

I N D E X

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

August 20, 2013

<i>Minute No.</i>	<i>Event/Action</i>
	General
	Chairman Longoria convened the meeting of the Board of Pilot Commissioners
	Minutes
(PB-2013-0820-01)	Approve the Minutes of the Board of Pilot Commissioners Meeting – July 23, 2013
	Appearances
(PB-2013-0820-02)	Chairman Longoria asked if anyone would like to address the Pilot Board; there was no response
	Pilot Matters
(PB-2013-0820-03)	Recommendation for renewal of Branch Pilot commission in and for the Houston Ship Channel and Galveston Bar: Captain Kelly J. Creech
(PB-2013-0820-04)	Recommendation for renewal of Branch Pilot commission in and for the Houston Ship Channel and Galveston Bar: Captain Randall E. Medard
	Adjourn the meeting of the Board of Pilot Commissioners

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

**Houston, Texas
August 20, 2013**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on August 20, 2013 at 11:15 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:

Janiece Longoria, Chairman
Jimmy A. Burke, Commissioner
Dean E. Corgey, Commissioner
Clyde E. Fitzgerald, Commissioner
John D. Kennedy, Commissioner
Kase L. Lawal, Commissioner
Steve L. Phelps, Commissioner
Len Waterworth, Secretary
Erik Eriksson, General Counsel and Assistant Secretary
David H. Brown, Brown & Kornegay, LLP
J. Kent Friedman, Haynes and Boone, LLP

(PB-2013-0820-01) Chairman Longoria asked for a motion to approve the minutes of its July 23, 2013 meeting. The motion was brought by Commissioner Fitzgerald, seconded by Commissioner Phelps. Chairman Longoria, and Commissioners Burke, Corgey, Fitzgerald, Kennedy, Lawal, and Phelps voted Aye. Nays none. The minutes were approved as written.

(PB-2013-0820-02) Appearances

Chairman Longoria asked if anyone would like to address the Pilot Board; there was no response.

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

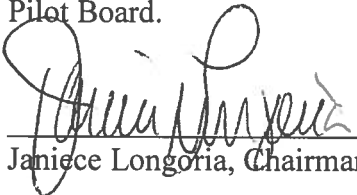
(PB-2013-0820-03) RPBA D1 was presented, moved by Commissioner Corgey, seconded by Commissioner Phelps. Chairman Longoria, and Commissioners Burke, Corgey, Fitzgerald, Kennedy, Lawal, and Phelps voted Aye. Nays none. RPBA D1 PASSED.

(PB-2013-0820-04) RPBA D2 was presented, moved by Commissioner Burke, seconded by Commissioner Phelps. Chairman Longoria, and Commissioners Burke, Corgey, Fitzgerald, Kennedy, Lawal, and Phelps voted Aye. Nays none. RPBA D2 PASSED.

Chairman Longoria directed that an executive session be included on all Pilot Board agendas in the future.


At 11:16 p.m. Chairman Longoria adjourned the meeting of the Pilot Board.

The above is a correct copy of the Minutes of the August 20, 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: August 20, 2013	Agenda Section: D - 1
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Erik Eriksson	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Kelly J. Creech.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-0623-33 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 Kelly J. Creech has applied for renewal of his commission as Branch Pilot for the Galveston Bar and Houston Ship Channel. The application includes continued education training in Legal Aspects of Piloting, Pilot use of Tractor Tugs, and Radar observer, and a renewal request on his behalf from the Houston Pilots with 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 Kelly J. Creech 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 Kelly J. Creech 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 August 20, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Kelly J. Creech as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective October 24, 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: August 20, 2013	Agenda Section: D - 2
From: Division: Legal Branch: Application Review Committee (ARC)	Staff Contact: Erik Eriksson	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission in and for the Houston Ship Channel and Galveston Bar: Captain Randall E. Medard.		
Background: Prior authorizing Pilot Board action: Minute No. 2009-1020-37 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 Randall E. Medard has applied for renewal of his commission as Branch Pilot for the Galveston Bar and Houston Ship Channel. The application includes continued education training in Radar observer and a renewal request on his behalf from the Houston Pilots with 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 Randall E. Medard 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 Randall E. Medard 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 August 20, 2013 meeting, recommend to the Governor the renewal of the commission of Captain Randall E. Medard as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective November 23, 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.		