

STATE OF ALASKA
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF OCCUPATIONAL LICENSING
BOARD OF MARINE PILOTS

MINUTES OF MEETING

MAY 15, 1992

By authority of AS 08.01.070(2) and AS 08.62.030, and in accordance with the provisions of AS 44.61, Article 6, and AS 44.62.310, a scheduled telephone conference meeting of the Board of Marine Pilots was held on May 15, 1992.

Agenda Item 1

Call to Order/Roll Call

The meeting was called to order at 1:10 p.m. by Mr. Russell Sell, Acting Chairman. Those present and constituting a quorum of the board were:

Mr. Russell Sell
Mr. Bill Lorch
Captain Dale Collins
Captain Michael O'Hara
Ms. Ann Boudreaux

Also present in Juneau and representing the Division of Occupational Licensing was Karl Luck Marine Pilot Coordinator, and Mr. Gary Amendola, Assistant Attorney General.

Public meeting places were established at public request in the following locations: Anchorage, Homer, Juneau, Ketchikan, and Kenai.

In attendance at the various locations were: Captain Joe Homer, Captain Terry Bennett, Mr. Richard Gurry, Mr. Dave Millen, Captain Harry Scally, Mr. Bernie Smith, Mr. Paul Dillon, and Captain Peter Lie-Nielsen.

Agenda Item 2

Public Comment

There were no public comment statements offered.

Agenda Item 3

Ratify the Approval of ACP, AMP, SEAPA, and SWAPA
Bylaws and Articles.

Captain O'Hara made a motion to accept the bylaws and articles of the organizations. Mr. Lorch seconded the motion.

Mr. Amendola made the suggestion that it would be easier to do all four at once but, since two members of the board were members of the organizations, they would be voting to accept it and would be better to do each separately.

Captain Collins disagreed and asked for unanimous consent on all four. Mr. Lorch agreed with Captain Collins and stated that we have discussed this at the previous meeting.

Mr. Sell asked Mr. Amendola if there was a legal problem with this.

Mr. Amendola responded that he was being cautious and the law stated that state officials will not take actions in which they will obtain financial gain therefrom. "Recognizing an association is a major step in their being able to operate, not saying that you cannot do them all at once. I just wanted to avoid any issues that may come up."

Mr. Sell explored the quorum required if Captains O'Hara and Collins abstained from voting and it was decided that there would be a quorum.

Mr. Sell desired an individual motion for each organization. "We could stand down each Captain when his organization was voted upon."

Captain Collins inserted that, if the chair was declaring that he had a conflict of interest, he would like the board to vote on the conflict of interest issue. Mr. Sell accepted that and wanted a vote on that.

Mr. Yoshida joined the teleconference at this time.

Captain Collins made the motion to determine if he had a conflict and Captain O'Hara seconded the motion. Voting yes would indicate that they have a conflict and voting no would indicate that they do not have a conflict. A roll call vote was called:

Mr. Lorch	-	No
Captain Collins	-	Failed to respond to his call
Ms. Boudreaux	-	No
Mr. Sell	-	yes

Mr. Amendola advised that Captains Collins and O'Hara cannot vote on the issue. The motion failed 1-2, with Captains Collins and O'Hara abstaining, it was

RESOLVED that Captain Collins and Captain O'Hara did not have a conflict concerning the passage of the bylaws and articles of the pilot associations that were to be voted upon.

Captain Collins objected to the chairman and the Marine Pilot Coordinator reported that he abstained and he felt that he did not have a conflict of interest and he wanted his comment on the record. Mr. Sell asked if Captain O'Hara had any comment and he had none.

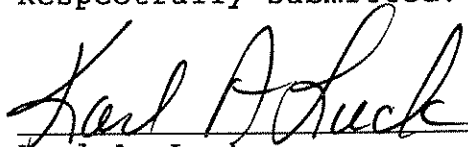
Mr. Sell asked Captain O'Hara to restate his original motion. Captain O'Hara moved to ratify the board's earlier decision to approve the bylaws and articles of ACP, AMP, SEAPA, SWAPA. Ms. Boudreaux seconded the motion. A roll call vote passed unanimously, 5-0, it was

RESOLVED to accept the bylaws and articles of ALASKA COASTWISE PILOTS' (ACP), ALASKA MARINE PILOTS & DISPATCHING SERVICE (AMP), SOUTHEASTERN ALASKA PILOT ASSOCIATION (SEAPA), and SOUTHWEST ALASKA PILOT ASSOCIATION (SWAPA).

Agenda Item 4 Adjourn

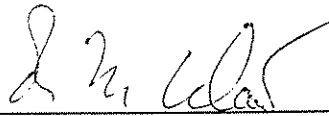
Captain O'Hara moved to adjourn and Ms. Boudreaux seconded the motion. The motion carried and the board was adjourned at 1:27 p.m.

Respectfully submitted:



Karl A. Luck
Marine Pilot Coordinator

Approved:



Bob Watt, Chairman

Date: 9/22/92