

# CONNECTICUT MARITIME COMMISSION

## REPORT OF MEETING (Mtg. #2)

For  
April 21, 2005

**Location of Meeting:** CT Department of Transportation  
2800 Berlin Turnpike (Conference Room B)  
Newington, Connecticut

### Attendance

#### Commission Membership:

Martin Toyen, Chairman  
Judy Gott, Secretary  
Vincent Cashin  
Senator George Gunther  
John Johnson  
Tom Dubno  
Carl Bard designee for Commissioner Korta CTDOT

#### Public Attendees:

James Schine  
Richard MacMurray  
Captain Peter Boynton, USCG  
Lieutenant Andrea Logman, USCG  
Maritsa Zupka  
Carmine Trotta  
John P. Valengavich  
Richard Jaworski

#### **I. Call to Order:**

- Chairman Toyen called the meeting to order at 10:05.
- The first order of business was a discussion of the meetings start time, and the possibility of meeting at other locations besides DOT Headquarters. The issue regarding start time was that some Commission membership may wish to stop at their offices prior to attending meeting and giving due consideration to Commission membership whom may have to travel a greater distance. Some Commission membership favored a 9:00 a.m. start time while others did not have an issue with a 10:00 a.m. start time. It was concluded that the

difference would be compromised and the new start time will be 9:30 a.m. every 3<sup>rd</sup> Thursday of the month at DOT headquarters.

- Captain Peter Boynton, USCG, offered the use of a meeting room at the U.S. Coast Guard in Haven should the Commission wish to consider other venues in the future. He did caution that while he is extending his welcome to all, the meeting room itself has some size limitations. It was decided that until the Commission was firmly established that the meeting would continue to be held at DOT Headquarters.
- Chairman Toyen's Secretary (Ms. Goff) provided a list of both Commission membership and guests of the previous meeting. She further cautioned the listing is a draft and is in the process of being edited.

## **II. Review of Meeting Minutes:**

(Meeting minutes were emailed to the Commission and available as handouts at the meeting).

- Secretary Gott informed the membership of the Commission that prior to each meeting an agenda along with the previous meeting's minutes would be sent out as a package to each of them, thereby, establishing this as protocol.
- Chairman Toyen asked for a motion to adopt the minutes of the March 10, 2005 meeting.
- Captain Cashin moved that the minutes be accepted.
- John Johnson seconded the motion.
- Meeting minutes for March 10, 2005 were approved

## **III. Old Business:**

- Travel Vouchers:  
Chairman Toyen informed the Commission that in order to be eligible for reimbursement for mileage (to and from meetings); a Federal W-9 form must be completed. Copies of the W-9 were provided to membership of the Commission. Completed W-9's are ultimately to be submitted to Richard Jaworski of DOT's Bureau of Aviation & Ports.

### Payment Process Requirement:

-Completed W-9; and  
-State form CLA-3 (Invoice-Voucher For Goods or Services Rendered to the State of Connecticut)

- Discussion of Vice Chairman Position:

Chairman Toyen advised the Commission that it would be commensurate with good business practice to have a Vice-Chairman on the Commission.

-John Johnson nominated Mr. Joseph Riccio.  
-The motion was seconded by Tom Dubno.  
-Motion to close nominations by Carl Bard, second John Johnson  
Vote to close nominations was voted unanimously  
The Main motion was then voted on and carried unanimously.

- List of Interested Parties (hand-out)  
Attached to the agenda for the meeting was a listing of the future meeting schedule and a listing of “Interested Parties”)

Chairman Toyen advised the Commission that in order to be effective, this Commission must reach out to the various maritime associations and keep them informed (“let them know we exist”). The following recommendations were received from the membership and those in attendance:

- ❖ CMCA
- ❖ CT Harbor Management Association
- ❖ Save the Sound
- ❖ CT Lobsterman Association
- ❖ US Army Corp of Engineers
- ❖ CT Dept. of Environmental Protection (DEP)
- ❖ CT Office of Policy and Management (OPM)
- ❖ Petroleum Co-op
- ❖ CMTA-New Haven Co-op

It was noted that although no membership was present from DEP and OPM, they are already membership of the Commission.

Captain Boynton recommended that the outreach include the State of New York. Senator Gunther agreed and recommended that Rhode Island also be included.

Additional recommendations included staff from the three Congressmen and two Senators also be listed as interested parties.

Tom Dubno will provide a list of contact from the Petroleum Co-op.

Senator Gunther recommended that time be allotted at each meeting for public comment.

#### **IV. Sub-Committee Report:**

- Tom Dubno advised those in attendance that the sub-committee has reviewed all the available reports and will be making a presentation to the Commission in the future. It was suggested that a draft might be available prior to the next meeting. Chairman Toyen requested that if it is available, please provide in advance so that they may be distributed to the membership with the agenda package for the next meeting.

