

I N D E X

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

January 22, 2013

<i>Minute No.</i>	<i>Event/Action</i>
	Chairman Longoria convened the meeting of the Board of Pilot Commissioners
(PB-2013-0122-01)	Approve the Minutes of the Board of Pilot Commissioners Meeting – December 11, 2012
(PB-2013-0122-02)	Appointment of Pilot Board Application Review Committee Members (ARC)
(PB-2013-0122-03)	Appointment of Pilot Board Investigation Recommendation Committee Members (PBIRC)
(PB-2013-0122-04)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Brett A. Callier
(PB-2013-0122-05)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Robert S. Deckard
(PB-2013-0122-06)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Charles C. Lary III
(PB-2013-0122-07)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Michael A. Morris
(PB-2013-0122-08)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Charles H. Picton
(PB-2013-0122-09)	Renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain John M. Vassar
	Adjourn the meeting of the Board of Pilot Commissioners

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

**Houston, Texas
January 22, 2013**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on January 22, 2013 at 10:58 a.m., at the Port of Houston Authority Executive Offices, Fourth Floor Boardroom, at 111 East Loop North, Houston, Texas 77029. The following Commissioners and staff were present:

Janiece Longoria, Chairman
Jimmy A. Burke, Commissioner
Dean E. Corgey, Commissioner
John D. Kennedy, Commissioner
Kase L. Lawal, Commissioner
Steve L. Phelps, Commissioner
Leonard Waterworth, Secretary
Erik Eriksson, General Counsel and Assistant Secretary

(PB-2013-0122-01) Chairman Longoria asked for the Pilot Board to approve the minutes of its December 11, 2012 meeting. The motion was brought by Commissioner Lawal, seconded by Commissioner Phelps. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. The minutes of the December 11, 2012 meeting were approved.

Chairman Longoria commented that there were no appearances.

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

(PB-2013-0122-02) RPBA D1 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Kennedy, Lawal and Phelps voted Aye. Commissioner Corgey abstained. Nays none. RPBA D1 PASSED.

Commissioner Corgey noted that he was abstaining because his younger brother Eric Corgey was a Houston Pilot, and his step-brother provided support for the two committees that were the subject of RPBA D1 and D2.

(PB-2013-0122-03) RPBA D2 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Kennedy, Lawal and Phelps voted Aye. Commissioner Corgey abstained. Nays none. RPBA D2 PASSED.

(PB-2013-0122-04) RPBA D3 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D3 PASSED.

(PB-2013-0122-05) RPBA D4 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D4 PASSED.

(PB-2013-0122-06) RPBA D5 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D5 PASSED.

(PB-2013-0122-07) RPBA D6 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D6 PASSED.

(PB-2013-0122-08) RPBA D7 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D7 PASSED.

(PB-2013-0122-09) RPBA D8 was presented, moved by Commissioner Burke, seconded by Commissioner Lawal. Chairman Longoria, and Commissioners Burke, Corgey, Kennedy, Lawal and Phelps voted Aye. Nays none. RPBA D8 PASSED.


At 10:59 a.m. Chairman Longoria adjourned the meeting of the Pilot Board.

The above is a correct copy of the Minutes of the January 22, 2013 meeting of the Pilot Board.



Janiece Longoria, Chairman

ATTEST:



