

I N D E X

THE BOARD OF PILOT COMMISSIONERS OF THE PORTS OF HARRIS COUNTY, TEXAS

December 15, 2015

<i>Minute No.</i>	<i>Event/Action</i>
	General
	Chairman Longoria convened the meeting of the Board of Pilot Commissioners
	Minutes
(PB-2015-1215-01)	Approve the Minutes of the Board of Pilot Commissioners Meetings – October 27, 2015 and November 17, 2015
	Appearances
(PB-2015-1215-02)	Captain Mike Morris, Presiding Officer, Houston Pilots Association, addressed the Pilot Board
	Pilot Matters
(PB-2015-1215-03A)	Reconvene hearing to consider the Houston Pilots’ application to the Pilot Board for a change in pilotage rates effective January 1, 2017
(PB-2015-1215-03B)	Paul Caruselle, representing the Chamber of Shipping of America, addressed the Pilot Board regarding the proposed change in pilotage rates
(PB-2015-1215-03C)	David Clark, Targa Resources, addressed the Pilot Board regarding the proposed change in pilotage rates
(PB-2015-1215-03D)	Niels Aalund, West Gulf Maritime Association, addressed the Pilot Board regarding the proposed change in pilotage rates
(PB-2015-1215-03E)	Approve Houston Pilots’ application for a change in pilotage rates effective January 1, 2017
(PB-2015-1215-04)	Authorize an Amended Interlocal Agreement with the Port of Houston Authority regarding the performance of certain governmental functions and services (Related to Port Authority RCA to Enter into an Interlocal Agreement with the Board of Pilot Commissioners for Harris County Ports, considered at the public meeting of December 15, 2015)
(PB-2015-1215-05)	Appointment of Pilot Board Investigation and Recommendation Committee (PBIRC) Members
(PB-2015-1215-06)	Appointment of Pilot Board Application Review Committee (ARC) Members
(PB-2015-1215-07)	Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Justin J. Phillips

Minute No.

Event/Action

(PB-2015-1215-08)

Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Kevin B. Keith

(PB-2015-1215-09)

Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Brian G. Saba

(PB-2015-1215-10)

Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Adam W. Shuptar

Adjourn Meeting

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

**Houston, Texas
December 15, 2015**

A public meeting of the Board of Pilot Commissioners for Harris County Ports (the "Pilot Board") was convened on December 15, 2015 at 10:21 a.m., at the Port of Houston Authority Executive Offices, Fourth Floor Boardroom, at 111 East Loop North, Houston, Texas 77029. The following Commissioners and staff were present:

Janiece Longoria, Chairman
Theldon R. Branch, III, Commissioner
Dean E. Corgey, Commissioner
Stephen H. DonCarlos, Commissioner
Clyde E. Fitzgerald, Commissioner
John D. Kennedy, Commissioner
Roy D. Mease, Commissioner
Roger Guenther, Secretary
Erik Eriksson, General Counsel and Assistant Secretary

Chairman Longoria convened the meeting of the Board of Pilot Commissioners.

(PB-2015-1215-01) Chairman Longoria called for a motion to approve the minutes of the October 27, 2015 and November 17, 2015 Pilot Board meetings. Commissioner Fitzgerald moved for approval of the minutes, seconded by Commissioner Kennedy. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. The minutes were approved as written.

(PB-2015-1215-02) Chairman Longoria introduced Captain Mike Morris, Presiding Officer, Houston Pilots, who addressed the Pilot Board.

Captain Morris stated that it had been his honor and pleasure to represent the Houston Pilots at Pilot Board meetings for the last two years and expressed excitement that as he retires there is a new generation of young pilots coming up who are smart and great leaders. He then introduced the new Presiding Officer of the Houston Pilots, Captain Bob Shearon, who has worked on the Houston Ship Channel for the last 23 years.

Captain Morris commented that the Houston Pilots strongly believe that their requested rate increase would be good, not only for the pilots but also for the Port of Houston and its customers; it is about continuing and expanding the services provided by the pilots. He stated that the new boats will be able to operate in rougher offshore weather, thereby keeping the channel open more.

