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**Minutes of the Regular Meeting Of The
New Jersey Maritime Pilot and Docking Commission
November 10, 2015**

The regular meeting of the New Jersey Maritime Pilot and Docking Pilot Commission was held on Tuesday, November 10, 2015 at One Penn Plaza East, Commissioner Conference Room, Newark, NJ 07105.

Commissioner Dacey called the meeting to order at 10:10 AM.

Open Public Meeting Statement

Pledge of Allegiance

Roll Call

Commissioner Timothy J. Dacey (present); Commissioner Brian McEwing (present); Commissioner Jacob Shisha (present); Commissioner Charles Wowkanech (present).

Michael Collins, Esq. from the Governor's Authorities Unit participated via teleconference.

Approval of the October 20, 2015 Meeting Minutes

A motion was made by Commissioner McEwing and seconded by Commissioner Shisha to approve the minutes of the October 20, 2015 meeting minutes. All voted in favor.

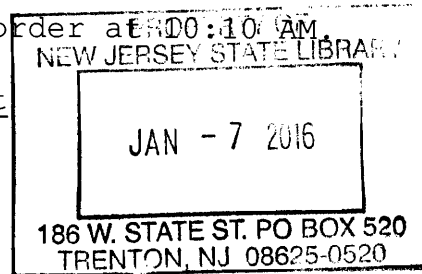
Resolution #15-33 to approve the November 2015 Treasurers Report

Ms. Stuckey notified the Commissioners that she cancelled the Commission's Maritime Information System subscription. All investigators have personal access to an AIS system therefore a subscription is no longer needed.

A motion was made by Commissioner Shisha and seconded by Commissioner McEwing to pass Resolution #15-33 to approve the November 2015 Treasurers Report. All voted in favor.

Executive Director Report

A. Shipping 101 Course - Ms. Stuckey reported that Ms. Montilus recently attended the Shipping 101 Course offered



by the Maritime Association. Ms. Montilus thanked the Commissioners and Ms. Stuckey for registering her for the course. She felt the course did a great job at educating the class on the overall shipping process. She encouraged anyone who has not attended the course to enroll for a future course date.

Executive Director Edward Kelly echoed Ms. Montilus' sentiments and stated that the Maritime Association course is offered twice a year.

B. DOT Commissioner - Ms. Stuckey provided the Commissioners with a copy of the press release from Governor Christie naming Richard T. Hammer as the new DOT Commissioner. Mr. Hammer is a veteran member of DOT recently serving as an Assistant Commissioner responsible for the Capital Program Management Section. Ms. Stuckey will reach out to Commissioner Hammer to congratulate him on behalf of the Commission.

C. Hudson River Update - Since the Commission's last meeting Captain Leonard Evans performed two transport jobs on the Hudson River.

Ms. Stuckey also provided an update on Captain Scott Ireland's September request for a letter of support on updated surroundings and charts for the Hudson River. The Commissioners were given copies of the response received from NOAA. The soundings are scheduled to be completed by the end of 2017 and the charts are scheduled to be updated by 2019.

D. Report on Investigators - Ms. Stuckey will hold a quarterly teleconference staff meeting with the investigators on Thursday, November 12th. She has been pleased with the work Captain Mark Clark has been doing for the Commission, but would like to bring the other two investigators into rotation. Beginning now until the end of the year, Captain Glenn Strathearn will be the investigator on call. Beginning January 1st Tina Vanderploeg will be the investigator on call.

E. Consultant Recommendation - The committee met and interviewed candidates for the consultant position to update the docking pilot exam. Ms. Stuckey will provide the Committee's recommendations during Executive Session. Ms. Stuckey notified the Commission that members of the

Committee were present to answer any question that they may have. Upon the Commission's approval, Ms. Stuckey will have the candidate attend the Commission's December Meeting.

Ms. Stuckey also notified the Commission that she has been contacted by Commander Jack Olthius from Sandy Hook Pilots Association to begin working with him and New York Executive Director Frank Keane on updating the maritime pilot exam.