Erik A. Eriksson, General Counsel and
Assistant Secretary

Request for Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 1
From: Division: Legal Branch: Pilot Board Application Review Committee	Staff Contact: Mike Usher	
Summary Recommendation: Appointment of Pilot Board Application Review Committee Members (ARC).		
Background: Prior authorizing Pilot Board Action: Minute No. 2011-1213-02. Pursuant to the provisions of the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and the Turning Basin, adopted August 25, 1993 by Minute No. 1881, amended by Minute No. 2007-1030-66, and by Minute No. 2010-0323-23 (Rules), an Application Review Committee (ARC) is appointed annually by the Chairman of the Pilot Board, with the appointees subject to approval by the Pilot Board. The Rules provide that the ARC shall be composed of voting members from the Houston Pilots Association, the Port of Houston maritime industry, the Harris County community at large, and the Port Authority, and chaired by a Port Authority voting member.		
Staff Evaluation/Justification: Under the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and Turning Basin, the Chairman of the Pilot Board has the duty to annually appoint members of the Pilot Board Application Review Committee (the "ARC"), subject to approval by the Pilot Board. Since the ARC Chairman Ruben Arredondo has resigned from the ARC, staff recommends that Marcus Woodring succeed Ruben Arredondo as ARC Chairman, and Chairman Longoria recommends his appointment, along with the other members of the ARC, all as set forth below: Marcus Woodring – Port Authority - Chairman Captain Robert Thompson - Presiding Officer, Houston Pilots Association Captain Paul Brown - Houston Pilots Association Captain Joe Hill - Maritime Industry Pat Studdert - Maritime Industry Brian Rego - At Large The Secretary of the Pilot Board requests that the Pilot Board approve each ARC member appointee, to serve for the calendar year 2013 and thereafter until a replacement is named.		
Full Recommendation: The Board of Pilot Commissioners, at its January 22, 2013 meeting, approve the appointment of the nominees to the Pilot Board Application Review Committee for the calendar year 2013 and thereafter until a replacement is named, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 2
From: Division: Legal Branch: Pilot Board Investigation and Recommendation Committee	Staff Contact: Mike Usher	
Summary Recommendation: Appointment of Pilot Board Investigation and Recommendation Committee Members (PBIRC).		
Background: Prior authorizing Port Commission Action: Minute No. 2011-1213-03. Pursuant to the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and the Turning Basin, adopted August 25, 1993 by Minute No. 1881, amended by Minute No. 2007-1030-66, and by Minute No. 2010-0323-23 (Rules), the Pilot Board Investigation and Recommendation Committee (PBIRC) investigates, holds hearings, and makes recommendations regarding certain accidents on the Houston Ship Channel and matters pertaining to the Rules. The Rules provide that the PBIRC is appointed annually by the Chairman of the Pilot Board, with the appointees subject to approval by the Pilot Board. The Rules provide that the PBIRC shall be composed of voting members from the Houston Pilots Association, Port of Houston maritime industry, and the Port Authority, and nonvoting advisory members from the U.S. Coast Guard, and chaired by a Port Authority voting member.		
Staff Evaluation/Justification: Under the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and Turning Basin, the Chairman of the Pilot Board has the duty to annually appoint members of the Pilot Board Investigation and Recommendation Committee (the "PBIRC"), subject to approval by the Pilot Board. Since the PBIRC Chairman Ruben Arredondo has resigned from the PBIRC, staff recommends that Marcus Woodring succeed him as PBIRC Chairman, and Chairman Longoria recommends his appointment, along with the other members of the PBIRC, all as set forth below: Marcus Woodring – Port Authority - Chairman Captain Robert Thompson - Presiding Officer, Houston Pilots Association Captain David Rodrigues - Houston Pilots Association Captain Michael Curtiss - Houston Pilots Association Paul A. Caruselle - Maritime Industry Tim Leitzell - Maritime Industry David Foret, Jr. - Maritime Industry Thomas P. Marian - Maritime Industry Richard E. Ford - Maritime Industry U.S. Coast Guard representative - (Non-voting advisory member named by the U.S. Coast Guard) The Secretary of the Pilot Board requests that the Pilot Board approve each PBIRC member appointee, to serve for the calendar year 2013 and thereafter until a replacement is named.		
Full Recommendation: The Board of Pilot Commissioners, at its January 22, 2013 meeting, approve the appointment of the nominees to the Pilot Board Investigation and Recommendation Committee for the calendar year 2013 and thereafter until a replacement is named, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 3
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Brett A. Callier.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0218-46. 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 Brett A. Callier 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 Brett A. Callier 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 Brett A. Callier 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Brett A. Callier as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 4, 2013, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 4
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Robert S. Deckard.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0218-47. 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 Robert S. Deckard 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 Robert S. Deckard 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 Robert S. Deckard 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Robert S. Deckard as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 4, 2013, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 5
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Charles C. Lary III.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0127-39. 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 Charles C. Lary III 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 Charles C. Lary III 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 Charles C. Lary III 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Charles C. Lary III as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective April 17, 2013, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 6
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Michael A. Morris.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0218-48. 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 Michael A. Morris 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 Michael A. Morris 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 Michael A. Morris 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Michael A. Morris as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 4, 2013, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 7
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Charles H. Picton.		
Background: Prior authorizing Pilot Board action: Minute No. 2008-1216-68. 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 Charles H. Picton 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 Charles H. Picton 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 Charles H. Picton 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Charles H. Picton as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective April 17, 2013, 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 Pilot Board Action

Category: Pilot Matters	Agenda Date: January 22, 2013	Agenda Section: D - 8
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Mike Usher	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain John M. Vassar.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0218-49. 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. Vassar 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. Vassar 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. Vassar 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 January 22, 2013 meeting, recommend to the Governor the renewal of the commission of Captain John M. Vassar as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 27, 2013, 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.		