

Transcript of  
**Maryland Boat Act Advisory Committee Meeting**

Date: **December 13, 2012**

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Taken December 13, 2012**

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MEETING OF THE  
MARYLAND BOAT ACT ADVISORY COMMITTEE

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The above captioned end of year meeting commenced on Thursday, December 13th, 2012, at 10:04 a.m., at Kent Island Yacht Club, 117 Yacht Club Drive, Chester, Maryland 21619, committee chairman, presiding.

COMMITTEE MEMBERS:

- |  |                    |
|--|--------------------|
| Robin Allison                                | Frederick Levitan  |
| Amy Craig                                    | John Bush          |
| Bob McLean                                   | Jon Sheller        |
| Russ Dwyer                                   | Edric McSween      |
| Thornell T. Jones                            | Christopher Parlin |
| Steve Kling                                  | Robert Nickel      |
| Kenneth Kloostra                             | Al Simon           |
| Coles Marsh, Chairman                        |                    |
| Mike Grant, Regulations Coordinator          |                    |
| Marianne Dise, Esquire, Counsel to the Board |                    |
| Lisa Gutterez, Division Director             |                    |

Reported by: Kelly A. Taylor

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1 P R O C E E D I N G S

2 THE CHAIRMAN: All right, we're moving  
3 along. Okay. We'll start our meeting, we're going  
4 to have a short one it looks like. We don't have a  
5 whole lot going on, but before we do that, I think  
6 the storm Sandy came after we had our last  
7 meeting -- yeah, I think so.

8 MR. NICKEL: That is why I wasn't able  
9 to make the meeting.

10 THE CHAIRMAN: You didn't make it.

11 MR. NICKEL: Or at least the public  
12 meeting.

13 THE CHAIRMAN: Go ahead and see how the  
14 little lady Sandy affected everybody and we'll  
15 include our staff people over there too, it's  
16 always kind of a nice thing to do. Go ahead.  
17 Anything new or different in your life?

18 (Members introduce themselves).

19 THE CHAIRMAN: Let's go over to the  
20 staff and some of them we don't know.

21 (Staff introduces themselves).

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1                   THE CHAIRMAN: We're up and running and  
2 glad to have everyone here for our final meeting of  
3 2012 and we've got a few things that we talked  
4 about last meeting that we'll share and I think  
5 Mike might talk about that. Opening the meetings,  
6 I think we talked about some standard procedure for  
7 opening them like we've had before where we either  
8 read something or you have some standard things  
9 that you talk about and one that Steve put  
10 together, we all put together your pieces of what  
11 we really do as the Boat Act Advisory Committee and  
12 I think that we're going to try to move in that  
13 direction to have some of what we do and kind of  
14 follow some format over the meetings, especially  
15 when we have the public with us, you know, here,  
16 and we want to keep some format, you know, that's  
17 pretty consistent with that. So glad to have you.  
18 You can have your chance since you were a little  
19 late, you get the opportunity to tell us how Sandy  
20 affected you if at all, so we went around the  
21 table.

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1 (Member introduces himself.)

2 THE CHAIRMAN: Thanks, glad you're here.  
3 Mike, your turn to review our 2012.

4 MR. GRANT: 2011 and '12. Well, we had  
5 a couple of regulations that carried over from '11.  
6 The Chester River and Rock Creek, both of those are  
7 final and now effective. For 2012 I think you'll  
8 be happy to know the secretary accepted your  
9 recommendations for 2012 and is going to do nothing  
10 for the Susquehanna and the Edgewater Beach marker  
11 17 but even with the appeals, recent appeals by  
12 both of those petitioners, he stuck with your  
13 recommendations and is going forth to take no  
14 action and we're proceeding with the language for  
15 the Riva Bridge and Railroad Creek, that's in the  
16 works right now, so those will go forward. In  
17 addition -- it's an old system -- wake surfing and  
18 auxiliary ballasts are proceeding through. The  
19 comment period for that ends on February 11th, I  
20 believe, and becomes effective -- no, I'm sorry,  
21 that is effective. Yes, that became effective on

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1     October 29th -- I'm sorry, I had that confused with  
2     the other one, so that became effective and also  
3     the personal watercraft restrictions for the  
4     coastal bays down by the ocean that became  
5     effective and the newest one, the Deep Creek Lake  
6     vessel length is in the process right now and that  
7     will -- the comment period for that ends February  
8     11th, that will be issued in The Register on March  
9     8th, 2013 and will become effective March 18th,  
10    2013. That's what I have. Do you have any  
11    questions?

