

**MINUTES OF THE MEETING  
BOARD OF PILOT COMMISSIONERS  
Telephone Conference Call  
1.888.585.9008  
Participant Passcode: 491089625  
Friday, April 29, 2022, 10:30 a.m.  
GENERAL BOARD BUSINESS  
APPROVED**

**Call to Order**

Meeting was called to order by Chair Kurtz at 10:31 am EST

**Members Present:**

Commissioner Kurtz, Chair  
Commissioner Benson  
Commissioner Phipps  
Commissioner Russo  
Commissioner Seuter  
Commissioner Assal

**Members Absent:**

Commissioner Cumings – Excused

**Others Present**

Amanda Ackermann, Executive Director  
Marlene Stern, Board of Pilot Commissioners Counsel  
Captain Tom Bushy, Board Consultant  
Captain Keith Morton, Port Everglades Pilots Association  
Ben Borgie, Florida Harbor Pilots Association  
Warren Husband, Florida Harbor Pilots Association  
Gretchen Winters, Florida Harbor Pilots Association  
Laura DiBella, Florida Harbor Pilots Association

**Review of Issuance of Certification** – A motion was made by Commissioner Phipps to approve Captain James Walley for his first deputy pilot certification for Port Everglades. The motion was seconded by Commissioner Benson. The motion carried.

**Letter from the Mayor of the City of Key West** – Chair Kurtz asked Marlene Stern, Board Counsel to address statutory requirements for the Board of Pilot Commissioners. Marlene Stern stated that the board has no authority to preserve and protect the environment. If there is a navigational incident, a marine incident report has to be reported to the board and reviewed. If the individual licensee is at fault, the licensee can be disciplined. Commissioner Russo referenced statute 310.001 F.S. Commissioner Russo asked what if environmental damage occurs, who cleans it up and pays for the clean-up? Marlene Stern stated when there is a marine incident, the board consultant reviews all details and determines if the pilot is at fault. The board

can impose discipline on the license. Commissioner Russo requested Marlene's opinion in writing to the Mayor of Key West and for all information to be provided to all board members. Marlene agreed.

**New Business** - None

**Old Business** – Commissioner Russo inquired if he could call into the May 4, 2022 in-person meeting.

**Adjournment** – A motion to adjourn was made by Commissioner Kurtz and seconded by Commissioner Assal. This meeting was adjourned at 10:49 a.m. EST.