Captain Morris noted that this request is an additional line item that will strictly pay off the debt of the new boats and that none of the money will go to the pilots. He

reported that the pilots have reached out over the last several months and met with larger customers including chemical tankers, individual container companies, and crude carriers, and that there is a consensus with industry support of the request to raise rates to purchase two new boats. He thanked the Pilot Board.

Commissioner Branch thanked Captain Morris for his service and stated that it had been a pleasure to work with him, that he valued his time and appreciated him educating the Port Commission on the pilots' overall operation in the channel, and that he would be missed.

The Pilot Board then considered each Request for Pilot Board Action ("RPBA") submitted by Chairman Longoria and attached to these minutes as Exhibit "A."

(PB-2015-1215-03) Continue Hearing

(A) Chairman Longoria reconvened the hearing to consider the Houston Pilots' application, dated October 14, 2015, for a change in pilotage rates effective January 1, 2017. She reported that the Pilot Board received the financial report and supporting submissions from the Houston Pilots, and that no other papers were filed.

Chairman Longoria noted that the Houston Pilots have requested a charge of \$162 per sailing and arrival, to support a fund to pay for two new pilot boats (or service the purchase money debt for the vessels).

Chairman Longoria announced that oral presentations on behalf of the pilots or any other interested parties would be heard and asked that remarks be limited to three minutes.

(B) Paul Caruselle spoke on behalf of the Chamber of Shipping of America, which represents 34 U.S.-based companies that own, operate, or charter ocean-going tankers, container ships, and other merchant vessels, and engage in both domestic and international trades. The chamber recognizes the key role the Houston Pilots play in keeping the Houston Ship Channel efficient and economical and backs the Houston Pilots' commitment to provide value-added service; it supports the Houston Pilots' proposal to build two new boats, and the timing of the purchase and design, which will provide extended operational service in heavy weather conditions.

(C) David Clark, Targa Resources, spoke of the relationship as a business partner and friend of the pilots. He addressed changes in business, larger ships, the pilots' help to devise ways to safely maneuver the ships, and stated that anything to reduce the number of weather-related delays would help business. Mr. Clark noted that the pilots have been very supportive in expansion projects and have offered their

expertise in the design of dock facilities and logistics, and that Targa Resources supports the pilots' request for increased rates to purchase new boats.

(D) Niels Aalund, West Gulf Maritime Association, reported the unanimous position of industry in support of the pilots' need for two new boats and the fee increase for that purchase. He thanked Captain Morris and the pilots for being accessible and open for meetings, which led to a firm consensus of support, wished Captain Morris the best on his retirement, and commented that he had enjoyed working with him.

Chairman Longoria asked if anyone else would like to address the pilot rate increase or speak against the increase. Hearing nothing further, on behalf of the Pilot Board, Chairman Longoria expressed appreciation that the pilots and industry came together and reached a consensus on something so important to the maritime industry and the safety of the channel, and congratulated everyone for coming together to assure that the best result was reached.

(E) Chairman Longoria presented RPBA H1 and stated that since a consensus had been reached, she would entertain a motion to approve the request by the Houston Pilot's for a rate increase to support the purchase of two new boats; moved unanimously, seconded unanimously. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H1 PASSED.

Chairman Longoria again congratulated industry and the pilots for coming together and reaching an agreement.

(PB-2015-1215-04) RPBA H2 was presented, moved by Commissioner Branch, seconded by Commissioner DonCarlos. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H2 PASSED.

(PB-2015-1215-05) RPBA H3 was presented, moved by Commissioner Kennedy, seconded by Commissioner Branch. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H3 PASSED.

(PB-2015-1215-06) RPBA H4 was presented, moved by Commissioner Mease, seconded by Commissioner Fitzgerald. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H4 PASSED.

(PB-2015-1215-07) RPBA H5 was presented, moved by Commissioner Fitzgerald, seconded by Commissioner Corgey. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H5 PASSED.

(PB-2015-1215-08) RPBA H6 was presented, moved by Commissioner Corgey, seconded by Commissioner Kennedy. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H6 PASSED.

(PB-2015-1215-09) RPBA H7 was presented, moved by Commissioner DonCarlos, seconded by Commissioner Branch. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H7 PASSED.