12                   THE CHAIRMAN: Anybody have questions?

13                   MR. PARLIN: Anything in the works for  
14    next year?

15                   MR. GRANT: I have heard from a couple  
16    of folks that said they're going to come through  
17    with an issue on Loden Pond on the South River,  
18    it's just inside of Quiet Waters Park. The  
19    gentleman has an issue with Jet Skis going in there  
20    and harassing the Osprey. I talked to NRP, they  
21    have had no reports of that and never noticed

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1 anything going on in there. And I believe we're  
2 going to hear something from the Magothy and that's  
3 about it.

4 MR. PARLIN: Where on the Magothy?

5 MR. GRANT: The area of the incident  
6 with the delegate.

7 MR. PARLIN: Yeah, inside of Gibson  
8 Island.

9 MS. ALLISON: Mike, we had chatted about  
10 having a report on boating accidents and all of  
11 that kind of thing and I know we sort of chat about  
12 it at every meeting and I don't think we've seen  
13 anything yet.

14 MR. GRANT: No, you have not. I made  
15 the request of NRP and got passed down to the  
16 person who was going to deliver it when Sandy hit  
17 and quite honestly I believe I forgot to follow  
18 past that, I believe. I will do that the first  
19 thing tomorrow morning and I'll copy you all  
20 through e-mail if that's all right.

21 MS. ALLISON: As much information as

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1 possible will be helpful.

2 MR. GRANT: Okay, we'll do that.

3 THE CHAIRMAN: How about, Mike, was  
4 there anything on the big parties on the Magothy  
5 this year, you know, there was some -- do you want  
6 to talk about that?

7 MS. GUITTEREZ: Good morning everybody  
8 and thank you for coming. Especially this time of  
9 year, it's always nice to get together and  
10 especially since we're going to be losing some,  
11 some of our participants. I'll start first with  
12 some of the items that we had discussed following  
13 the last meeting regarding the format of the  
14 meetings. We did get some input from some  
15 committee members and I actually wanted to open up  
16 the discussion to everybody a little more formally  
17 about, you know, we did have some comments  
18 regarding the need for a nice, organized and  
19 consistent format for our meetings, so we're going  
20 to go back, Marianne Dise and Mike and I will go  
21 into the files and retrieve previous scripts that

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1 we used to guide the meetings, opening statements  
2 that will make very clear what the mission and the  
3 goal is of the Boat Act Advisory Committee. Just  
4 because there is turnover and, you know, we only  
5 meet quarterly or during hearings people can forget  
6 that, so we thought it would be nice to kind of  
7 bring that back and it will help refresh everybody  
8 on the committee.

9 In addition, you know, everybody has  
10 seen the membership manual. We started going  
11 through it just quickly after the last meeting  
12 following those comments and we see that it needs a  
13 little bit of updating, so what we're going to do  
14 staff will go through and we're going to make notes  
15 on this, but I encourage all of the committee  
16 members if you have this please take the time to  
17 maybe look at it. If you have comments -- I mean,  
18 a number of you have been members of the committee  
19 for many years, we would like to get your input and  
20 see, you know, if there are things that we can do  
21 to make it better, you know. We're not going to

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1 change the, the statute that created the committee,  
2 but certainly if there are things, processes,  
3 procedures that would make it easier for you to  
4 either understand or get all of the information you  
5 need related to the regulations that are presented,  
6 we definitely want to know, we want to make sure  
7 that we do that for you. Okay. So if you don't  
8 have a copy of this if you could send an e-mail to  
9 Jeannine, we'll make sure that you get one either  
10 electrically or in the mail, okay. I don't know if  
11 we even have an electronic version of it, but -- a  
12 hard copy, we do have the hard copies and we'll  
13 create the new one in an electronic version so that  
14 can be available from the BAAC website so that  
15 everybody can have that, if you don't want to have  
16 lots of paper.

17 In addition, we're going to, I have  
18 asked Marianne Dise, there has been some questions  
19 about some of the procedures during the meeting, so  
20 in the coming year at one of the upcoming meetings  
21 in 2013 I have asked Marianne to put together a

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1 small presentation on the open meeting process and  
2 rules and regulations guidelines that guide public  
3 meetings just so, again a refresher for everybody  
4 on kind of the behavior of presenters, the public  
5 when they come to public hearings and our committee  
6 members themselves. So if you have questions  
7 regarding that we are hoping to probably do that  
8 the first meeting that we have in 2013, if that's,  
9 if that sounds good to you. Okay.

