

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

**MINUTES OF TELECONFERENCE MEETING
July 15, 1999**

By the authority of AS 08.01.070(2), AS 08.62.030, and in compliance with the provisions of AS 44.62, Article 6, a meeting of the Board of Marine Pilots was held July 15, 1999, via teleconference with public sites located at Ketchikan LIO, Juneau SOB, Anchorage LIO, and Dutch Harbor, Alaska.

7/15/99

Start Tape 1, Side A

Agenda Item 1

Call to Order/Roll Call

Chairman Bush called the meeting to order at 0837. The Marine Pilot Coordinator (MPC) conducted roll call.

Members present constituting a quorum were:

Mr. Jeff Bush	- Commissioner's Rep	(Juneau SOB)
Captain Pete Garay	- Pilot Member	(Anchorage, AK)
Captain Michael Spence	- Pilot Member	(Juneau SOB)
Ms. Barbara Huff Tuckness	- Public Member	(Anchorage LIO)
Mr. Bob Berto	- Agent/Vsl Mgr Member	(Juneau SOB)

Staff present: Peter Christensen, MPC (Juneau SOB)

Guests present at the LIO and other sites are noted below:

Juneau SOB - Captain Jeff Backen, Captain Dave Anderson.

LIO Anchorage - Captain O'Hara, Captain Webb

LIO Ketchikan – Captain George, Captain Hanson

Dutch Harbor - Mr. Jeff Thompson

Agenda Item 2

Review/Set Agenda

The agenda was accepted as written.

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to approve the agenda as amended.

Agenda Item 5 **Approval of BMP Minutes (April 15, 1999)**

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to approve the minutes as written.

Agenda Item 6 **Public Comment**

Dave Anderson – requested that any changes in policy be put on hold during the summer. He also requested that a meeting of the performance evaluation committee be convened before the next Board meeting. Chairman Bush agreed that a meeting should be held and asked the MPC to coordinate a meeting of the committee via teleconference.

Captain O’Hara – asked for the Board’s recollection regarding an agreement reportedly reached in 1995 concerning the rotation of pilot Board seats. Both Captain Spence and Mr. Bush stated that they had not been involved with, nor were they aware of any agreement put in place in 1995. They both stated that the Office of the Governor has the sole authority to make appointments to the Marine Pilot Board.

Agenda Item 3 **Review Agenda for Potential Conflicts of Interest and Declarations of Recusal.**

Chairman Bush asked whether any of the Board members had anything they wished to discuss regarding possible recusals or conflicts of interest. No one declared any possible recusals or conflicts of interest.

Agenda Item 4 **Investigation/Litigation Update**

In the absence of the Assistant AG, the MPC related the following to the Board:

The Proteus litigation is still in the discovery phase.

A prehearing conference was held in the Renwick matter and the hearing has been set to occur in Anchorage in mid September.

Regarding investigations the MPC related that there had been no change since the last Board meeting.

Ms. Huff Tuckness asked for an update on whether the Coast Guard had completed its investigation into the M/V KUROSHIMA grounding and how the discussion with the Department of Law was proceeding. The MPC replied that no significant discussions with the Department of Law had occurred yet and that he would inquire again to see whether the Coast Guard was ready to release their investigation regarding that incident.

Agenda Item 7 **SWAPA Amended Bylaws Submitted for Approval**

The Board asked Captain O'Hara to explain to the Board the SWAPA's bylaw changes pending before the Board. Captain O'Hara explained that the changes were to implement the existence of the new 60,000 GT license endorsement.

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to approve Amendment IX to SWAPA's Bylaws.

Agenda Item 8 **License Endorsement / Approval**

The MPC stated that he had received a request from SEAPA to issue a training pilot endorsement to Captain Charles. The MPC explained that Captain Charles met all the requirements for a training pilot endorsement and accordingly he recommended that the Board authorize issuance of the endorsement.

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to authorize the issuance of a Training Pilot endorsement to Captain Donald Charles.

