

I N D E X

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

October 28, 2014

<i>Minute No.</i>	<i>Event/Action</i>
	General
(PB-2014-1028-01)	Chairman Longoria convened the meeting of the Board of Pilot Commissioners
	Minutes
(PB-2014-1028-02)	Approve the Minutes of the Board of Pilot Commissioners Meeting – September 23, 2014
	Appearances
(PB-2014-1028-03)	There were no appearances
	Pilot Matters
(PB-2014-1028-04)	Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Chad M. Prejean
(PB-2014-1028-05)	Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Donald C. King
(PB-2014-1028-06)	Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Sean M. Cook
(PB-2014-1028-07)	Deputy Branch Pilot Certificate for the Houston Ship Channel and Galveston Bar: Captain Rohit Malhotra
	Recess Open Meeting and Convene Executive Session
	Adjourn Executive Session and Reconvene Open Meeting
	Adjourn the meeting of the Board of Pilot Commissioners

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

**Houston, Texas
October 28, 2014**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on October 28, 2014 at 10:36 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
Theldon R. Branch, III, Commissioner
Dean E. Corgey, Commissioner
Stephen H. DonCarlos, Commissioner
Clyde E. Fitzgerald, Commissioner
John D. Kennedy, Commissioner
Roy D. Mease, Commissioner
Roger Guenther, Secretary
Erik Eriksson, General Counsel and Assistant Secretary
David Brown, Brown & Kornegay LLP
J. Kent Friedman, Haynes and Boone, LLP

(PB-2014-1028-01) Chairman Longoria called the meeting to order and noted that she had no opening remarks.

(PB-2014-1028-02) Chairman Longoria called for a motion to approve the minutes of the September 23, 2014 Pilot Board meeting. The motion was brought by Commissioner Mease, seconded by Commissioner Branch. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. The minutes were approved as written.

(PB-2014-1028-03) 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 and attached to these minutes as Exhibit "A."

(PB-2014-1028-04) RPBA E1 was presented, moved by Commissioner Corgey, seconded by Commissioner Mease. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA E1 PASSED.

(PB-2014-1028-05) RPBA E2 was presented, moved by Commissioner Kennedy, seconded by Commissioner Fitzgerald. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA E2 PASSED.

(PB-2014-1028-06) RPBA E3 was presented, moved by Commissioner Corgey, seconded by Commissioner Mease. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA E3 PASSED.

(PB-2014-1028-07) RPBA E4 was presented, moved by Commissioner Branch, seconded by Commissioner Kennedy. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA E4 PASSED.


At 10:38 a.m., Chairman Longoria recessed the public meeting, and instructed Mr. Eriksson to make the following announcement.

It is now 10:39 a.m. The Board of Pilot Commissioners for Harris County Ports will now convene in a closed meeting, as permitted by the Texas Open Meetings Act and Government Code to conduct a private consultation with its attorneys (Section 551.071, Texas Open Meetings Act), including consultation regarding procedures under Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and Turning Basin. The Board of Pilot Commissioners will reconvene in public session after the closed meeting is adjourned.

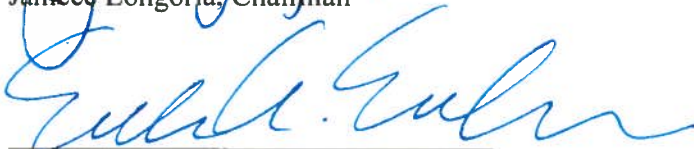
Immediately thereafter the Board of Pilot Commissioners retired into closed session.

At 10:58 a.m., Chairman Longoria reconvened the public meeting, announced there were no items to come out of executive session, and adjourned the Pilot Board meeting.

The above is a correct copy of the Minutes of the October 28, 2014 meeting of the Pilot Board of the Port of Houston Authority.



