

Minutes October 25, 2007

The Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun regular meeting was held in the Board of Pilot Commissioners office, Pier 9, Suite 102, San Francisco, Ca commencing at 9:30 a.m. on Thursday, October 25, 2007, Commissioner Miller presiding. A quorum was present including Commissioners Osen, Soares, Tate, Wagner and Wainwright. Also present were SFBP Port Agent Captain McIsaac, Board Counsel Paetzold, Executive Director Moloney and Secretary Alice Evans.

Request approval of Minutes of the September 27, 2007 regular Board meeting. The minutes were unanimously approved.

Correspondence and Activities since the September meeting -- Executive Director Moloney

1. The Board received a letter dated October 2, 2007, from Gillian Goldberg, Holguin, Garfield & Martinez, regarding California Public Records Act Request for Memorandum of Agreement Between the United States Coast Guard, the State of California, and Certain California Ports concerning requirements for pilots on vessels engaged in foreign trade, effective February 26, 1997.
2. The Board received a letter dated October 23, 2007 from SFBP Captain Thomas E. Hand Jr., regarding his notice to retire December 31, 2007.
3. Board staff forwarded letters to the successful and unsuccessful Pilot Trainee applicants.
4. Board staff received a notice from Association of Bay Area Governments (ABAG) that the BOPC office is in compliance with Government Code Section 11364 for Web-site postings.
5. Board staff responded to Department of Consumer Affairs' request to review narrative summary of the BOPC's functions. The narrative is correct.

Other Pilot Matters -- Executive Director Moloney

1. The Board issued license renewals to SFBP Captains Burger, Coney, Hurt and Holl during the month of September 2007 and to SFBP Captains Boriolo and Kleess during the month of October 2007,
2. The Board received manpower reports and statements for pilotage fees and surcharges collected from SFBP and Inland Pilot Slough through August 2007

Port Agent's Report -- SFBP Captain Peter McIsaac

1. **NFFD:** Captain Plant, Captain Haggerty and Captain R. Nyborg.
2. **Recommended Minimum Rest Period Exceptions:** There were 7 in September: 1 occurred on September 4 with 1 pilot on comp and 1 NFFD; 1 occurred on September 8 with 2 Pilots NFFD

and 1 training; 1 occurred on September 9 with 2 Pilots NFFD and 1 training; 4 occurred on September 27 with 1 Pilot NFFD and 1 on Pilot Business and 2 on comp. The shortest MRP was 10.7 hours.

3. Recently we were informed that a vessel that calls Oakland on a regular basis had a crewmember that was diagnosed with active TB. We determined that 11 pilots and an unknown number of trainees had been on the vessel during the time frame in question. I discussed the implications with Board contracted physician Dr. Charles Calza and he advised that each individual should discuss the possible exposure with their personal physician. Each pilot and trainee has been contacted and a number have elected to get the simple 48-hour test.

4. **Pilot Vessels**

The PV SAN FRANCISCO was out of service 10/8 through 10/10 for emergency repairs to the port reduction gear. The PV GOLDEN GATE was taken out of service 10/17 for a broken piston in the port main engine caused by a fuel pump failure. She is expected to be back in service later today.

Billed Vessel Moves through September '07 compared to 3-year average

Bar X:	+ 6.6%
Bay Moves:	+1.1%
River Moves:	-1.6%
Total Moves:	+5.2%
GRT:	+13%

When compared to first 9 months of 2006 total moves are down 5.6% and GRT is down 1%

5. Agenda Item 15-UPRR Bridge meeting- scheduled for October 31st. Captain Horton will attend.

Unfinished Business

1. Board office relocation -- Executive Director Moloney reported that DCA Real Estate has contacted Signature for a continuation of a month-to-month extended lease to our current office space. DCA will continue to pursue a long-term lease with Signature.
2. Open Incidents -- Executive Director Moloney
 - a. M/V CAP LARA, allision with Valero Terminal, August 2, 2007 -- Executive Director Moloney reported that the incident remains under investigation and that the IRC requests an extension until the next Board meeting. It was moved and seconded to extend the IRC report until the next Board meeting. Commissioner Miller asked for comments from the public and discussion. There were no comments and no discussion the motion passed unanimously.
3. Pilot Ladder reportable incidents -- Executive Director Moloney said there is no report.

SFBP Captain McIsaac reported that the SFBP had participated in a week-long pilot ladder survey with American Pilots Association (APA). The final survey results would be forwarded to IMPA, the international association.

