

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

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April 12, 2024

NOTICE OF BOARD MEETING (REVISED)

The Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun (Board or BOPC) will conduct a public meeting on Tuesday, April 23, 2024, at **9:30 a.m.** Items of business scheduled for the meeting are listed on the attached agenda. There may be recesses at the discretion of the Chairperson.

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 participate 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.

This meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification 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

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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
Tuesday, April 23, 2024, at 9:30 a.m.**

MEETING AGENDA (REVISED)

OPEN MEETING

1. Call to Order and Roll Call (President Tynan)
2. Public comment on matters on the agenda or not on the agenda.
3. Review and approval of Board meeting and meeting minutes (President Tynan)

Board action to approve the minutes from the Board meeting held on March 28, 2024.

4. President Announcements and Activities (President Tynan)
5. Board Member Announcements and Activities (Board Members)
6. Directors' Report (Executive Director Garfinkle/Assistant Director Millspaugh)
 - A) Correspondence and activities since the Board meeting held on March 28, 2024.
 - B) Report on pilot licensing matters since the Board meeting held on March 28, 2024.
 - 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 and Board staff)
 - 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 licensed pilots who have been absent for medical reasons (AFMR). **The Board may go into closed session to discuss the contents of the Port Agent's confidential report and other relevant confidential medical information, as authorized by Harbors and Navigation Code § 1157.1.**

8. Pilot Evaluation Committee (Committee Chair)

- A) Report on the Pilot Evaluation Committee (PEC) meeting held on April 17, 2024.
- 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/Vice President Hayes-White)

(Reportable piloting events occurring up to the start of the meeting will be reported on.)

- A) Progress report on the June 30, 2023, event involving the M/V EVER LOGIC that was passing the M/V EVER FASHION, which suffered gangway damage as the result of hydraulic interaction. **Possible Executive Director request and Board action on an extension to present this report at the next monthly Board meeting.**
- B) Progress report on the July 23, 2023, event involving the M/V NEW HANDY, which made unintended contact with San Joaquin River Light #39. **Possible Executive Director request and Board action on an extension to present this report at the next monthly Board meeting.**
- C) Progress report on the September 1, 2023, event involving the M/V BOHOL ISLAND, which made unintended contact with the pier at Sacramento, CA. **Possible Executive Director request and Board action on an extension to present this report at the next monthly Board meeting.**
- D) Incident Review Committee report on the P/V RUBY PRINCESS allision with Pier 27, San Francisco, CA. **Board deliberation of the Incident Review Committee's**

- recommendations to the Board and determination regarding the event involving the P/V RUBY PRINCESS allision with Pier 27, San Francisco, CA on July 6, 2023. The Board may go into closed session for the deliberation of the incident report presented under this item pursuant to Harbors and Navigation Code §1180.6(a) and Government Code §11126(c)(3) and (e)(1).**
- E) Incident Review Committee report on the M/V NEW HANDY, which made unintended contact with San Joaquin River Light #39 on July 23, 2023. **Board deliberation of the Incident Review Committee’s recommendations to the Board and determination regarding the event involving the M/V NEW HANDY’s unintended contact with San Joaquin River Light #39 on July 23, 2023. The Board may go into closed session for the deliberation of the incident report presented under this item pursuant to Harbors and Navigation Code §1180,6 and Government Code §11126(c)(3) and (e)(1).**
11. Status report on the regulatory process for mitigating pilot fatigue. (Executive Director Garfinkle)
 12. Status report on the Board’s Information Technology Modernization Project. (Executive Director Garfinkle/Assistant Director Millspaugh)
 13. Board discussion concerning Board of Pilot Commissioners’ website protocols. **Discussion and possible formation of ad-hoc Committee to review website protocols.** (Executive Director Garfinkle/Board Counsel)
 14. Report on shipping activity regionally and within the Board’s jurisdiction (Mike Jacob, Pacific Merchant Shipping Association/Captain McIntyre, SFBP)
 15. Closed session for the Board to confer with legal counsel regarding potential significant exposure to litigation against the Board by two currently licensed pilots. (Board Counsel)
- The Board is authorized to discuss this matter in a closed session pursuant to the Open Meeting Act, Government Code section 11126, subdivision (e)(1) and (e)(2)(B).**
16. Performance Evaluation of the Executive Director (President Tynan)

Annual Performance Evaluation of Executive Director. The Board may go into closed session pursuant to 11126(a)(1) of the Bagley-Keene Open Meeting Act to discuss the evaluation.
 17. Comment by public and Board members on matters not on the agenda.
 18. Proposals for the next Board meeting agenda. (President Tynan)
 19. Adjournment.