

**Minutes of the Regular Meeting of The
New Jersey Maritime Pilot & Docking Pilot Commission
August 17, 2010**

The regular meeting of The New Jersey Maritime Pilot and Docking Pilot Commission was held on Tuesday, August 17, 2010 at One Penn Plaza East, 9th Floor, Newark, NJ 07105.

Commissioner Daly called the meeting to order at 10:00am.

Pledge of Allegiance

Open Public Meeting Statement

Roll Call

Commissioner Timothy J. Dacey, present; Commissioner Thomas F. Daly, present; Commissioner Stanley E. Wiklinski, present; Commissioner Charles Wowkanech, present.

Minutes of Prior Meetings

A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech that the minutes of the July 20, 2010 regular meeting be approved.

All voted in favor.

Treasurers Report

A motion was made by Commissioner Wowkanech and seconded by Commissioner Dacey that the Treasurer's report dated August 2010 be approved.

All voted in favor.

Executive Directors Report

Mr. Licata informed the Commission that the proposed amendments to its regulations will appear in the September 7, 2010 edition of the New Jersey Register. Members of the public will have 60 days to comment. The comment period will expire on November 7, 2010. As in the past the proposed amendments will be posted on the Commission's website and sent to interested parties.

All of the Commissioners have completed the mandatory on-line ethics training. Mr. Licata will provide the necessary certification to the Governor's office.

The Commissioners were given a copy of a draft memo to all New Jersey licensed pilots and registered apprentices regarding the NTSB's recommendations to the Coast Guard to establish a policy regarding the use of cell phones and wireless devices while on the bridge of a vessel.

The Commissioners were given a copy of the Sandy Hook Monthly Apprentice Training report.

The Commissioners were given a copy of a memo issued by the New York Commission to the Presidents of the New York Pilot Associations regarding post incident drug testing.

The Commissioners were given a copy of the notice for Port Industry Day. This year it will be held on October 27, 2010 at Global Container Terminal.

Public Comment

Comment from Captain Edward Sweeney, Vice President, The New Jersey Sandy Hook Pilots Association:

The New COTP, Captain Linda Fagan, went on a ship ride with the Sandy Hook Pilots on Sunday, August 15, 2010 to view Operation Clear Channel.

The Coast Guard's Chief of Operations, Commander Sturgis, is scheduled to go on a ship ride to view the channel on August 22, 2010.

Committee Reports

A. Investigation Committee:

- I. **Maersk Tangier** - June 9, 2010 - Power loss (TJD). Based on the attached investigation report Commissioner Dacey recommended that the incident be closed and both pilots issued a letter of non-culpability. A motion was made by Commissioner Wowkanech and seconded by Commissioner Wiklinski to accept the recommendations in the report. All voted in favor.
- II. **Anna M.** - June 14, 2010 - Grounding (TFD). This incident has been carried pending the receipt of the VDR info from the USCG.

- III. ***Ital Lirica*** - July 18, 2010 - Powerloss (TJD).
This incident is still under investigation and has been carried.
- IV. ***Maersk Kotka*** - July 20, 2010 - Allision (TFD). This incident is still under investigation and has been carried.
- V. ***CSCL Sydney*** - July 31, 2010 - Allision (TFD). Based on the attached investigation report Commissioner Daly recommended that the incident be closed and the pilot issued a letter of non-culpability. A motion was made by Commissioner Dacey and seconded by Commissioner Wowkanech to accept the recommendations in the report. All voted in favor.
- VI. ***Diplomatic*** - August 8, 2010 - Powerloss - (TFD). This incident is still under investigation and has been carried.

Laptop Presentation by Commander Jack Olthuis, Director of Training, Sandy Hook Pilots Association

Commander Olthuis gave the Commission a presentation of the new generation of DGPS's that are currently being phased in by the Sandy Hook Pilots Association.

Discussion re: Maritime Investigator/Advisor

This item has been deferred and will be discussed at a future meeting.

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 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.

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

All voted in favor.

The Commission took a break at 11:05am.

Return to Public Session

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

The Commission returned to Public Session at 11:40am.

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 11:42am.