioner Philip Morrell

**Absent**

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Commissioner Elsie J. Hulsizer

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Commissioner Edmund I. Kiley

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Commissioner Donald W. Mayer

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Commissioner J. Grant Stewart