- F. Mark Wanderer State Licensing Exam - Apprentice Wanderer is scheduled to take his state licensing exam the week of December 7th. Upon successful completion of the exam he will appear before the Commission at the January 2016 regular meeting for his swearing in ceremony. He will begin working as a Deputy Pilot on February 1, 2016.
- G. Meeting with the COTP - Commissioner Dacey and Ms. Stuckey will meet with Captain Day on Tuesday, December 1st. Following today's meeting they will meet briefly to discuss the agenda for this meeting. Ms. Stuckey also asked all Commissioners to forward any topics of interest that they would like to have included.
- H. Update on Simulator re: ULCV - Ms. Stuckey reported that Ms. Fdorko thanked the Commission for responding to her concerns and advised that the training will be 100% funded.
- I. Harbor Ops Meeting - The next Harbor Ops Meeting will take place on November 18, 2015. Ms. Stuckey reported that the agenda had not been released, but it would be Ms. Lucy Ambrosino's last meeting. Pending the Commission's approval of Resolution #15-34, Ms. Stuckey will present the resolution in the form of a plaque to Ms. Ambrosino at the Harbor Ops Meeting.

The National Transportation Safety Board is conducting a study to assess the effectiveness of VTS. The Commissioners were provided with a copy of NTSB's request for comments and feedback on the importance and benefits of VTS to port safety. Ms. Stuckey will respond on behalf of the Commission letting them know that VTS performs an important service for the State of New Jersey and how it contributes to the safety of our ports.

NOAA and the Environmental Canada are soliciting reports on icing conditions. The information used will help predict

dangerous freezing spray conditions. Copies of the bulletin were provided to the Commissioners.

- J. Port Packing Day - Ms. Stuckey will attend the Port Packing Day at the Seamen's Church Institute on November 19, 2015. During this time donated toiletries, hats, scarves, and other cold weather gear will be packaged and delivered to vessels berthed in the port during the holiday season.
- K. Port Authority Annual Briefing - Ms. Stuckey reported that she will attend the Port Authority's Annual Briefing on December 3, 2015. This year's event will take place at the Newark Airport Marriott. Ms. Stuckey asked if anyone is interested in attending to let her know.
- L. New York Commission - Ms. Stuckey will attend the New York Commission's annual luncheon on December 8, 2015.
- M. Article from Port Authority - The Commissioners were provided with an article from the Port Authority of New York and New Jersey. The article states that container lifts in the port of New Jersey for the month of September are up 13.4% from last year.
- N. Bayonne Bridge & Panama Canal - Ms. Stuckey is working on having a representative from Port Authority attend a future meeting to address questions and concerns regarding the delays surrounding the Bayonne Bridge project.

Ms. Stuckey also mentioned that she received reports from pilots that there is now an issue with the concrete crumbling in the new locks of the Panama Canal. Ms. Stuckey will continue her research and report back to the Commission at a future date.

O. Vacation Schedules

Ms. Montilus will be on vacation beginning November 18th through November 20th. She will also be out on December 11th.

Ms. Stuckey will take vacation on November 25th through November 27th for the Thanksgiving holiday. Also as in previous years, Ms. Stuckey's December vacation will begin December 18th. She will return to the office after the New Year. Ms. Stuckey will check her e-mail and office phone daily. She will also be accessible via cell phone.

This is the Commission's slowest time of the year. Ms. Stuckey currently has 39 vacation days of which 20 can be carried over into 2016. She hopes to be able to schedule more days and will keep the Commissioners updated by e-mail.

Resolution #15-34 Honoring Lucy Ambrosino

Commissioner Dacey read the resolution honoring Lucy Ambrosino. A motion was made by Commissioner Shisha and seconded by Commissioner McEwing to pass Resolution #15-34 honoring Lucy Ambrosino. All voted in favor.

Captain Bettinelli stated that it is sad that the industry is losing her because she is irreplaceable.

Captain Flannery echoed his sentiments and mentioned it will be very hard to find multiple people to do all that she did on her own.

Public Comment(s)

Comment from Captain Richard Schoenlank, President Sandy Hook Pilots Association:

Captain Schoenlank reported that the Port Authority applied to NYC DEP for an environmental waiver. If it is approved they will begin the removal of the siphons by March 2016. If it is not approved the removal won't begin until July 2016. The problem is that the new siphons have to be activated before the old ones are removed.

The wreck in the Sandy Hook Channel is still there. The Army Corp needs to get the necessary paperwork completed in order to remove it. The family also needs to sign consent. The pilots are hoping it is done soon, so that the buoy can be put back in place.

Captain Schoenlank also reported that the USDOT is proposing to decommission Different Positional Global System (DPGS). This would affect the pilots directly. Since the DPGS provides them with a more accurate GPS. He submitted a letter stating the pilots opposition to the proposal.