4. Rules and Regulations Committee -- Commissioner Wainwright said there is no report.
5. Finance Committee -- Commissioner Osen - report on October 25, 2007 meeting, BOPC fund condition report, revenue and expenditure projections and possible recommendations to adjust surcharge rates for Board Operations (currently 2.4%), Pilot Training (currently \$30/move), Trainee Training (currently \$9/trainee/move) and Pilot Vessel Surcharges (currently 4.5 mils); report on status of BOPC budgets for FY07/08, FY/08/09, Budget Change Proposal and possible recommendation to seek additional expenditure authority as necessary; **possible Board action re same**

Commissioner Osen reported that the Committee met today and discussed each agenda item and determined to discuss item 6, Review budget process further at the next Committee meeting. There is no recommendation at this time to change any of the surcharges. It was reported that two BCPs (Budget Change Proposals) were submitted to Department of Finance (DOF). Commissioner Miller reported to the Committee potential option(s) discussed with DOF for expenditure authority to pay costs associated with selection of trainee pilots, stipends and workers compensation insurance for trainees, and other expenses of the trainee training program maintained by the Board pursuant to HNC Section 1171.5(c). The next Committee meeting was scheduled for November 15, 2007 at 8:00 a.m. at the BOPC office.

6. Pilot Training Curriculum Committee -- Commissioner Wagner said there is no report.
7. Pilot Evaluation Committee -- Capt. Roberts -- report on October 17, 2007 meeting -- SFBP Port Agent Captain McIsaac reported the following:

The Pilot Evaluation Committee met on October 17, 2007. All 11 trainees were interviewed individually, their trip cards examined, and their progress with all elements of the program monitored.

The trainees range in time in the program from 3 months to 1 year 10 months. All continue their progress satisfactorily, and at their own speed. One trainee is completing his final stages of training, and, the PEC would expect to have a recommendation to the Board in the near future.

8. Pilot Power Committee -- Commissioner Wagner said there is no report.
9. Pension Committee -- Commissioners Miller/Tate -- Report on status of request for offer/proposal to provide fiduciary services and for actuarial study; proposed Committee meeting to address a request for long-term disability by SFBP Captain Dennis Plant; **possible Board action if needed** Commissioner Tate reported that the next Committee meeting is scheduled for November 6, 2007 at 2:00 p.m. to discuss the request for disability retirement.

Commissioner Miller reported that Board staff continues to work with DCA Contracts Department to finalize duties of the Fiduciary and that the RFP should go out to potential bidders in the foreseeable future.

10. Vessel Interactions -- Executive Director Moloney said there is no report.

11. Pilot Security -- Commissioner Miller reported that this remains on the agenda as a placeholder.
12. Pilot Identification Cards -- Executive Director Moloney -- status of federal proposal for Transportation Worker Identification Credential (TWIC), obtaining a more substantial Pilot I.D. card. Executive Director Moloney reported that Baltimore would begin pre-applications in November and it is anticipated Oakland would be in February 2008.
13. Ad Hoc Committee on Pilot Safety -- Commissioner Soares said there is no report.
14. Pilot Vessel Advisory Committee -- Capt. Bill Figari -- Executive Director said there is no report.

Commissioner Wagner inquired of the schedules for both projects. [Life extension modifications to P/V GOLDEN GATE and construction of new station boat to replace P/V DRAKE.] SFBP Port Agent Captain McIsaac reported that that both projects are on schedule and that SFBP would be submitting a request for final authorization for the Life Extension Modifications to the P/V GOLDEN GATE.

15. UPRR Bridge -- SFBP Port Agent Capt. McIsaac -- possible update on UPRR Bridge's closure during winds exceeding 35 mph. Capt. McIsaac reported there is a meeting scheduled October 31, 2007 with USCG, UPRR, HSC members and other interested parties at Coast Guard Island.
16. Ad Hoc Advisory Committee on Pilot Selection -- Commissioner Tate reported that the next Committee meeting is scheduled for November 6, 2007 at 10:00 a.m. in the Board office for continued discussion of Pilot Selection.

New Business

1. Public Comment on matters not on the agenda -- Commissioner Osen commended Board staff for the timely posting of all materials for the hearings and meetings and noted that it was very helpful to have everything on the BOPC web-site.
2. Proposals for additions to next month's agenda -- there were none.

Schedule November and December meetings (11/15/07 and 12/13/07 due to holidays - change in date) -- the meetings were confirmed with the above dates. The 12/13/07 meeting is anticipated to change the start time to 10:30 a.m. A notice will be sent advising of times.

Adjournment -- the meeting was adjourned at 10:20 a.m.

Respectfully submitted,

Alice A. Evans
Secretary