

**Board of Pilot Commissioners for Harris County Ports  
Public Meeting**

**Houston, Texas  
March 27, 2012**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on March 27, 2012 at 10:03 a.m., at the Port of Houston Authority Executive Offices, Fourth Floor Boardroom, at 111 East Loop North, Houston, Texas 77029. The following Commissioners, staff, and counsel were present:

James T. Edmonds, Chairman  
Jimmy A. Burke, Commissioner  
Jim Fonteno, Jr., Commissioner  
Elyse B. Lanier, Commissioner  
Janiece Longoria, Commissioner  
Steve L. Phelps, Commissioner  
Leonard Waterworth, Interim Executive Director  
Erik Eriksson, General Counsel and Assistant Secretary  
David H. Brown of Brown & Kornegay, LLP, Litigation Counsel  
J. Kent Friedman of Haynes and Boone, LLP, Special Counsel

(PB-2012-0327-01) Chairman Edmonds asked if the Pilot Board had changes to the minutes of its February 28, 2012 meeting. Commissioner Longoria moved for approval of the minutes, seconded by Commissioner Fonteno. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Longoria, and Phelps voted Aye. Nays none. The Chairman declared the minutes approved as written.

(2012-0327-02) Appearances

Chairman Edmonds introduced Robert Thompson, Houston Pilots Presiding Officer, who presented a quarterly report to the Pilot Commission. He noted the Houston Pilots were responsible for more vessel movements than any other pilot organization in the United States, including the following vessel movements during the first quarter:

	<u>Total Vessel Movements</u>	<u>Vessel Movements per Day</u>
January	1,921	55.5
February	1,461	52.2
March (est.)	1,863	60

He noted that the first quarter included 355 hours during which the channel was closed (including two 24-hour periods) because of fog conditions. He also summarized other first quarter events.

Captain Thompson mentioned that two new deputy pilots were brought on in the previous week, to begin a three-year training program. Branch pilots currently totaled 86, with 11 deputies; however, a maximum of 93 branch pilots were now approved by the Pilot Board.

Given the increased size of vessels already calling at Bayport Container Terminal, the Houston Pilots had begun a "man-modeling" effort, to create usable models of these larger vessels and the Bayport Channel, and facilitate pilots training for the new vessels. He also described the pilot's community education outreach efforts, i.e. at the Maritime High School sponsored by the Houston Independent School District, and the upcoming simulator at the new San Jacinto College campus, to be developed alongside the Bayport Channel.

In response to a question by Mr. Waterworth, he commented that the average overall vessel length for ships calling at the Barbours Cut and Bayport Container Terminals was approximately 950 feet, as contrasted with the 1,090 foot length of the recent Mediterranean Shipping Company vessel that called at Bayport.

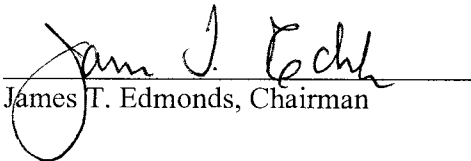
The Pilot Board then considered each Request for Pilot Board Action ("RPBA") submitted by Mr. Waterworth, attached to these minutes as Exhibit "A."

(PB-2012-0327-03) RPBA D1 was presented, moved by Commissioner Longoria, seconded by Commissioner Fonteno. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Longoria, and Phelps voted Aye. Nays none. RPBA D1 PASSED.

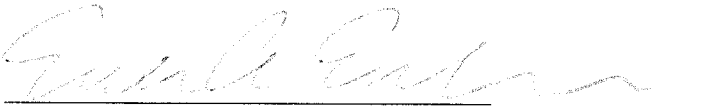
(PB-2012-0327-04) RPBA D2 was presented, moved by Commissioner Longoria, seconded by Commissioner Fonteno. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Longoria, and Phelps voted Aye. Nays none. RPBA D2 PASSED.

At 10:13 a.m. Chairman Edmonds adjourned the meeting of the Pilot Board.

The above is a correct copy of the Minutes of the March 27, 2012 meeting of the Pilot Board.

