

Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun

660 Davis Street, San Francisco, CA 94111
Phone: (415) 397-2253 Fax: (415) 397-9463
Email: bopc@bopc.ca.gov
Website: www.bopc.ca.gov



September 13, 2021

NOTICE OF BOARD MEETING

The Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun (Board or BOPC) will conduct a public meeting on Thursday, September 23, 2021, at 9:30 a.m. The agenda items are listed below.

Due to the Governor's proclamation of a State of Emergency resulting from the threat of COVID-19, and pursuant to the Governor Newsom's [Executive Order N-29-20](#), issued March 17, 2020, certain provisions of the Bagley-Keene Act are suspended or waived during the declared State of Emergency. Consistent with the Executive Order, and in order to promote and maximize social distancing and public health and safety, the Board meeting will take place entirely virtually. There will not be a physical place where the public can go in-person to make public comments. Members of the Board will participate in this meeting remotely via telephone or video conference. The meeting may be observed through the Webex link or the telephone numbers identified below (telephone numbers are NOT toll-free).

Members of the public may participate through the Webex platform, by telephone, or by submitting public comment in advance of the meeting. If members of the public wish to submit comments in advance, the Board requests members of the public to email written comments to bopc@bopc.ca.gov prior to the meeting. To the extent possible, all written comments will be distributed to the Board members and posted to the Board's website prior to the meeting.

When it's time, join the Webex meeting (video):

[Join Meeting](#)

More ways to join:

Join from the meeting link

<https://cadot.webex.com/cadot/j.php?MTID=mc39eafef5f52cfc6c0216dd56f0813e1>

Join by meeting number

Meeting number (access code): 2484 061 8891

Meeting password: GmgSH3nPc37

Tap to join from a mobile device

[+1-408-418-9388](tel:+14084189388), [24840618891##](tel:+14084189388) United States Toll

Join by phone

+1-408-418-9388 United States Toll

[Global call-in numbers](#)

Board of Pilot Commissioners
Notice of September 23, 2021, Board Meeting, continued

Join from a video system or application

Dial [24840618891@cadot.webex.com](tel:24840618891)

You can also dial 173.243.2.68 and enter your meeting number

Join using Microsoft Lync or Microsoft Skype for Business

Dial [24840618891.cadot@lync.webex.com](tel:24840618891)

There will be an opportunity for public comments on all agenda and non-agenda items at the outset of the open session. There will also be an opportunity for public comment during the presentation of each agenda item, and on non-agenda items at the end of the meeting. Meeting documents will be available on the Board's website listed below.

A person who needs a disability-related accommodation or modification in order to participate in the meeting should call the Board office at (415) 397-2253, or write to the Board at the above address or email address. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation.

BOARD OF PILOT COMMISSIONERS



Allen Garfinkle
Executive Director

#####

This notice and agenda may also be found on the Board's website:
www.bopc.ca.gov

**Board of Pilot Commissioners
for the Bays of San Francisco, San Pablo, and Suisun
Board Meeting
Thursday, September 23, 2021, at 9:30 a.m.**

**VIA WEBEX AND TELECONFERENCE
(see Notice for instructions to join the virtual meeting)**

MEETING AGENDA*

OPEN MEETING

1. Call to Order and Roll Call (President Hayes-White)
2. Review and approval of Board meeting minutes (President Hayes-White)

Board action to approve the minutes from the Board meeting held on August 26, 2021.

3. Public comment on matters on the agenda or not on the agenda.
4. President Announcements and Activities (President Hayes-White)
5. Board Member Announcements and Activities (Board Members)
6. Directors' Report (Executive Director Garfinkle)
 - A) Correspondence and activities since the Board meeting held on August 26, 2021.
 - B) Report on pilot licensing matters since the Board meeting held on August 26, 2021.
 - C) Report on Board surcharges.
 - D) Report on outstanding requirements of Board actions in response to Board determination and direction on Incident Review Committee reports.
 - E) Report on legislative activities and contractual matters.
7. Port Agent's Report (Port Agent Carlier)
 - A) Monthly report on San Francisco Bar Pilots (SFBP) pilot availability and absences.
 - B) Monthly report on SFBP ship piloting business activity.
 - C) Monthly confidential written report of SFBP pilots who have been absent for medical reasons (AFMR). **The Board may go into closed session to discuss contents of the Port Agent's confidential report as authorized by Harbors and Navigation Code § 1157.1.**

* Order of business is approximate and subject to change.

