

I N D E X

THE BOARD OF PILOT COMMISSIONERS
OF THE PORTS OF HARRIS COUNTY, TEXAS

June 26, 2012

<i>Minute No.</i>	<i>Event/Action</i>
	Chairman Edmonds convened the meeting of the Board of Pilot Commissioners
(PB-2012-0626-01)	Approve the Minutes of the Board of Pilot Commissioners Meeting – May 22, 2012
(PB-2012-0626-02)	Chairman Edmonds introduced Robert Thompson, Houston Pilots Presiding Officer, who presented a quarterly report to the Pilot Commission
(PB-2012-0626-03)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Sean P. Arbogast
(PB-2012-0626-04)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Robert V. Arthur, Jr.
(PB-2012-0626-05)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain John M. Bratcher
	Adjourn the meeting of the Board of Pilot Commissioners

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

**Houston, Texas
June 26, 2012**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on June 26, 2012 at 11:02 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
Elyse B. Lanier, Commissioner
Kase L. Lawal, Commissioner
Janiece Longoria, Commissioner
Steve L. Phelps, Commissioner
Leonard Waterworth, 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-2012-0626-01) Chairman Edmonds asked if the Pilot Board had changes to the minutes of its May 22, 2012 meeting. Commissioner Longoria moved for approval of the minutes, seconded by Commissioner Lanier. Chairman Edmonds and Commissioners Burke, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. The Chairman declared the minutes approved as written.

(PB-2012-0626-02) Appearances

Chairman Edmonds introduced Robert Thompson, Houston Pilots Presiding Officer, who presented a quarterly report to the Pilot Commission.

Captain Thompson observed that branch pilots currently totaled 86, with 11 deputies; 9 of those are actually working and two are starting the training system and will be working shortly after the next session. He also noted that last quarter the Houston Pilots moved 4,855 vessels, which is pretty steady to last year's figures, and commented that when a report comes out that tonnage is up, he concludes that draft has probably increased from last year.

He reported on the partnerships that the pilots have with the Port Authority, with industry, and with the U.S. Coast Guard, especially regarding the VTS, i.e. its vessel traffic service.

He noted that recently a pilot vessel spotted a fishing boat that was sinking, and contacted VTS and another pilot. The latter pilot stopped his ship and the crew of that vessel rescued the fishermen. Marcus Woodring commented that the incident would be reviewed by the Pilot Board Investigation and Recommendation Committee, as a positive matter.

Captain Thompson noted preparations for hurricane weather, and pilot participation in the "PCT," i.e. Port Coordination Team. He referred to the Coast Guard "Whiskey Tango Zulu" terms for hurricane preparedness initiatives. He commented the Houston Pilots have a helicopter available to aid their efforts, and a backup facility in Austin.

Captain Thompson went on to discuss the Houston Pilots' commitment to schools in the community, including the donation of used computers.

He concluded with an update on Panama Canal preparations. The "man model" is expected to be built by September, and a bulldozer is building the model Bayport Channel. Together with tug work, these should give pilots the experience or knowledge of what to do or how to change, to handle the larger vessels.

Commissioner Longoria complimented Captain Thompson on his excellent work and representation of the Houston Pilots, and the superlative job he has done. Commissioner Lanier concurred.

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

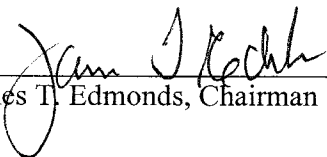
(PB-2012-0626-03) RPBA D1 was presented, moved by Commissioner Lawal, seconded by Commissioner Lanier. Chairman Edmonds and Commissioners Burke, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA D1 PASSED.

(PB-2012-0626-04) RPBA D2 was presented, moved by Commissioner Lawal, seconded by Commissioner Lanier. Chairman Edmonds and Commissioners Burke, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA D2 PASSED.

(PB-2012-0626-05) RPBA D3 was presented, moved by Commissioner Lawal, seconded by Commissioner Lanier. Chairman Edmonds and Commissioners Burke, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA D3 PASSED.


At 11:09 a.m. Chairman Edmonds adjourned the meeting of the Pilot Board.

The above is a correct copy of the Minutes of the June 26, 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

Category: General	Agenda Date: June 26, 2012	Agenda Section: D - 1
From: Division: Port Security & Emergency Operations Department: Marine	Staff Contact: Ruben Arredondo	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Sean P. Arbogast		
Background: Prior authorizing Pilot Board action: Minute No. 2008-0528-46. 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.		
Staff Evaluation/Justification: Captain Sean P. Arbogast 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. After an assessment of his qualifications and the documents filed with his application, the ARC determined that Captain Sean P. Arbogast 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. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Sean P. Arbogast to renew his commission as Branch Pilot for the Galveston Bar and the Houston Ship Channel. Such commission is for a four-year term.		
Full Recommendation: The Pilot Board, at its June 26, 2012 meeting, recommend to the Governor the renewal of the commission of Captain Sean P. Arbogast as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective August 22, 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.		

Request for Board of Pilot Commissioner Action

<p>Category: General</p>	<p>Agenda Date: June 26, 2012</p>	<p>Agenda Section: D - 2</p>
<p>From: Division: Port Security & Emergency Operations Department: Marine</p>	<p>Staff Contact: Ruben Arredondo</p>	
<p>Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Robert V. Arthur, Jr.</p>		
<p>Background: Prior authorizing Pilot Board action: Minute No. 2008-0528-48.</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>Staff Evaluation/Justification: Captain Robert V. Arthur, Jr. 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 Robert V. Arthur, Jr. 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 Robert V. Arthur, Jr. 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>Full Recommendation: The Pilot Board, at its June 26, 2012 meeting, recommend to the Governor the renewal of the commission of Captain Robert V. Arthur, Jr. as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective August 24, 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

Category: General	Agenda Date: June 26, 2012	Agenda Section: D - 3
From: Division: Port Security & Emergency Operations Department: Marine	Staff Contact: Ruben Arredondo	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain John M. Bratcher.		
Background: Prior authorizing Pilot Board action: Minute No. 2008-0528-47. 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.		
Staff Evaluation/Justification: Captain John M. Bratcher 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. After an assessment of his qualifications and the documents filed with his application, the ARC determined that Captain John M. Bratcher 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. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain John M. Bratcher to renew his commission as Branch Pilot for the Galveston Bar and the Houston Ship Channel. Such commission is for a four-year term.		
Full Recommendation: The Pilot Board, at its June 26, 2012 meeting, recommend to the Governor the renewal of the commission of Captain John M. Bratcher as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective August 22, 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.		