Janice Longoria, Chairman



Erik A. Eriksson, Assistant Secretary

Request for Pilot Board Action

Category: Pilot Matters	Agenda Date: October 28, 2014	Agenda Section: E - 1
From: Division: Legal Branch: Pilot Administration	Staff Contact: Erik Eriksson	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Chad M. Prejean.		
Background: 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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.		
Staff Evaluation/Justification: Captain Chad M. Prejean has applied for renewal of his commission that expires January 22, 2015, as Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes proof of continued education training in Radar Observer (recertification), Error Detection and use of Advanced Radar techniques in restricted waters, Incident Management for Pilots, Collision Regulations for Pilots (Col-Regs-Pilots), Azipod Operations, Manned Model Ship Handling, 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 Chad M. Prejean 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 and Galveston Bar. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Chad M. Prejean to renew his commission as Branch Pilot for the Houston Ship Channel and Galveston Bar. Such commission is for a four-year term.		
Full Recommendation: The Pilot Board, at its October 28, 2014 meeting, recommend to the governor the renewal of the commission of Captain Chad M. Prejean as Branch Pilot for the Houston Ship Channel and Galveston Bar for a four-year term effective January 22, 2015, 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: October 28, 2014	Agenda Section: E - 2
From: Division: Legal Branch: Pilot Administration	Staff Contact: Erik Eriksson	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Donald C. King.		
Background: 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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.		
Staff Evaluation/Justification: Captain Donald C. King has applied for renewal of his commission that expires December 18, 2014, as Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes proof of continued education training in Radar Observer (recertification), Restricted Visibility Navigation for Pilots, Collision Regulations for Pilots (Colregs-Pilots), Incident Management for Pilots, Manned Model Ship Handling, 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 Donald C. King 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 and Galveston Bar. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Donald C. King to renew his commission as Branch Pilot for the Houston Ship Channel and Galveston Bar. Such commission is for a four-year term.		
Full Recommendation: The Pilot Board, at its October 28, 2014 meeting, recommend to the governor the renewal of the commission of Captain Donald C. King as Branch Pilot for the Houston Ship Channel and Galveston Bar for a four-year term effective December 18, 2014, 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: October 28, 2014	Agenda Section: E - 3
From: Division: Legal Branch: Pilot Administration	Staff Contact: Erik Eriksson	
Summary Recommendation: Recommendation for renewal of Branch Pilot Commission for the Houston Ship Channel and Galveston Bar: Captain Sean M. Cook.		
Background: 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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.		
Staff Evaluation/Justification: Captain Sean M. Cook has applied for renewal of his commission that expires January 22, 2015, as Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes proof of continued education training in Radar Observer (recertification), Incident Management for Pilots, Manned Model Ship Handling, Emergency Ship Handling, Fatigue Sleep & Medication Course, Legal Aspects of Piloting, Bayport Flare turn using manned model, 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 Sean M. Cook 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 and Galveston Bar. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Sean M. Cook to renew his commission as Branch Pilot for the Houston Ship Channel and Galveston Bar. Such commission is for a four-year term.		
Full Recommendation: The Pilot Board, at its October 28, 2014 meeting, recommend to the governor the renewal of the commission of Captain Sean M. Cook as Branch Pilot for the Houston Ship Channel and Galveston Bar for a four-year term effective January 22, 2015, 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: October 28, 2014	Agenda Section: E - 4
From: Division: Legal Branch: Pilot Administration	Staff Contact: Erik Eriksson	
Summary Recommendation: Deputy Branch Pilot Certificate for the Houston Ship Channel and Galveston Bar: Captain Rohit Malhotra.		
Background: 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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.		
Staff Evaluation/Justification: Captain Rohit Malhotra has applied for appointment as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes a letter from Master Houston Branch Pilot Captain Scott Roberts expressing his willingness to appoint Captain Rohit Malhotra as Deputy Branch Pilot and to act as his Master for his proposed deputyship 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. After an assessment of his qualifications and the documents filed with his application, the ARC determined that Captain Rohit Malhotra 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 and Galveston Bar. Accordingly, the ARC respectfully submits to the Pilot Board the application of Captain Rohit Malhotra for his certificate as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. Such certificate is for a three-year term.		
Full Recommendation: The Pilot Board, at its October 28, 2014 meeting, approve the appointment of Captain Rohit Malhotra after meeting full requirements as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar for a three-year term, 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.		