10 Oh, in addition, we did have some  
11 comments regarding some of the maps and charts that  
12 are shown regarding the proposed regulations and  
13 the need to maybe have a better variety that show  
14 kind of the grander scale of where these  
15 regulations are taking place, what proposed  
16 regulations are, the actual locations and  
17 delineation of access sites near where these  
18 proposed regs are located and kind of  
19 identification of where the channels are and just  
20 to give a little better kind of grander idea, a  
21 little more detail. Not everybody gets to go out

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1 on the field trips, but I do encourage you. You  
2 know, Mike and Jeannine go to great lengths to  
3 provide as much opportunity for committee members  
4 to go and actually see the sites where these  
5 proposed regs, you know, are being proposed, so it  
6 really would be really helpful to have more  
7 participation from the committee members on those  
8 field trips but we are going to make sure that in  
9 the future during 2013 we have better visuals, a  
10 little more information, that all of you are  
11 provided with copies of the public comment that  
12 comes in, you know, electronically to the  
13 department to flesh out your decision making  
14 process prior to meetings and hearings.

15 I have a couple of other things quickly.

16 We had a really nice ceremony recently. Our  
17 former director, Bob Gaudette, former boating  
18 director, we have a new vessel that hydrographic  
19 operations has and it's a buoy tender and debris  
20 removal vessel and it's been christened the R.P.  
21 Gaudette after Bob Gaudette and is on our Boating

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1 Services website, which is [www.dnr/boating](http://www.dnr/boating) --  
2 [md.gov/boating](http://md.gov/boating), but it's also on the DNR home page  
3 so if you just Google the Maryland DNR there is a  
4 video that shows Bob and his children. His  
5 daughter christened the vessel with a bottle of  
6 champagne, it took a couple of whacks, but the  
7 christening took place at the City Dock in  
8 Annapolis and it was well attended and there is a,  
9 the video is really nice so I encourage all of you  
10 to look at that and I just wanted you to be aware  
11 of that, that nice honor for Bob.

12 We do have some -- Louis, over the past  
13 year had been working on some updates, corrections  
14 to COMAR under the title under boating and we had a  
15 number of different adjustments to update that and  
16 I know that Louis had done a few presentations on,  
17 that I just wanted you to let you know about this  
18 week the first wave of those corrections began and  
19 he started with adjusting definitions to kind of  
20 streamline, make sure that everything that affects  
21 the boating regs comes under the boating title and

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1 Marianne and Louis and Jeannine and, you know, the  
2 whole team in addition to all of you are, we're  
3 going to be working on that throughout the year, so  
4 just so you know that process has been initiated  
5 and the first wave of updates has been submitted.

6           With regard to the marine gatherings --  
7 on the DNR, again the boating website, I encourage  
8 you to kind of visit that on a regular basis, if  
9 you can, because we do try to keep it very current.  
10 Angie Crenshaw (phonetic) and I help, we worked  
11 together to try to keep it as up to date as we can.  
12 That marine gatherings regulation as you know from  
13 our last meeting was not sponsored by boating, it  
14 was, it was a DNR, it was Natural Resources Police  
15 kind of enforcement to ease their enforcement but  
16 it did have to be processed through the boating  
17 section so thanks to Jeannine and Louis and the  
18 Attorney General's Office for helping us do that.  
19 There is, it is open for comment now on the DNR  
20 boating website under the section that says look  
21 what we've done for you lately. There is a little

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1 link, you can read the entire regulation. So it's,  
2 it's under comment now, comments go directly to  
3 Natural Resources Police and I believe it's open  
4 for a couple of more weeks, but if you want to look  
5 at that there is a list of frequently asked  
6 questions, which I think we distributed to you at  
7 the last meeting, but all of that is there for you  
8 to see and I think that's all that I have got. Do  
9 you have any questions? That was a lot.

10 THE CHAIRMAN: No questions?

11 MS. GUITTEREZ: Great, thank you.

12 THE CHAIRMAN: We're moving ahead pretty  
13 quick.

14 MR. GRANT: Lunch is not ready, I think.

15 THE CHAIRMAN: After lunch we were going  
16 to have Lisa do a presentation.

17 MS. GUITTEREZ: Do you want to do it  
18 now?

19 THE CHAIRMAN: I think we need to, we're  
20 way ahead.

21 MS. GUITTEREZ: I'll talk slower.

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1 (Discussion held off the record.)

