

STATE OF ALASKA

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

DIVISION OF OCCUPATIONAL LICENSING

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MINUTES OF TELECONFERENCE MEETING July 21-22, 1993

By authority of AS 08.01.070(20 AND as 08.62.030, and in compliance with the provisions of AS 44.61, Article 6, and AS 44.62.310, and as noticed by a Public Announcement in the Juneau Empire, Nome Nugget, Anchorage Daily News, Fairbanks Daily News-Miner and Tundra Times, an emergency meeting of the Board of Marine Pilots was held on July 21-21, 1993 by teleconference.

WEDNESDAY, JULY 21, 1993
CALL TO ORDER/ROLL CALL

The meeting was called to order at 2:30 p.m. by Mr. Bob Watt, Chairman, Board of Marine Pilots. Present and constituting a quorum were:

Captain Dale Collins
Captain Mike O'Hara
Mr. Glenn Reed
Mr. Mark Springer
Captain John Klepper
Mr. Bob Watt, Chairman

Also present and representing the Department of Commerce, as the Marine Pilot Coordinator, was Mr. Bob Baratko; representing the State Attorney General was Mr. Jim Forbes and Mr. Gary Amendola.

Mr. Jim Forbes reviewed State actions since 25 June 1993, which culminated in a court hearing on July 20 and 21. The court has not reached a decision as of this meeting.

Mr. Watt thanked the Attorney Generals Office, and recessed to the call of the chair. The Board of Marine Pilots was scheduled to reconvene at 10:30 July 22 in anticipation of a ruling by the court.

3:00 p.m. Board of Marine Pilots recessed until 10:30, July 22

THURSDAY, JULY 22, 1993
RECONVENE THE BOARD OF MARINE PILOTS

The Board of Marine Pilots was reconvened on teleconference at 10:35 a.m. by Mr. Bob Watt, Chairman. Roll call followed. Present and constituting a quorum were:

Captain Dale Collins
Captain Mike O'Hara
Mr. Glenn Reed
Mr. Mark Springer
Ms. Bumgardner
Mr. Bob Watt, Chairman

Mssrs. Baratko, Forbes and Amendola were also present in their previously defined positions.

Mr. Forbes discussed the ruling of the Court (see attachment 1 containing transcript). Basically, the Board of Marine Pilots lost their case against WAPA, and were overturned on their finding of an emergency in the western region.

Members of the Marine Pilot Board and the Assistant Attorney Generals discussed legal options and review possibilities.

Members of industry were asked how they plan to utilize the pilots in the Western Region. Mr. Dan Blackmore stated that they (Alamar) would continue as they have in the past few weeks, allocating dispatch to associations based on the number of pilots available for dispatch from each association. Mr. Tom Reuter, North Star, said they would continue a 60% (AMP)/40% (WAPA) split. Mr. Jon Runestad, ANP, stated that he would continue as he had in the last few weeks, basing each pilot need individually.

Continuing discussion among the Board members addressed legal costs, courts decision impact on existing statute.

Mr. Forbes indicated that an Executive Session was in order to discuss potential legal actions by the Board. On a motion by Mr. Springer, the Board of Marine Pilots entered Executive Session at 11:35 a.m., to reconvene in open session at 2:30 p.m. 22 July, 1993.

THURSDAY, 22 JULY 1993
RECONVENE THE BOARD OF MARINE PILOTS

The Board of Marine Pilots reconvened on teleconference at 2:30 p.m. by Mr. Bob Watt, Chairman. Roll call followed. Present and constituting a quorum were:

Captain Dale Collins
Captain Mike O'Hara
Mr. Glenn Reed
Mr. Mark Springer
Ms. Donna Bumgardner
Mr. Bob Watt, Chairman

Mssrs. Baratko, Forbes and Amendola were also present.

Mr. Watt called for any motions. Captain O'Hara made the following motion:

"The Board of Marine Pilots recommends that the Department of Law immediately files a petition of review concerning Case 3AN-93-05909 Civil."

The motion was seconded by Captain Collins.

Discussion followed when Mr. Reed requested an update on actions taken during the morning session, as he had to leave the teleconference early due to the Governors arrival. Mr. Forbes provided the update.

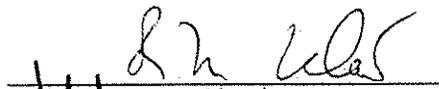
Mr. Watt then called for a vote on the motion made by Captain O'Hara, seconded by Captain Collins, carried unanimously (Captain Klepper absent) it was

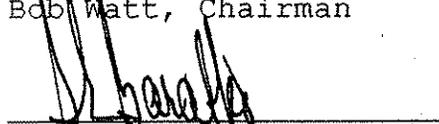
RESOLVED that "The Board of Marine Pilots recommends that the Department of Law immediately files a petition of review concerning Case 3AN-93-05909 Civil."

There being no further business, and on a unanimous vote of the Board, the Board of Marine Pilots adjourned.

2:40 p.m. JULY 22, 1993
BOARD OF MARINE PILOTS ADJOURNS

Respectfully Submitted,


Bob Watt, Chairman


Bob Baratko, Marine Pilot
Coordinator

Approved on: 10/25/93