  
James T. Edmonds, Chairman

ATTEST:

  
Erik A. Eriksson, General Counsel and Assistant Secretary

**Request for Board of Pilot Commissioner Action**

<p><b>Category:</b> General</p>	<p><b>Agenda Date:</b> March 27, 2012</p>	<p><b>Agenda Section:</b> D - 1</p>
<p><b>From:</b> <b>Division:</b> Port Security &amp; Emergency Operations <b>Department:</b> Marine</p>	<p><b>Staff Contact:</b> Ruben Arredondo</p>	
<p><b>Summary Recommendation:</b> Recommendation for renewal of Branch Pilot State Commission in and for the Houston Ship Channel and Galveston Bar: Captain Barry C. Holland.</p>		
<p><b>Background:</b> Prior authorizing Pilot Board action: Minute No. 2008-0430-68</p> <p>The Application Review Committee (ARC) of the Pilot Board considers whether applicants meet the statutory and regulatory requirements for pilots on the Houston Ship Channel. Among other things, applicants undergo a physical examination to determine if an applicant is in good mental and physical health in order to perform the duties of pilotage on the Houston Ship Channel, and an investigation including a criminal background check and the applicant's accident history is conducted.</p>		
<p><b>Staff Evaluation/Justification:</b> Captain Barry C. Holland has applied for renewal of his commission as Branch Pilot for the Galveston Bar and Houston Ship Channel. The application includes a renewal request on his behalf from the Houston Pilots and evidence of his ability to enter into a faithful performance bond in the amount of \$25,000 payable to the governor.</p> <p>After an assessment of his qualifications and the documents filed with his application, the ARC determined that Captain Barry C. Holland meets the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.041, and the Rules and Regulations governing Pilots and Pilotage on the Houston Ship Channel Between the Galveston Bar and the Turning Basin Terminal.</p> <p>Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Barry C. Holland to renew his commission as Branch Pilot for the Galveston Bar and the Houston Ship Channel. Such commission is for a four-year term.</p>		
<p><b>Full Recommendation:</b> The Pilot Board, at its March 27, 2012 meeting, recommend to the Governor the renewal of the commission of Captain Barry C. Holland as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective July 27, 2012, and further authorize the Secretary of the Pilot Board to do any and all things in his opinion reasonable or necessary to give effect to the foregoing.</p>		

**Request for Board of Pilot Commissioner Action**

<p><b>Category:</b> General</p>	<p><b>Agenda Date:</b> March 27, 2012</p>	<p><b>Agenda Section:</b> D - 2</p>
<p><b>From:</b> <b>Division:</b> Port Security &amp; Emergency Operations <b>Department:</b> Marine</p>	<p><b>Staff Contact:</b> Ruben Arredondo</p>	
<p><b>Summary Recommendation:</b> Issuance of Deputy Branch Pilot Certificate in and for the Houston Ship Channel and Galveston Bar: Captain Stephen B. Jewell.</p>		
<p><b>Background:</b> The Application Review Committee (ARC) of the Pilot Board considers whether applicants meet the statutory and regulatory requirements for pilots on the Houston Ship Channel. Among other things, applicants undergo a physical examination to determine if an applicant is in good mental and physical health in order to perform the duties of pilotage on the Houston Ship Channel, and an investigation including a criminal background check and the applicant's accident history is conducted.</p>		
<p><b>Staff Evaluation/Justification:</b> Captain Stephen B. Jewell has applied for appointment as Deputy Branch Pilot for the Galveston Bar and Houston Ship Channel. The application includes a letter from his Master Houston Branch Pilot Captain Michael Morris expressing his willingness to appoint Captain Stephen B. Jewell as Deputy Branch Pilot and to act as his master for his proposed deputy ship of three years and evidence of his ability to enter into a faithful performance bond in the amount of \$25,000 payable to the governor.</p> <p>After an assessment of his qualifications and the documents filed with his application, the ARC determined that Captain Stephen B. Jewell meets the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.034, and the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel Between the Galveston Bar and the Turning Basin Terminal.</p> <p>Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Stephen B. Jewell for appointment as Deputy Branch Pilot for the Galveston Bar and the Houston Ship Channel. Such appointment is for a three-year term.</p>		
<p><b>Full Recommendation:</b> The Pilot Board, at its March 27, 2012 meeting, issue a certificate to Captain Stephen B. Jewell as Deputy Branch Pilot for the Galveston Bar and the Houston Ship Channel for a three-year term effective March 27, 2012, and further authorize the Secretary of the Pilot Board to do any and all things in his opinion reasonable or necessary to give effect to the foregoing.</p>		