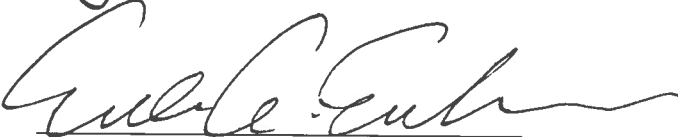
(PB-2015-1215-10) RPBA H8 was presented, moved by Commissioner Corgey, seconded by Commissioner Kennedy. Chairman Longoria, and Commissioners Branch, Corgey, DonCarlos, Fitzgerald, Kennedy, and Mease voted Aye. Nays none. RPBA H8 PASSED.

At 10:42 a.m., Chairman Longoria adjourned the Pilot Board meeting.

The above is a correct copy of the Minutes of the December 15, 2015 meeting of the Pilot Board of the Port of Houston Authority.



Janiece Longoria, Chairman



Erik A. Eriksson, Assistant Secretary

H. PILOT MATTERS

Subject 1. Continued hearing to consider the Houston Pilots' application to the Pilot Board for a change in pilotage rates effective January 1, 2017.

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended Action The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its December 15, 2015 meeting, conduct a continued hearing to consider the Houston Pilots' application to the Pilot Board for a change in pilotage rates effective January 1, 2017, and continue the hearing or act on such application, 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.

Category:
Pilot Matters

Department:
Pilot Administration

Staff Contact:
Erik Eriksson

Background:

The Houston Pilots Licensing and Regulatory Act, Chapter 66 of the Texas Transportation Code (the "Act"), requires the Pilot Board to establish pilotage rates for Harris County ports, as provided therein.

By letter dated October 14, 2015, the Houston Pilots (the "Pilots") submitted an application to the Pilot Board for a change in pilotage rates: a line item charge to support a capital fund to purchase or retire debt for new pilot boats. The Pilots expect that the proposed charge of \$162, which would be applied to all vessel sailings and arrivals, would generate sufficient funding to service the debt incurred for the purchase of new vessels.

On October 27, 2015, the Pilot Board set a date to commence a hearing on such application, i.e. a Pilot Board meeting on November 17, 2015. The hearing was commenced on that date and continued to December 15, 2015 to permit participation by interested parties in connection with Pilot Board action on the application.

Staff Evaluation/Justification:

Section 9 of the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and Turning Basin adopted by the Pilot Board in July 2013 set forth the Pilot Board's procedures for the establishment of pilotage rates. In addition, Texas Transportation Code Sec. 66.065. requires that:

Not later than the 10th day after the date of the completion of a hearing on an application for a change in pilotage rates, the board shall issue a written decision that:

- (1) grants or denies the application in whole or in part;
- (2) states the reasons for the decision; and
- (3) states each new pilotage rate.

Accordingly, staff anticipates that on December 15, 2015 the Pilot Board will further consider the Pilot's application, and may continue the hearing, or complete the hearing and take action on the application as provided by the Transportation Code.

H. PILOT MATTERS

Subject	2. Authorize an Amended Interlocal Agreement with the Port of Houston Authority regarding the performance of certain governmental functions and services. (Related to Port Authority RCA to Enter into an Interlocal Agreement with the Board of Pilot Commissioners for Harris County Ports, considered at the public meeting of December 15, 2015)
Meeting	Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS
Access	Public
Type	Action
Recommended Action	The Board of Pilot Commissioners for Harris County Ports (Pilot Board), at its December 15, 2015 meeting, authorize an Amended Interlocal Agreement with the Port of Houston Authority for the performance of certain governmental functions and services, effective January 1, 2016, 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.

Category:

Pilot Matters

Department:

Pilot Administration

Staff Contact:

Erik Eriksson

Background:

Regulation of pilot services by the Pilot Board is a necessary adjunct to the Port Authority's state-mandated exercise of control over the channels and waterways within the Port Authority's limits.

Cooperation between the Port Authority and the Pilot Board in performing their respective functions is beneficial and improves the efficiency and effectiveness of both the Port Authority and the Pilot Board. Interlocal agreements have previously been entered into between the governing bodies of these entities, which provided for use by the Pilot Board of Port Authority staff time and resources, and for the funding of certain expenses of the Pilot Board.

