

EXECUTIVE SUMMARY

Board of Pilot Commissioners

I. General Information

Meeting Type: Finance Committee, Rules Committee, Probable Cause Panel, and General Business Meetings
Meeting Date: Thursday, January 12, 2012, and Friday, January 13, 2012
Meeting Location: Residence Inn by Marriott – Amelia Island
2301 Sadler Road
Fernandina Beach, Florida 32034

Attendees:

Commissioner John Fernandez, Chair
Commissioner Jorge Viso, Vice Chair
Commissioner Eric Bryson (Thursday only)
Commissioner John Fox
Commissioner Richard “Rick” Frudaker
Commissioner Matthew Sams
Commissioner Thayer Smith
Commissioner Carlos Trueba (Friday only)
Commissioner David Ulrich

Robyn Barineau, Executive Director, Department of Business and Professional Regulation (DBPR)

Elise Rice, Government Analyst, DBPR

Erica White, Assistant General Counsel, DBPR

Michael Flury, Assistant Attorney General, Office of the Attorney General

Galen W. Dunton, Board Consultant

Stuart Lilly, President, Florida Harbor Pilots Association (FHPA)

Gretchen Rayborn, Executive Liaison, FHPA

Warren Husband, Attorney for FHPA

Allen L. Thompson, Jr., Executive Director, Tampa Bay Pilots Association (TBPA)

Jay Winegeart, St. Johns Bar Pilot Association (SJBPA)

John Teems, SJBPA

William Kavanaugh, Cumberland Sound Pilots Association (CSPA)

Brian Seuter, CSPA

Dan Ramsey, Florida Docking Masters Association

Loretta MacDonald, Court Reporter

II. Major Issues/Actions

- Chair John Fernandez excused Commissioner Carlos Trueba from the December 2011 meeting, and Commissioner Eric Bryson from the meeting on January 13, 2012.
- Commissioner Eric Bryson discussed the financial report for the quarter ending September 30, 2011. He indicated that the gross pilotage assessment rate is

currently 7/10 of one percent. After discussion, the board agreed that no amendment should be made to the gross pilotage assessment at this time. Commissioner Bryson suggested that at least one board meeting be eliminated as a cost savings measure. The board asked Ms. Robyn Barineau, Executive Director, to attempt to move the June 2012 meeting to the next fiscal year. Ms. Barineau advised the board that the financial report for the second quarter of the 2011-2012 fiscal year should be released around February 15, 2012.

- Mr. Michael Flury, Assistant Attorney General, gave an overview of Executive Order 11-211 relating to rulemaking. The board agreed to provide the Office of Fiscal Accountability and Regulatory Reform with at least one week's notice in advance of a rulemaking notice.
- Ms. Erica White, Assistant General Counsel, reported that as of January 13, 2012, there are currently 14 pilot cases in the legal department.
- The board approved the revisions proposed by the Biscayne Bay Pilots Association to their Deputy Pilot Training Program.
- The following individuals were approved to sit for the March 2012 Deputy Pilot examination for Port Everglades:
 - Joseph Casais
 - Todd Cooper
 - Peter Curtis
 - Morgan Densley
 - Jonathan Leck
 - Dustin Lesserra
 - Thomas Lisante
 - Carl Mahler
 - Robert Moore, II
 - William O'Connor
 - Timothee Paternoster
 - Timothy Porter
 - Oscar Prada
 - John Prichett
 - Roberto Rivera-Garcia
 - Luke Sloane
 - Julian Stubbs
 - James Williams
- The following individuals were approved to sit for the March 2012 Deputy Pilot examination for the Port of Miami:
 - Joseph Casais
 - Todd Cooper
 - Peter Curtis
 - Morgan Densley
 - Eric Dobson
 - Justin Facciolo
 - Darren Haefele
 - Jonathan Leck
 - Dustin Lesserra
 - Thomas Lisante
 - Carl Mahler
 - Christopher Marlow
 - Hedi Marzougui

- William O'Connor
- Timothee Paternoster
- John Prichett
- Robert Ripley
- Mark Ruppert
- Julian Stubbs
- James Williams

- The board denied the requests of the following individuals to sit for the March 2012 Deputy Pilot examinations as follows:
 - Marc Fitton (Port Everglades) – did not have the required sea service
 - Sean Morrissey (Port of Miami) – did not have the required sea service
- The board approved the request of the St. Andrews Bay Pilot Association to approve Deputy Pilot Christopher Marlow to sit for the State Pilot examination.
- Chair Fernandez informed the board that two Deputy Pilot Advancement Committee conference calls had been conducted since the last meeting, and all Deputy Pilots were advanced to the next levels of their appropriate training programs.
- The Probable Cause Panel closed six cases with no finding of probable cause. The Probable Cause Panel found probable cause in one case at the December 2011 meeting.
- The board asked that a one day meeting be conducted in April to address disciplinary cases and conduct a Probable Cause Panel meeting only.
- Chair Fernandez thanked the Cumberland Sound Pilots Association for organizing a walking tour of the Port of Fernandina.

III. Legislation/Rule Promulgation

- There was no legislation/rule promulgation at this meeting.

IV. Action Required

- The board asked Ms. Barineau to attempt to reschedule the June 2012 meeting for September 2012, and to organize a one day meeting for April 2012.

Robyn Barineau
Executive Director
January 17, 2012