The MPC stated that he had received an application from Captain Webb for a Deputy Marine Pilot license of not more than 60,000 GT. The MPC explained that Captain Webb previously held an unlimited pilotage license, but like Captain Stith he was unable to renew his unlimited license because he currently has some geographic exclusions on his federal and state license. Captain Webb was

applying for a deputy marine pilot license in the same manner as the Board offered to Captain Stith. After public comment by Captain O'Hara and some comments by the MPC, the MPC stated that his review showed that Captain Webb had completed all the maneuvers that are outlined in the regional training requirements for a deputy marine pilot license in Region 2. The MPC explained that Captain Webb was asking two questions. The first was whether the Board would grant his request for a deputy marine pilot license. The second question was whether acceptance of a deputy marine pilot license would preclude his renewal of his unlimited license at a later date.

On a motion made by Captain Spence, seconded by Captain Garay and carried unanimously, it was

RESOLVED to authorize the issuance of a Deputy Marine Pilot license of not more than 60,000 GT to Captain Webb, and to direct the MPC to renew Captain Webb's unlimited license when he has received his unlimited Federal pilotage endorsement and successfully completed the Board's extension of route examination for the Kodiak Island Group.

Agenda Item 9

Project Updates

End Tape 1, Side A
Begin Tape 1, Side B

Examination Database: The MPC reported that he had almost completed the input of all the examination questions for Region 1. He also stated that there were a limited number of questions available for Region's 2 & 3.

Electronic Quarterly Reports: The MPC reported that to date he still has only received reports from two association, ACP and SWAPA. Captain Spence expressed his disappointment that the other two associations still had not submitted a quarterly report in an electronic format. Chairman Bush expressed his hope that all four associations could have there first quarter reports submitted in time so that the board could receive the reports they requested at the October meeting.

RFP for a Simulator Based Marine Pilot Performance Evaluation: The MPC reported he had recently completed a contract amendment that implemented the changes requested by the associations to the geographical areas to be simulated and ship models to be used. The contract amendment also funded RTM STAR Center to conduct the data gathering necessary for the modeling of most of the ports in the contract.

Following the status report given by the MPC, the Board received public comment and a discussion was held regarding the purpose and the attendees of the upcoming Alaskan State Marine Pilots Focus Group to be held at RTM STAR

Center. The focus group is being convened in conjunction with the State's contract for development of the simulator based pilot performance evaluation system.

Since summer is the busiest time for almost all the Alaska pilot associations, Chairman Bush requested that the MPC suggest to RTM STAR Center that another Focus Group meeting be held in a month or two to allow more Alaska pilot participation.

Captain Kellogg related that due to work commitments SEAPA would be unable to send one of their current licensees to the Focus Group, however, SEAPA felt it was very important that a representative of Region 1 attend the Focus Group. Accordingly, Captain Kellogg announced that SEAPA was funding a former member (Captain Cray) to represent them at the Focus Group.

Agenda Item 10 **Performance Monitoring Forms**

Performance Monitoring Forms: The MPC reported that during the April meeting, the Board had granted interim approval to each association's pilot performance monitoring form that was submitted within ten days of that meeting. The Board had stated that at this meeting it planned to give final approval to the form(s). While the Board gave interim approval to individual association forms at the April meeting, it also established a committee made up of a member from each association to work with the MPC to develop a single form to be used in all three regions. The MPC reported that since the last Board meeting no additional headway had been accomplished to generate a single form. Following some discussion, the Board decided to finalize the interim approval they had given the forms at an earlier meeting.

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to accept the performance monitoring forms as submitted for this calendar year.

End Tape 1, Side B
Begin Tape 2, Side A

The Board then discussed how the State would receive notification that the performance monitorings were occurring. At issue was whether the completed performance monitoring forms would be submitted to the State.

The Board asked the MPC and the previously appointed committee to attempt to meet via teleconference to see if agreement could be reached on a single form that would be useable in all three regions.

Agenda Item 11 Business Items

The MPC led the Board through a review of the Board's expenditures and revenue and a separate spreadsheet that delineated the Board's legal costs in FY99. The board packet did not contain any general correspondence. The next meeting was announced as October 27-28, 1999 in Anchorage.

Motion to Adjourn

On a motion made by Captain Spence, seconded by Mr. Berto and carried unanimously, it was

RESOLVED to adjourn the meeting.

Respectfully submitted:

Peter D. Christensen,
Marine Pilot Coordinator

Approved this _____ day of _____, 1999.

Jeffrey W. Bush,
Deputy Commissioner