

**Minutes of the Regular Meeting of The  
New Jersey Maritime Pilot & Docking Pilot Commission  
April 16, 2013**

The regular meeting of The New Jersey Maritime Pilot and Docking Pilot Commission was held on. Tuesday, April 16, 2013 at One Penn Plaza East, 9<sup>th</sup> Floor, Newark, NJ 07105.

Commissioner Stapleton called the meeting to order at 10:03am.

Pledge of Allegiance

Open Public Meeting Statement

Roll Call

Commissioner Timothy J. Dacey, present; Commissioner Charles Stapleton, present; Commissioner Charles Wowkanech, present.

Moment of Silence

All present were asked to stand for a moment of silence in recognition and mourning of the victims of the bombings that took place at the Boston Marathon on April 16, 2013.

Minutes of Prior Meetings

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech that the minutes of the March 19, 2013 regular meeting be approved.

All voted in favor.

Treasurers Reports

A motion was made by Commissioner Wowkanech and seconded by Commissioner Dacey to pass Resolution #13-11 to approve the April 2013 Treasurers Report.

All voted in favor.

## Executive Director's Report

Captain Sarubbi attended the Delaware Board of Pilot Commissioners meeting on March 22, 2013. He explained that the Board which is comprised of three pilots and four members of the public meet quarterly and are not paid but reimbursed for their expenses. The day to day functions of the Commission are run by an Administrator with a license technician. All incidents are investigated by retired police officers. He felt it was a good opportunity to let them know what our Commission does and also learn about their activities. Captain Sarubbi plans to attend the next meeting of the Philadelphia Pilot Commission which meets two times a year.

The first phase of the regulatory clean-up is being reviewed by the Governor's office. It is anticipated that the Commission will vote on a resolution to propose them at the May 21, 2013 meeting. Immediately following today's meeting the Committee established to begin the second phase of the regulatory clean-up will meet. The Committee consists of one representative from each docking pilot organization, Captain Sarubbi and Ms. Stuckey. Today's meeting will focus on the apprentice selection criteria and qualifications and the pilot selection process.

Captain Sarubbi attended the April 17, 2013 Harbor Ops meeting which was followed by an Oil Terminal Roundtable meeting. He highlighted the following items that were discussed at the meetings.

- (1) The deck lights on tank barges at berths create a safety hazard because they reduce the visibility of passing ships. The Committee talked about possible resolutions. The first is to turn lights downward. The second is to make sure the Coast Guard Marine Inspectors check the lights during their inspections.
- (2) The surge from passing ships in the Kill Van Kull is causing the lines on berthed vessels to part causing damage to the vessels. The following solutions were discussed. The first is to have VTS regularly send out a list of incoming/outgoing vessels to terminals. This was not practical because it would create information overload in the marine community. The second is that the terminal could utilize Marine Traffic or other AIS programs to monitor the traffic. Lastly the terminals need to make sure the crews are aware of the surge issues so they can monitor the lines.

- (3) The Coast Guard has published regulations for TWIC electronic readers. The regulations are out for public comment. The regulations would require all marine facilities to scan TWIC cards for anyone visiting the facilities. Captain Sarubbi recommended that all the Commissioners get TWIC cards if they do not already have them.

The U.S. Army Corp and the Port Authority has awarded the contract for the final phase of the Harbor Deepening Project. Captain Sarubbi attended the partnership meeting on April 11, 2013 in Staten Island where the contract was discussed. The project will be completed in four phases as follows:

- (1) The western section (about 1000ft) of the Port Elizabeth Channel. It is anticipated that this work will be completed by early May.
- (2) Digging and blasting will take place in the KVK in the area of the No. 10 buoy. This work will take approximately three weeks.
- (3) On June 1, blasting and dredging will begin in Elizabethport Reach between New York Container Terminal and Elizabeth, New Jersey.
- (4) The last area to be completed is the small area at the entrance to Ambrose Channel.

They also discussed the project to replace the water supply lines in the Upper Bay between Staten Island and Brooklyn. The tunnel boring machines were damaged during Hurricane Sandy. No decision has been made as to when this work will begin.

Captain Sarubbi will be on vacation the first two weeks in May.

#### Public Comment

Comments from Captain Andrew McGovern, President, New Jersey Sandy Hook Pilots Association:

The new standing Committee entitled the Navigation Capabilities Working Group chaired by Captain Flannery will meet this afternoon. The Committee will look at channel surveys and publish recommended guidelines for when vessels can be moved and at what draft. The information will be forwarded to all pilots. The information will also be forwarded to Ms. Stuckey for inclusion on the Commission's website.

Hurricane Sandy caused shoaling at the Sandy Hook Channel. The area has been marked by the #11 buoy which has been placed at the tip of the Channel. The buoy will remain in place until the Army Corps can complete the maintenance dredging.

Comments from Captain Robert Flannery, President, Metro Pilots Association:

The Army Corps will do a survey at Claremont Channel with grant money received from the Federal Government for the clean-up of Hurricane Sandy.

There is a lighted flag between the Moran ship yard and the Bayonne Bridge that is blinding to outbound vessels.

Articulating buoys are being utilized at Shooters Island Reach. The buoys are going to make the last part of the turn tight.

The docking pilot associations are in need of new apprentices and would like to begin the apprentice selection process. Staff has been directed to begin the process.

Resolution #13-08 to Approve the Proposal of Amendments to the Commission's Regulations

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech to table Resolution #13-08. All voted in favor.

Executive Session

WHEREAS, the Open Public Meetings Act provides that a public body such as The New Jersey Maritime Pilot and Docking Pilot Commission may meet in closed session to discuss personnel and legal matters.

WHEREAS, the Commission desires to meet in closed session to discuss such matters.

NOW THEREFORE, be it resolved that the Commission shall at this time meet in closed session to discuss such matters the substance of the closed session would be disclosed publicly only if it would not warrant an invasion of privacy or constitute a breach of the attorney client privilege.

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech that the Commission goes into Executive Session.

All voted in favor.

The Commission took a break at 10:41am.

#### Return to Public Session

A motion was made by Commissioner Wowkanech and seconded by Commissioner Dacey that the Commission return to Public Session. All voted in favor.

The Commission returned to Public Session at 11:46am.

#### Pilot Upgrade

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech to pass Resolution #13-12 to approve the upgrade of Captain Leonard Evans to a pilot of the Sixth Grade Part B. The upgrade, pending gubernatorial veto, will become effective on June 1, 2013.

All voted in favor.

#### Adjournment

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech that the meeting be adjourned. All voted in favor.

The meeting was adjourned at 11:49am.