

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

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September 12, 2022

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 22, 2022, at 9:30 a.m.

Based on the recent changes to the Bagley Keene Open Meeting Act (Government Code section 11123 and 11133) by the passage of SB 189, the Board meeting will be held in-person at the Board offices, located at 660 Davis Street, San Francisco, California, 94111. Members of the Board and members of the public may participate in this meeting in person or via telephone.

Location

Board of Pilot Commissioners
660 Davis Street
San Francisco, California 94111

To provide public comment via telephone please use:

888-808-6929

Access Code:

4310981

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.

The meeting will be public. This meeting is accessible to the physically disabled. 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. 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

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This notice and agenda may also be found on the Board’s website:

www.bopc.ca.gov

* Order of business is approximate and subject to change.

**Board of Pilot Commissioners
for the Bays of San Francisco, San Pablo, and Suisun
Board Meeting
Thursday, September 22, 2022, at 9:30 a.m.**

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 meetings held on June 23, 2022, July 28, 2022, and August 25, 2022.

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 25, 2022.
 - B) Report on pilot licensing matters since the Board meeting held on August 25, 2022.
 - C) Report on Board surcharges.
 - D) Report of Pension Fiduciary.
 - E) Report on outstanding requirements of Board actions in response to Board determination and direction on Incident Review Committee reports.
 - F) 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 14, 2022.
- 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 or off 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.)

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. Finance Committee meeting (Committee Chair Captain Nyborg)

A) Report on the Finance Committee meeting held on September 6, 2022.

- 1) Report on Pilot Dispatch Program Surcharge collection finalization and sunseting.
- 2) Report on SFBP request for Finance Committee authorization to recover \$386,636.00 in Pilot Boat Maintenance expenses (with total collection not to exceed \$1,400,000).

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 6.0% 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 \$60 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 \$20/trainee/move). **Possible Board action to adjust the Pilot Trainee Training Surcharge rate.**
- 4) To adjust or not adjust the Pilot Boat Maintenance Surcharge rate (currently \$200/move). **Possible Board action to adjust the Pilot Boat Maintenance Surcharge rate.**
13. Discussion of avoidance of conflicts of interest issues regarding the Assistant Director position (President Hayes-White and Board Counsel Eagan). **Possible Board action to approve letter to the California State Transportation Agency Secretary regarding the hiring process for the Assistant Director position.**
14. Report on shipping activity regionally and within the Board's jurisdiction (Captain McIntyre)
15. Discussion of Assembly Bill 2056 progress and implementation. (Captain McIntyre)
16. Discussion and consideration of cancelling the monthly Board meeting previously scheduled for Thursday, November 10, 2022. **Possible Board action to cancel Board meeting previously scheduled for Thursday, November 10, 2022.**
17. Public comment on matters not on the agenda. (President Hayes-White)
18. Proposals for the next Board meeting agenda. (President Hayes-White)
19. Adjournment.