Staff Evaluation/Justification:

The current Interlocal Agreement has a one year renewable term (from September through August), that continues until canceled by either party. In order to make minor changes as shown on the attached form, and to provide for a calendar year term, staff recommends that the prior agreement be canceled and a new agreement be entered into.

Accordingly, Legal Division staff recommends that the Pilot Board enter into an Amended Interlocal Agreement with the Port Authority for the performance of governmental functions and services by the Port Authority for the Pilot Board, including use of Port Authority staff time and resources, and for the funding of certain expenses of the Pilot Board, for a one-year term beginning January 1, 2016, to be automatically renewed annually until canceled by the Chairman of either body.

Both parties are authorized under the Texas Government Code Section 791 (the Interlocal Cooperation Act) to enter into an interlocal contract for such services.

AMENDED INTERLOCAL AGREEMENT

FOR GOVERNMENTAL FUNCTIONS AND SERVICES

PILOT BOARD: Board of Pilot Commissioners for Harris County Ports

ADDRESS: 111 East Loop North, Houston, Texas 77029
Attn: Chairman

PORT AUTHORITY: Port of Houston Authority of Harris County, Texas

ADDRESS: 111 East Loop North, Houston, Texas 77029
Attn: Executive Director

EFFECTIVE DATE: January 1, 2016

TERM: One year, subject to automatic renewal as provided herein

FILE NO.:

MINUTE NO.:

THIS AMENDED INTERLOCAL AGREEMENT (the "Agreement") is made and entered into as of the Effective Date by and between the Pilot Board and the Port Authority, with reference to the following. Capitalized terms not otherwise defined herein shall have the meanings set forth above.

A. The Port Commission (the "Port Commission"), the governing body of the Port Authority, is vested through the Water Code and its enabling law, including Special District Local Laws Code Subtitle A, Title 5, Chapter 5007 ("Enabling Law") with control and regulatory authority over channels and waterways within the Port Authority's jurisdictional limits;

B. The Pilot Board is authorized by the Houston Pilots Licensing and Regulatory Act to regulate pilot services, including pilot services provided within the Port Authority's jurisdictional limits;

C. The Pilot Board's regulation of pilot services is a necessary part of the Port Commission's exercise of control over the channels and waterways as provided by law;

D. The Houston Pilots Licensing and Regulatory Act provides that the membership of the Port Commission is the same as that of the Pilot Board;

E. Cooperation between the Port Authority and the Pilot Board in performing their respective functions and carrying out the objectives of the Water Code, Enabling Law, and Houston Pilots Licensing and Regulatory Act is beneficial and improves the efficiency and effectiveness of the Port Commission and the Pilot Board; and

F. The Port Authority and the Pilot Board are authorized by the Water Code, the Enabling Law, the Houston Pilots Licensing and Regulatory Act, and the Interlocal Cooperation Act to enter into an agreement whereby the Port Authority will provide staff time, services, and funding to the Pilot Board in consideration for the performance of certain governmental functions and services by the Pilot Board, which are necessary for the Port Commission to exercise its authority to control and regulate channels and waterways as provided by law.

NOW THEREFORE, in consideration of mutual covenants, agreements and benefits to the Port Authority and the Pilot Board, it is hereby agreed as follows:

1. General Provision of Resources, Staff Time and Services. The Port Authority shall provide the Pilot Board with the resources, staff time, and the services of others, including but not limited to those set out below, as reasonably necessary for the Pilot Board to accomplish the statutory requirements, work, and goals of the Pilot Board, which are necessary for the Port Commission to exercise its authority to control and regulate waterways within the jurisdictional limits of the Port Authority.

- a. Administration of the Pilot Board.
 - i. Assistance in the preparation of agendas, posting notices, and minutes of Pilot Board meetings;
 - ii. Providing the Pilot Board with resources, staff time, and services to help administer and enforce the Houston Pilots Licensing and Regulatory Act, including assistance with the administration of, and preparation of amendments to, the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and Turning Basin; and
 - iii. Providing the necessary legal and other professional services to counsel the Pilot Board and help administer and enforce the Houston Pilots Licensing and Regulatory Act.