Ms. Stuckey & Mr. Edward Kelly will submit letters from the Commission and the Maritime Association in opposition of the proposal.

Captain Schoenlank mentioned that there was a crew member who was confirmed for Tuberculosis. He was an engine room cadet. He was contacted by the shipping agent to alert them to run TB tests. The probability for exposure is low but the pilots are taking the necessary precautions.

Comment from Captain Robert Flannery, President Metro Pilots Association:

Captain Flannery also spoke about the crew member with Tuberculosis. Pilots were aboard the vessel and were notified that someone was confirmed with TB after they left. All pilots have taken the proper precautions by visiting their physicians. Captain Flannery believes that the crew of the ship should have notified pilots that there was someone aboard the ship who exhibited signs of a serious illness. He also feels that they should have distributed masks and gloves to the person who was ill, to minimize the risk of contamination. Captain Flannery will reach out to the Coast Guard to ask them to send a letter to the Vessel Owner.

Captain Flannery reported that the Harbor Ops Committee will also send a letter echoing the importance of VTS to the maritime community to the NTSB.

Once the construction begins to remove the existing bed of the Bayonne Bridge there will be periodic closures in the channel. The closures will last about 12 hours and will take place every two weeks. The pilots are concerned about how many days the channel will remain closed. They will continue to meet with Port Authority to work out the details.

The maintenance dredging between the 24 and 36 buoys should be completed in the next two months.

Comment from Mr. Edward Kelly, President Maritime Association:

Mr. Kelly reported that by 2017 the Bayonne Bridge project will have navigational clearance, and by 2019 the project is expected to be fully completed. He believes that at this point the Panama Canal is not the issue.

He also reported that Admiral Glang from NOAA will assist with the navigation simulation exercises for the ALCVs. He participated in the simulation exercises for Los Angeles and Long Beach.

Committee Report

A. Investigation Committee:

- I. **M/V Portugal** - July 25, 2015. This incident is still under investigation.
- II. **Grey Shark** - July 28, 2015. This incident is still under investigation.
- III. **Lena S** - August 25, 2015. This incident is still under investigation.
- IV. **MSC Cordoba** - September 14, 2015. Ms. Stuckey provided the Commission with a summary of the incident and Investigator Mark Clark's report. Ms. Stuckey recommended that the Commission find no fault on the part of the docking pilot, the file closed, and a copy of the report sent to the Coast Guard, the vessel owner, and the agent.
A motion was made by Commissioner Wowkanech and seconded by Commissioner McEwing to accept the recommendations. All voted in favor.
- V. **Bow Clipper** - October 8, 2015. This incident is still under investigation.
- VI. **Qi Lin Quo** - October 9, 2015. Ms. Stuckey provided the Commission with a summary of the incident and Investigator Mark Clark's report. Ms. Stuckey recommended that the Commission find no fault on the part of the pilots, the file closed, and a copy of the report sent to the Coast Guard, the vessel owner, and the agent.
A motion was made by Commissioner Wowkanech and seconded by Commissioner McEwing to accept the recommendations. All voted in favor.
- VII. **Albert Maersk** - October 26, 2015. This incident is still under investigation.
- VIII. **Orange Star** - October 26, 2015. This incident is still under investigation.
- IX. **Hansa Freyburg** - October 29, 2015. This incident is still under investigation

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 legal and personnel matters, and

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 Shisha and seconded by Commissioner Dacey that the Commission goes into Executive Session.

All voted in favor.

The Commission went into Executive Session at 10:37 AM.

Return to Public Session

A motion was made by Commissioner Wowkanech and seconded by Commissioner McEwing that the Commission return to Public Session.

All voted in favor.

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

Resolution #15-35 to Authorize the Executive Director to enter into a contract with Docking Pilot Test Consultant

Ms. Stuckey announced that a consultant has been selected to update the docking pilot test. The new test will consist of three modules which includes: laws & regulations, rules of road, and local knowledge which will include chart work.

A motion was made by Commissioner Wowkanech and seconded by Commissioner McEwing to approve the Resolution #15-35 to authorize the Executive Director to enter into a contract with the Docking Pilot Consultant on behalf of the Commissioners. All voted in favor.

Adjournment

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

The meeting was adjourned at 11:49 AM.