8. Pilot Evaluation Committee (Captain Robinson)

- A) Report on the Pilot Evaluation Committee (PEC) meeting held on September 15, 2021.
- B) Possible PEC recommendation to place one or more Pilot Trainee Training Program trainees on probation, or dismiss one or more trainees from the program. **Possible Board action to place one or more Pilot Trainee Training Program trainees on probation, or dismiss one or more trainees from the program.**
- C) Possible PEC recommendation as to whether a trainee has or trainees have successfully completed the Pilot Trainee Training Program. **Possible Board action whether to award a Certificate of Completion to a trainee who has completed the Pilot Trainee Training Program.**
- D) Possible recommendation from the Executive Director for the Board to issue a state pilot license to a trainee who holds a Certificate of Completion from the Pilot Trainee Training Program. **Possible Board action to accept a recommendation from the Executive Director that a trainee holding a Certificate of Completion from the Pilot Trainee Training Program be licensed as a state-licensed pilot.**

9. Reported Safety Standard Violations (Executive Director Garfinkle)
(Reported safety standard violations occurring up to the start of the meeting will be reported on.)

10. Incident Review Committee—Reportable Piloting Events (Executive Director Garfinkle)
(Reportable piloting events occurring up to the start of the meeting will be reported on.)

- A) Status report on the event involving an interaction between the M/V HYUNDAI NEPTUNE, the M/V HANOVER EXPRESS and the M/V THALASSA AVRA causing the M/V THALASSA AVRA to have multiple parted lines and making contact with a container crane at Berth 37 in Oakland, California on May 21, 2020. **Possible Board action to grant the Incident Review Committee an extension to present the M/V HYUNDAI NEPTUNE and the M/V HANOVER EXPRESS report at the Board meeting to be held on October 28, 2021.**
- B) Status report on the M/V GLOBE PEGASUS allision with several pilings at Levin Terminal in Richmond, CA, on April 8, 2021. **Possible Board action to grant the Incident Review Committee an extension to present the M/V GLOBE PEGASUS report at the Board meeting to be held on October 28, 2021.**
- C) Initial report of possible grounding the M/V JULIA L following anchoring above the Union Pacific Railroad Bridge when the bridge failed to open on the evening of September 9, 2021.
- D) Initial report of possible grounding of the T/S CHALLENGE while upbound in the Sacramento River Deep Water Ship Channel on the evening of September 12, 2021.

11. Significant Port Safety and Security Cases Report (Executive Director Garfinkle)

Report on marine casualties, navigational safety, and significant incident management cases relevant to the Board as reported by the U.S. Coast Guard in its Prevention / Response – San Francisco Harbor Safety Statistics report.

12. Ad Hoc Committee on Pilot Diversity Meeting (Committee Chair Schmid)

Report on the progress to implement changes to the Trainee Training Selection Exam minimum qualifications and exam format.

13. Ad Hoc Committee to Review the Pilotage Rate Setting Process meeting (Committee Chair Captain Carr)

Report on the Ad Hoc Committee to Review the Rate Setting Process meetings held on August 31 and September 14, 2021.

14. Finance Committee meeting (Committee Chair Captain Nyborg)

A) Report on the Finance Committee meeting held on September 17, 2021.

B) Finance Committee recommendations to the Board on the following Board surcharges:

- 1) To adjust or not adjust the Board Operations Surcharge rate (currently at 5% of all pilotage fees), and the revenues, expenditures and reserve balance. **Possible Board action to adjust the Board Operations Surcharge rate.**
- 2) To adjust or not adjust the Pilot Continuing Education Surcharge rate (currently at \$50 per move). **Possible Board action to adjust the Pilot Continuing Education Surcharge rate.**
- 3) To adjust or not adjust the Pilot Trainee Training Surcharge rate (currently \$15/trainee/move). **Possible Board action to adjust the Pilot Trainee Training Surcharge rate.**

C) The establishment and implementation of a pilot dispatch program surcharge to take effect no sooner than October 1, 2021. **Possible Board action to establish and implement a pilot dispatch program surcharge no sooner than October 1, 2021.**

D) The establishment and implementation of a pilot boat maintenance surcharge to take effect no sooner than October 1, 2021. **Possible Board action to establish and implement a pilot boat maintenance surcharge no sooner than October 1, 2021.**

15. Report on shipping activity regionally and within the Board's jurisdiction (Captain McIntyre)

16. Public comment on matters not on the agenda. (President Hayes-White)

17. Proposals for the next Board meeting agenda. (President Hayes-White)
18. Adjournment.