- b. Application Review Committee.
 - i. Maintenance and provision of application forms;
 - ii. Review, investigation, and verification of applications, including communication with applicants regarding applications;
 - iii. Maintenance of the records of applicants, pool members, deputy pilots, and branch pilots, including the schedule for consideration of applications for certificates, commissions, and renewal;
 - iv. Coordination and participation in Application Review Committee meetings, including service as a member of such committee;
 - v. Conducting presentations to the Pilot Board regarding application matters, including fatigue mitigation, training, and continuing education provided to pilots;
 - vi. Communication with the Governor's Appointment Office regarding pilot commissions, oaths, bonds, and other required documents;
 - vii. Notification of decisions on applications; and
 - viii. Providing legal services to counsel the Application Review Committee.

- c. Investigation and Recommendation Committee.
 - i. Review and investigation of marine casualty investigation files, including communication with any “Pilot Affected” and others;
 - ii. Participation by Port Police in obtaining and reviewing information and records of marine casualties;
 - iii. Maintenance of marine casualty investigation files;
 - iv. Coordination and participation in Investigation and Recommendation Advisory Subcommittee meetings;
 - v. Coordination and participation in Investigation and Recommendation Committee meetings, including service as a member of such committee and obtaining the services of a court reporter and experts;
 - vi. Reporting the Findings and Recommendations of the Investigation and Recommendation Committee;
 - vii. Conducting presentations to the Pilot Board regarding the Findings and Recommendations of the Investigation and Recommendation Committee; and
 - viii. Providing legal services to counsel the Investigation and Recommendation Committee and Subcommittee.

2. Payments.

- a. The Port Authority shall pay all expenses it incurs in order to carry out its duties hereunder.
- b. The Pilot Board shall remit to the Port Authority any fees or other revenues it collects in connection with the discharge of its obligations under the Houston Pilots Licensing and Regulatory Act.

3. Term. The term of this Agreement shall commence as of the Effective Date and shall continue from year to year unless notification of cancellation is given by the Chairman of either party.

4. Severability. If any provision of this Agreement or the application thereof is held invalid, such invalidity shall not affect other provisions or applications of the Agreement which can be given effect without the invalid provision or application, and to this end the provisions of this Agreement are declared to be severable.

IN WITNESS WHEREOF, this Agreement has been executed as of the Effective Date.

BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

By: _____
Name: Janiece Longoria
Title: Chairman

APPROVED AS TO FORM:

By: _____
Name: Erik Eriksson
Title: General Counsel

PORT OF HOUSTON AUTHORITY OF HARRIS COUNTY, TEXAS

By _____
Name: Roger Guenther
Title: Executive Director

APPROVED AS TO FORM:

By: _____
Name: Margot Campbell
Title: Assistant General Counsel

REVIEWED:

Controller

FUNDS ARE AVAILABLE TO MEET
THIS OBLIGATION WHEN DUE

Financial Services

H. PILOT MATTERS

Subject **3. Appointment of Pilot Board Investigation and Recommendation Committee (PBIRC) Members.**

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended Action The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its December 15, 2015 meeting, approve the appointment of the following nominees to the Pilot Board Investigation Recommendation Committee for the calendar year 2016 and thereafter until a replacement is named, 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:

- (a) Captain Marcus Woodring - Port of Houston Authority - Chairman
- (b) Captain Robert Shearon - Houston Pilots Association - Presiding Officer
- (c) Captain Michael Curtiss - Houston Pilots Association
- (d) Captain Sean Arbogast - Houston Pilots Association
- (e) Captain Richard Russell - Maritime Industry
- (f) Captain David Foret, Jr. - Maritime Industry
- (g) Captain Richard Ford - Maritime Industry
- (h) Paul Caruselle - Maritime Industry
- (i) Thomas Marian - Maritime Industry

