

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

**Houston, Texas
February 28, 2012**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on February 28, 2012 at 10:35 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
Kase L. Lawal, Commissioner
Janiece Longoria, Commissioner
Steve L. Phelps, Commissioner
Leonard Waterworth, Interim Executive Director
David H. Brown of Brown & Kornegay, LLP, Litigation Counsel
J. Kent Friedman of Haynes and Boone, LLP, Special Counsel

(PB-2012-0228-01) Chairman Edmonds asked if the Pilot Board had changes to the minutes of its January 24, 2012 meeting. Hearing no changes, the Chairman declared the minutes approved as written.

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

(PB-2012-0228-02) RPBA C1 was presented, moved by Commissioner Lawal, seconded by Commissioner Phelps. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA C1 PASSED.

(PB-2012-0228-03) RPBA C2 was presented, moved by Commissioner Lawal, seconded by Commissioner Phelps. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA C2 PASSED.

(PB-2012-0228-04) RPBA C3 was presented, moved by Commissioner Lawal, seconded by Commissioner Phelps. Chairman Edmonds and Commissioners Burke, Fonteno, Lanier, Lawal, Longoria, and Phelps voted Aye. Nays none. RPBA C3 PASSED.

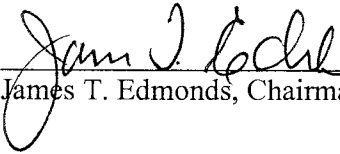
At 10:37 a.m. Chairman Edmonds continued the public meeting of the Pilot Board and convened the closed session.

At 10:44 a.m. Chairman Edmonds reconvened the public meeting of the Board of Pilot Commissioners at the Port of Houston Authority Executive Office Boardroom, at 111 East Loop North, Houston, Texas 77029, with the following Commissioners, staff, and counsel in attendance:


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

At 10:45 a.m. Chairman Edmonds adjourned the meeting.

The above is a correct copy of the Minutes of the February 28, 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: February 28, 2012	Agenda Section: C - 1
From: Division: Port Security & Emergency Operations Department: Marine	Staff Contact: Ruben Arredondo	
Summary Recommendation: Approve renewal of the office of Branch Pilot in and for the Houston Ship Channel and Galveston Bar: Captain Charles C. Murphy.		
Background: Prior authorizing Pilot Board action: Minute No. 2008-0325-49 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 Charles C. Murphy 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. Murphy 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. Murphy 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 February 28, 2012 meeting, recommend to the Governor the renewal of the commission of Captain Charles C. Murphy as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 16, 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

Category: General	Agenda Date: February 28, 2012	Agenda Section: C - 2
From: Division: Port Security & Emergency Operations Department: Marine	Staff Contact: Ruben Arredondo	
Summary Recommendation: Approve renewal of the office of Branch Pilot in and for the Houston Ship Channel and Galveston Bar: Captain David A. Rodrigues.		
Background: Prior authorizing Pilot Board action: Minute No. 2008-0325-50 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 David A. Rodrigues 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 David A. Rodrigues 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 David A. Rodrigues 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 February 28, 2012 meeting, recommend to the Governor the renewal of the commission of Captain David A. Rodrigues as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective May 25, 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: February 28, 2012</p>	<p>Agenda Section: C - 3</p>
<p>From: Division: Port Security & Emergency Operations Department: Marine</p>	<p>Staff Contact: Ruben Arredondo</p>	
<p>Summary Recommendation: Approve renewal of the office of Branch Pilot in and for the Houston Ship Channel and Galveston Bar: Captain Clint A. Winegar.</p>		
<p>Background: Prior authorizing Pilot Board action: Minute No. 2008-0325-48</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 Clint A. Winegar 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 Clint A. Winegar 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 Clint A. Winegar 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 February 28, 2012 meeting, recommend to the Governor the renewal of the commission of Captain Clint A. Winegar as Branch Pilot for the Galveston Bar and the Houston Ship Channel for a four-year term effective April 25, 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>		