

**Minutes of the Regular Meeting of The  
New Jersey Maritime Pilot & Docking Pilot Commission  
June 16, 2009**

The regular meeting of The New Jersey Maritime Pilot and Docking Pilot Commission was held on Tuesday, June 16, 2009 at One Penn Plaza East, 9<sup>th</sup> Floor, Newark, NJ 07105.

Commissioner Dacey called the meeting to order at 10:05am.

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, absent; Commissioner Richard L. Amster, present; Commissioner Joseph Azzolina, present.

Minutes of Prior Meetings

A motion was made by Commissioner Daly and seconded by Commissioner Wiklinski that the minutes of the May 19, 2009 regular meeting be approved.

All voted in favor.

Treasurers Report

A motion was made by Commissioner Daly and seconded by Commissioner Amster that the Treasurer's report dated June 2009 be approved.

All voted in favor.

Executive Directors Report

The Commissioners were given copies of the return to work authorization for Captains William McGovern and George Smith. Both pilots are returning to the rotation board after being out on sick leave.

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

The Commissioners were given copies of the FY10 draft of the Federal Army Corps Funds Joint Statement regarding Harbor Deepening and other projects. The Commission will endorse the statement again this year.

The Furlough Day that was scheduled for June 26, 2009 has been cancelled pending union ratification of a proposed agreement. Mr. Licata will keep everyone updated on the situation.

Mr. Licata distributed an article to the Commissioners from the Port Authority regarding two agreements reached with New York City that will allow the future development of two major New York maritime facilities.

#### Public Comment

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

Captain McGovern informed the Commission that dredging in the KVK will start up again in another month.

Captain McGovern attended the National Conference of the Harbor Safety Committee in Tampa in April. He reported that the meetings went well. The Maritime Association of the Ports of New York and New Jersey has offered to host the 2010 conference. An offer was also made by New Orleans. The conference will be expanded next year to include the Area Maritime Security Committee. There are video and audio discs of the conference available on the TRV website. Captain McGovern will advise Mr. Licata once the venue is selected for next year's conference. The Commission has offered the services of its staff and the use of its facilities if the conference will be hosted in New York.

During a Maritime Forum that proceeded the Seamen's Church Institute's Silver Bell Awards Ceremony the Director of the Panama Canal made a presentation regarding the opening of the of the new canal. The projected opening is 2014; however the construction companies are being offered a bonus to finish early. When the new locks open there will be three lanes. It is projected that it will take 18 hours average time to get through the canal after a vessel arrives. This will result in a savings of up to \$600 per TEU. 5.25 billion dollars went into

the expansion. The East Coast and Gulf Coast will get very busy when the canal opens up.

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

The dredging in the Con Hook Range has not started. Great Lakes has proposed the use of cutters to complete the dredging. The EPA signed off on a test and if it is successful the cutters will remain. If the cutters are used the dredging will be completed 5-6 times faster than using the normal dredgers. The cutters are also move on demand.

KMI has submitted their berth footprints to the pilots.

IMTT is concerned about some of the closings that will take place at it's facility due to dredging.

#### Committee Reports

##### A. Docking Pilot Apprentice Selection Committee:

The Committee met and interviewed a total of four candidates. All the applicants were impressive. Mr. Licata is in the process of drafting the committee report for all the committee members to review. It is anticipated that the report with the Committee's recommendations will be in front of the Commission at the July 21, 2009 regular meeting.

##### B. Investigation Committee:

- I. **President Adams** - 4/15/09 - (TJD) - Alleged Surge. This incident is still under investigation and has been carried.
- II. **M/V Liamare** - 5/4/09 - (TFD) - Hard Landing. This incident is still under investigation and has been carried.

#### Old Business

Mr. Licata has circulated the MPX language proposed by the New York Board to the Commission for comments. A review of comments received was a consensus that the MPX should address all licensed pilots and not just Sandy Hook. Mr. Licata contacted the NY Board with this information. He will continue to work with the NY Board and the pilots until the MPX is finalized. Sandy Hook intends to include the MPX in their brochure once it is finalized.

At the Commissions May 19, 2009 regular meeting the issue of publishing soundings in a public place was discussed. Mr.

Licata discussed the issue with DAG Elaine Schwartz and it seems that the Commission will be able to publish the soundings on its website. Mr. Licata and Ms. Schwartz are in the process of drafting a disclaimer to include with the soundings. Mr. Licata also requested that the pilots contact the terminals to advise them that the soundings will be published on-line before any further action is taken.

Captain McGovern reported that Fleet Week went off without a hitch.

#### New Business

The July meeting date has been changed and will now take place on Tuesday, July 21, 2009.

The New York Commission sent out proposals to six doctors soliciting a medical review officer. Commissioner Dacey thinks New Jersey should consider contracting one as well.

#### 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 Amster and seconded by Commissioner Daly that the Commission go into Executive Session.

All voted in favor.

The Commission took a break at 10:37am.

#### Return to Public Session

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

The Commission returned to Public Session at 11:47am.

Adjournment

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

The meeting was adjourned at 11:50am.