Category:
Pilot Matters

Department:
Pilot Administration

Staff Contact:
Erik Eriksson

Background:
Prior authorizing Pilot Board Action: Minute No. 2015-0127-05

Pursuant to the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and the Turning Basin Houston, Texas (Rules), adopted August 25, 1993 by Minute No. 1881, amended by Minute No. 2007-1030-66, Minute No. 2010-0323-23, and Minute No. 2013-0723-08, the PBIRC investigates, holds hearings, and makes recommendations regarding certain accidents on the Houston Ship Channel and matters pertaining to the Rules. The Rules provide that the PBIRC is appointed annually by the Chairman of the Pilot Board, with the appointees subject to approval by the Pilot Board. The Rules provide that the PBIRC shall be composed of voting members from the Houston Pilots Association, Port of Houston maritime industry, non-voting advisory members from the U.S. Coast Guard, and the Port of Houston Authority, and chaired by a Port of Houston Authority voting member.

Staff Evaluation/Justification:

Pursuant to the Rules, the Chairman of the Pilot Board appoints, subject to approval by the Pilot Board, the following as members of the PBIRC:

Captain Marcus Woodring - Port of Houston Authority - Chairman
 Captain Robert Shearon - Houston Pilots Association - Presiding Officer
 Captain Michael Curtiss - Houston Pilots Association
 Captain Sean Arbogast - Houston Pilots Association

Captain Richard Russell - Maritime Industry
Captain David Foret, Jr. - Maritime Industry
Captain Richard Ford - Maritime Industry
Paul Caruselle - Maritime Industry
Thomas Marian - Maritime Industry

The Secretary of the Pilot Board requests that the Pilot Board approve each PBIRC member appointee, to serve for the calendar year 2016 and thereafter, until a replacement is named.

H. PILOT MATTERS

Subject	4. Appointment of Pilot Board Application Review Committee (ARC) Members.
Meeting	Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS
Access	Public
Type	Action
Recommended Action	<p>The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its December 15, 2015 meeting, approve the appointment of the following nominees to the Pilot Board Application Review Committee for the calendar year 2016 and thereafter until a replacement is named, 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> <ul style="list-style-type: none"> (a) Captain Marcus Woodring - Port of Houston Authority - Chairman (b) Captain Mike Usher - Port of Houston Authority - Vice Chairman (c) Captain Robert Shearon - Houston Pilots Association - Presiding Officer (d) Captain Gilbert Martinez - Houston Pilots Association (e) Captain Joe Hill - Maritime Industry (f) Pat Studdert - Maritime Industry (g) Brian Rego - At Large (h) Sarah Kay Janes - At Large

Category:
Pilot Matters

Department:
Pilot Administration

Staff Contact:
Erik Eriksson

Background:
Prior authorizing Pilot Board Action: Minute No. 2015-0127-06

Pursuant to the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel between the Galveston Bar and the Turning Basin Houston, Texas (Rules), adopted August 25, 1993 by Minute No. 1881, amended by Minute No. 2007-1030-66, Minute No. 2010-0323-23, and Minute No. 2013-0723-08, the ARC reviews applications for pilot commissions, deputy pilot certificates, and pilot pool qualification, and makes recommendations whether each applicant meets the qualifications for a pilot. The Rules provide that the ARC is appointed annually by the Chairman of the Pilot Board, with the appointees subject to approval by the Pilot Board. The Rules provide that the ARC shall be composed of voting members from the Houston Pilots Association, the Port of Houston maritime industry, the Harris County community at large, and the Port of Houston Authority, and chaired by a Port of Houston Authority voting member.

Staff Evaluation/Justification:

Pursuant to the Rules, the Chairman of the Pilot Board appoints, subject to approval by the Pilot Board, the following as members of the ARC:

Captain Marcus Woodring - Port of Houston Authority - Chairman
 Captain Mike Usher - Port of Houston Authority - Vice Chairman
 Captain Robert Shearon - Houston Pilots Association - Presiding Officer
 Captain Gilbert Martinez - Houston Pilots Association
 Captain Joe Hill - Maritime Industry

Pat Studdert - Maritime Industry
Brian Rego - At Large
Sarah Kay Janes - At Large

The Secretary of the Pilot Board requests that the Pilot Board approve each ARC member appointee, to serve for the calendar year 2016 and thereafter until a replacement is named.