2 MS. GUITTEREZ: Actually, there is one  
3 thing more that we can talk about.

4 THE CHAIRMAN: Go ahead.

5 MS. GUITTEREZ: We recently had been  
6 discussing nominations and new committee members,  
7 appointments to the Boat Act Advisory Committee  
8 with the DNR leadership and the statute says that  
9 we, the Boat Act Advisory Committee will consist of  
10 no more than 21 members and there was a feeling do  
11 we, we can't go more than 21, there was some  
12 inquiry from the leadership do we want less than  
13 21, is that a more manageable, is that better and I  
14 know that kind of briefly you individually --  
15 people were kind of batting that around, but I  
16 thought formally we would love to hear, receive  
17 input from you as committee members. Do you think  
18 that number is good, do you think it's too many,  
19 too few? And maybe you can have a discussion on  
20 that today, if you would like. We just like to  
21 have input --

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1 THE CHAIRMAN: That's good.

2 MS. GUITTEREZ: -- on that. And because  
3 there was, I would hate to kind of move forward in  
4 a way that didn't sit well with the committee, so  
5 maybe today we can think about that and if you want  
6 to talk about that further you can. But we'll move  
7 to the presentation, if that's all right with you.

8 THE CHAIRMAN: Any comments on that? We  
9 won't leave that subject right now, it's kind of  
10 fresh.

11 MS. GUITTEREZ: Sure, that would be  
12 great.

13 THE CHAIRMAN: Any comments on adding  
14 to, you know, we've really lost the watermen, you  
15 know, with, you know, with Betty going and then  
16 Mick Blackistone left us as well, so we really  
17 don't have anybody in the watermen community that  
18 speaks for the waterman, so I -- that was my  
19 comment that we try to look for something. Russ is  
20 a waterman, but not in that particular vein, I  
21 think. Maybe somebody from the watermen's

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1 association like Betty was.

2 MS. GUITTEREZ: We did communicate that,  
3 the comment from the last meeting to the DNR  
4 leadership for a greater representation from  
5 somebody from the commercial boating side, more  
6 women, and, you know, also the watermen and we put  
7 a request into the Sport Fisheries Advisory  
8 Commission which is under fisheries and they  
9 actually gave us a couple of names and helped us  
10 kind of, you know, they -- because they work with  
11 those guys all of the time, so they actually are  
12 providing a list of two to three folks, so  
13 hopefully we'll get somebody out of there. But,  
14 you know, in the past, we tried to get other  
15 committee members to refer people and people also  
16 self nominate to the department and we do have a  
17 number of kind of self nominations and referrals  
18 from some of the committee members so we, we have a  
19 handful of folks right now and we're sensitive to  
20 having the diversity, but I think that the question  
21 for the leadership is still the number and, you

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1 know, we were kind of laughing a little bit about  
2 it, that, well, you need an odd number and we said,  
3 you know, not everybody comes to a meeting so even  
4 if you pick a odd number -- why don't you go with  
5 19 or 17? Well, if 10 people show up, it's still  
6 10 people. So the number, I think, as long as, you  
7 know, you are clear with the 21 limit the  
8 discussion is, you know, before you to, you know,  
9 provide us input on what you think.

10 MS. DISE: The only comment I would make  
11 regarding number is that it could affect your  
12 quorum requirements for taking a vote, so if you're  
13 authorized membership is say 17 and your quorum may  
14 be one more than a majority then you would have to  
15 have that many folks to be able to take a vote or  
16 take any action, so that's the only thing that may  
17 come into play.

18 THE CHAIRMAN: Any comments from  
19 anybody?

20 MR. LEVITAN: I think really the 21  
21 representatives get a little unwieldy; however,

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1 years ago we were down, started with 12 or 13  
2 members. Al?

3 MR. SIMON: Yes, but we also tried to  
4 follow the pattern of the Boat Safety Advisory  
5 Council of the Coast Guard and by law it's 21,  
6 seven from industry and -- we don't want to get  
7 overwhelmed with more than we can handle here.