#### **V. Issues CMC Faces in the Maritime Community:**

- Chairman Toyen informed the Commission that there are a “lot” of issues facing this Commission and that “we need resources to accomplish our task”. He suggested that at the next meeting, a round table discussion be held to list and focus in on the issues. “While there are many issues, we must identify and prioritize such a listing and focus our attention”.

(It was requested from DOT that an easel and flip charts be provided at the next meeting in order to list and prioritize issues brought forth.)

- Captain Boynton advised that Ports and Waterways Assessment meeting would be held on May 3<sup>rd</sup> and 4<sup>th</sup> in Port Jefferson, New York. The topic will be Broadwater Terminal.

The Captain further recommended that any representative assigned direct their concerns or issues to water-related safety. Per the Captain, a separate group will address security issues.

- Captain Cashin informed the Commission that he would be attending the meeting as a representative for Marine Pilots.
- Chairman Toyen noted that the meeting is very important and that the Commission should also be represented.
- Senator Gunther informed the Commission that he is not aware of any State Representative attending the meeting.
- Captain Boynton reminded those in attendance that participation in the meeting is by invitation only and that invitations were extended to water users and focused on safety issues. He went on to say that the invitation was not extended to the Legislature.
- Chairman Toyen stated that since Captain Boynton invited the Commission, who should be the representative. Although Captain Cashin is attending, he is representing the Marine Pilots not the Commission.

Secretary Gott recommended that someone from DOT should attend and represent the Commission. Deputy Commissioner Bard responded that he would attend. If he cannot attend he will notify John Johnson who will be his alternate representing the Maritime Commission.

Senator Gunther questioned if it could be a proxy or a designee. Per Secretary Gott, “the law states “Commissioners of DOT, DECD, DEP, Secretary OPM and Chairman of TSB or their respective designees” may sit as members of the Maritime Commission, however the other members may not have designees. No proxies are allowed per the law.

Mr. Maco asked Captain Boynton if a representative from the Transportation Strategy Board would be invited. The response was that the meeting is intended for user groups and if the Commission does not send a representative, then he will ask DOT to participate.

**VI. Establish Sub-Committee(s) to Further Investigate Above Issues and Make Recommendations:**

- Chairman Toyen informed the Commission that sub-committees should be established when the focus of their work is narrowed.

**VII. Meeting Schedule:**

- Attached to the agenda was a meeting schedule for the remainder of the year.

The schedule shows that the meetings are scheduled on the third Thursday of each month. Based on discussion during this meeting, they will be held at 9:30 a.m.

**VIII. New Business:**

- It was requested that the Commission have its own letterhead and that membership be issued business cards with the State logo.

(A draft of the aforementioned will be submitted to the Chairman)

- Mr. Dobno expressed concern about cross license issues with the CT/NY Memorandum of Agreement.
- Senator Gunther informed the Commission that the Pilot Commission needs additional authority
- Per Chairman Toyen, this Commission is to make recommendations, “it’s very important that we have a Policy Statement” after which we can get into authority of what may and should be done with other commissions.

Mr. Dubno agreed that it's very important that we have that Policy Statement.

- Mr. Maco expressed concern for a NOAA real time tide date. "We need a commitment from DOT to keep the tide station going....it needs to be funded by DOT".

The CT Pilot Commission paid for it the last time.

In other States, there is funding for such items. It should be the same for CT.

This group should advocate such a function. The annual cost (in New Haven) is approximately \$5,000.

Per Captain Cashin, "We should look at it as a whole, let's not forget Bridgeport and New London. They should also have tide stations". Mr. Maco agreed that we should have a statewide system.

Secretary Gott motioned, second John Johnson, that the Transportation Strategy Board fund this station immediately.

In discussion on the motion, Carl Bard, DOT stated he would review this issue" and provide some response on the issue of the tide station at the next Maritime Commission meeting Motion and second were withdrawn based on this

- Chairman Toyen informed those in attendance that the Maritime Manager position will close shortly .
- Captain Cashin questioned if they had to complete a "private policy statement". Mr. Bard responded that the Ethics Commission might require a disclosure statement.
- Chairman Toyen asked if there were any issues on port security.

Captain Boynton responded that CT received approximately 6.4 million in grants, most of which went to security improvements in the private sector. He also said that new grants are underway for infrastructure improvements.

- On the subject of TOP-OFF, Captain Boynton advised that TOP-OFF just finished and that the USCG had a major role. Previous TOP-OFF exercises never accomplished a unified control, TOP-OFF did accomplish this during this exercise.
- Mr. Jaworski advised the Commission that CT DOT has established Pilot Boarding stations and sent out notifications

Captain Boynton advised that the USCG is very supportive of this action. It was further recommended that Homeland Security be informed/advised.**Date of Next Meeting:**

- The next meeting is scheduled for May 19, 2005 at 9:30 a.m. at CT DOT.

**Adjournment:**

- Chairman Toyen recommended adjourning and this was seconded by Mr. Dobno.