H. PILOT MATTERS

Subject **5. Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Justin J. Phillips.**

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended Action The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its December 15, 2015 meeting, approve the appointment of Captain Justin J. Phillips, after meeting full requirements, as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar for a three-year term, 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.

Category:

Pilot Matters

Department:

Pilot Administration

Staff Contact:

Erik Eriksson

Background:

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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.

Staff Evaluation/Justification:

Captain Justin J. Phillips has applied for certificate as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes a letter from Master Houston Branch Pilot Captain Chad Prejean expressing his willingness to appoint Captain Justin J. Phillips as Deputy Branch Pilot and to act as his Master for the proposed deputyship of three years, and evidence of Captain Phillips's 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, upon U.S. Coast Guard issuance of his First Class Pilot's License, which is expected shortly, Captain Justin J. Phillips will meet the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.034, and the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel and Galveston Bar.

H. PILOT MATTERS

Subject **6. Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Kevin B. Keith.**

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its
Action December 15, 2015 meeting, approve the appointment of Captain Kevin B. Keith, after meeting full requirements, as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar for a three-year term, 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.

Category:

Pilot Administration

Department:

Pilot Administration

Staff Contact:

Erik Eriksson

Background:

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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.

Staff Evaluation/Justification:

Captain Kevin B. Keith has applied for certificate as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes a letter from Master Houston Branch Pilot Captain Craig Newkirk expressing his willingness to appoint Captain Kevin B. Keith as Deputy Branch Pilot and to act as his Master for the proposed deputyship of three years, and evidence of Captain Keith's 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, upon U.S. Coast Guard issuance of his First Class Pilot's License, which is expected shortly, Captain Kevin B. Keith will meet the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.034, and the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel and Galveston Bar.

H. PILOT MATTERS

Subject **7. Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Brian G. Saba.**

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its
Action December 15, 2015 meeting, approve the appointment of Captain Brian G. Saba, after meeting full requirements, as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar for a three-year term, 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.

Category:

Pilot Matters

Department:

Pilot Administration

Staff Contact:

Erik Eriksson

Background:

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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.

Staff Evaluation/Justification:

Captain Brian G. Saba has applied for certificate as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes a letter from Master Houston Branch Pilot Captain John C. Blomquist expressing his willingness to appoint Captain Brian G. Saba as Deputy Branch Pilot and to act as his Master for the proposed deputyship of three years, and evidence of Captain Saba's 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, upon U.S. Coast Guard issuance of his First Class Pilot's License, which is expected shortly, Captain Brian G. Saba will meet the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.034, and the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel and Galveston Bar.

H. PILOT MATTERS

Subject **8. Recommendation for Deputy Branch Pilot Certificate, after meeting full requirements, as a Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar: Captain Adam W. Shuptar.**

Meeting Dec 15, 2015 - BOARD OF PILOT COMMISSIONERS FOR HARRIS COUNTY PORTS

Access Public

Type Action

Recommended The Board of Pilot Commissioners for Harris County Ports (the "Pilot Board"), at its
Action December 15, 2015 meeting, approve the appointment of Captain Adam W. Shuptar, after meeting full requirements, as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar for a three-year term, 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.

Category:

Pilot Matters

Department:

Pilot Administration

Staff Contact:

Erik Eriksson

Background:

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 and Galveston Bar. 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 Galveston Bar, and an investigation including a criminal background check and the applicant's accident history is conducted.

Staff Evaluation/Justification:

Captain Adam W. Shuptar has applied for certificate as Deputy Branch Pilot for the Houston Ship Channel and Galveston Bar. The application includes a letter from Master Houston Branch Pilot Captain Sherri Hickman expressing her willingness to appoint Captain Adam W. Shuptar as Deputy Branch Pilot and to act as his Master for the proposed deputyship of three years, and evidence of Captain Shuptar's 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, upon U.S. Coast Guard issuance of his First Class Pilot's License, which is expected shortly, Captain Adam W. Shuptar will meet the requirements of Chapter 66 of the Texas Transportation Code, Houston Pilots Licensing and Regulatory Act, Section 66.034, and the Rules and Regulations Governing Pilots and Pilotage on the Houston Ship Channel and Galveston Bar.