8 MR. LEVITAN: Right, absolutely, but,  
9 you know, as long as we bring in good people it  
10 works.

11 THE CHAIRMAN: Chris.

12 MR. PARLIN: We kind of talked about the  
13 diversity the last time within the industry and,  
14 you know, I think more and more there is a lot of  
15 activities going on on the water, so the more  
16 people we bring in here the more viewpoints we  
17 bring in and the more, you know -- nobody will ever  
18 take over a meeting with just one voice, but that  
19 one voice might, may be enough to make us stop and  
20 think about what we're doing, so if we can really  
21 cover the gamut of what's going on in the waters of

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1 the state I think it's really important so, you  
2 know, I think our goal should be to stay upwards  
3 towards the 21. If we go down one or two positions  
4 from year to year because of turnover and maybe not  
5 the, you know, maybe not the greatest candidates to  
6 fill the spot then so be it, you know, but I think  
7 we ought to stay upwards to, you know, at least try  
8 to maintain 19, 20 people and if we can get full,  
9 we'll fill. We get voices from all over.

10 THE CHAIRMAN: Anybody else? Any  
11 thoughts, anything? How many do we have now,  
12 actually?

13 MR. GRANT: 16.

14 THE CHAIRMAN: We got 16. So we've got  
15 room for, you know, three or four more.

16 MR. LEVITAN: Five.

17 THE CHAIRMAN: Five more if we went to  
18 21.

19 MR. BUSH: Yeah.

20 THE CHAIRMAN: As long as we get some  
21 diversity and get voices from another perspective,

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1 possibly in the industry, is a good thing for us to  
2 have.

3 MS. ALLISON: Coles, I have said  
4 something to the person I had mentioned about the  
5 commercial, she is the righter for a work boat, and  
6 she knows as much about what's going on on the  
7 waterfront in the work field as I know, so I have  
8 mentioned it to her, but I haven't seen her resume  
9 yet.

10 THE CHAIRMAN: Pass that along to Lisa,  
11 Robin, and that could be another one.

12 MS. ALLISON: I will.

13 MR. LEVITAN: I have recommended  
14 somebody from the Baltimore area. I'm really about  
15 the only one in the Baltimore area and there is a  
16 tremendous amount of yacht clubs, if nothing else,  
17 so you got a lot of boating there and I recommend  
18 that -- recommended a very nice, knowledgeable man.  
19 He owns a marina, he's the head of Marine Trades  
20 Association in Baltimore County and that's a type,  
21 that's the type of people that we need in here.

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1 THE CHAIRMAN: Could you give that to  
2 Lisa so she has, you know, the name?

3 MR. GRANT: I have it. I already have  
4 it.

5 THE CHAIRMAN: You have it, good.

6 MS. GUITTEREZ: We did do a preliminary  
7 of the resumes that were received, we did kind of a  
8 preliminary review of those with DNR leadership, we  
9 didn't come to a final kind of decision yet because  
10 we were kind of waiting to see if we could get a  
11 little more diversity in so the final decisions  
12 weren't made yet; however, the reappointments,  
13 those of you, those of you who requested to be  
14 reappointed to the committee the letters will be  
15 coming out this next week.

16 MS. MOANEY: Hopefully.

17 MS. GUITTEREZ: Hopefully next week, so  
18 just be in anticipation of that, so yeah, if any  
19 resumes come you can send them to Mike or myself  
20 and, you know, we do need to have a decision made  
21 early in the year so the sooner the better,

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1 preferably before the holidays if you can. So  
2 before we go off this topic, what are you saying  
3 kind of the general consensus is towards keeping  
4 the number as it is?

5 MR. PARLIN: Yes.

6 MR. NICKEL: Yes.

7 THE CHAIRMAN: Russ.

8 MR. DWYER: I have one more thing, I  
9 don't care whether it's 21 or 16 -- I don't like  
10 seeing it go that low -- to bring five new people  
11 at one time, it's like new people in the  
12 neighborhood, they need get used to the program  
13 instead of having five votes that know nothing  
14 about the procedure, so even if we do fill them,  
15 fill them slowly.

16 MS. GUITTEREZ: That's a great segue to  
17 another issue that we had. There was discussion  
18 during our, you know, when we brought this to  
19 leadership's attention regarding how you want to  
20 handle attendance at meetings and I think in the  
21 past, and Jeannine can correct me on this, we had a

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1 threshold of attendance at X number of meetings  
2 and, you know, just to kind of encourage  
3 participation so that people would stay current and  
4 truly be involved and know what the issues were  
5 because sometimes our issues that we discuss span  
6 several meetings and if you miss something then  
7 it's catch up, so I think in the past we had that  
8 policy and how many meetings did we -- what was it  
9 that we said?

10 MS. MOANEY: Three.

11 MS. GUITTEREZ: If you missed three, you  
12 missed three there was going to be a recommendation  
13 for removal from the committee and we wanted to put  
14 that out and see if you wanted to have a discussion  
15 on that issue.

16 MR. SIMON: That's been -- that's what  
17 it's been is miss three meetings and you're off the  
18 committee. Now, I don't know that it's changed.  
19 Is that --

20 MS. GUITTEREZ: Yeah, I mean we wanted  
21 to make sure that you were still -- that's clearly

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1 understood and that you're okay with that.

2 MR. PARLIN: Is it in the manual that  
3 we'll be reviewing?

4 MS. GUITTEREZ: Is that one in the  
5 manual?

6 MR. KLING: No.

7 MS. GUITTEREZ: I don't think it was, I  
8 think it was just a policy.

9 MR. DWYER: Used to be something  
10 written.

11 MR. PARLIN: I just wanted to make sure  
12 that we weren't doing double duty.

13 MS. GUITTEREZ: We did have one request  
14 in case of illness that we would kind of have a  
15 little bit of leniency in cases like that. We  
16 don't want to be harsh on people who may be  
17 suffering from, you know, an ailment. If it looked  
18 like they truly would not be coming back then that  
19 would be a different thing, but if you, if we had  
20 three meetings and, in the span of 10 weeks and you  
21 were, you know, recovering from surgery or in the

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1 hospital we didn't want to kind of harsh you out  
2 just because of that, so --

3 MR. DWYER: That's three meetings per  
4 year.

5 MR. NICKEL: Does that include public  
6 hearings too?

7 MR. SHELLER: I would think so.

8 MS. DISE: Right now the manual says  
9 that committee members are expected to attend all  
10 meetings. Repeated absence may be, may result in  
11 your removal from the committee.

12 MS. GUITTEREZ: So it's pretty --

13 MR. NICKEL: Broad.

14 MS. GUITTEREZ: So the policy  
15 historically had been three meetings and we just  
16 wanted to as we clarify things in the manual, you  
17 know, we can articulate that a little more clearly,  
18 but we wanted your input.

19 THE CHAIRMAN: Steve, do you have a  
20 comment down there?

21 MR. KLING: I just was, wanted to -- we

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1 were saying three, I just wanted to clarify the  
2 time frame, I would --

3 MS. GUITTEREZ: That would be up to you,  
4 I mean.

5 MR. KLING: I think we need, I would  
6 offer comment, sometimes we get, Mike picks a  
7 meeting date and other times we set it. Attendance  
8 I think works better when we agree on meeting dates  
9 rather than just have a date picked.

10 MS. GUITTEREZ: So, you know, maybe what  
11 we can do is at the meeting set, make sure we set  
12 dates out, you know, ahead of time so Jeannine can  
13 get them on the calendar so it's easier for  
14 everybody to plan around those in advance, does  
15 that sound --

16 MR. NICKEL: That's a good idea.

17 MR. BUSH: One comment is whenever you  
18 have meetings where there are one every other week,  
19 and we've had that. Now, that can present an  
20 issue. It's one thing to say we're going to have a  
21 meeting, a meeting once a month or every other

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1 month, but the situations where we had a meeting  
2 which was like one day and then five days later or  
3 eight, nine, 10 days later there was another  
4 meeting --

5 MS. GUITTEREZ: That was unusual. That  
6 year we had like 17 regulations, there were a lot  
7 of meetings that year.

8 MR. BUSH: But if that happens then you  
9 have an exception to the rule of missing three  
10 meetings.

11 MR. DWYER: But the, they're, when  
12 they're that close it's important that the members  
13 be here for that.

14 MR. PARLIN: That's why we're here.

15 MR. BUSH: I'm not saying it's not  
16 important, I'm saying that everyone might not be  
17 able to make a meeting every week in order for the  
18 type --

19 MR. DWYER: Then maybe they need to be  
20 replaced if they couldn't support the board.

21 MR. PARLIN: I think the three meetings

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1 allows you to miss a couple of months of meetings,  
2 so, you know, I think, I think three is a, it's a  
3 fair number to start with.

4 MS. GUITTEREZ: Well, Marianne is saying  
5 the decision rests, because you heard what the, you  
6 know, the law, the manual, the guidance is very  
7 broad, so what we want is actual, you know,  
8 recommendation from you, what you want to do and so  
9 just, you know, you can be thinking about it as  
10 we're adjusting the manual, you know. I mean maybe  
11 at the next meeting really kind of focus on the,  
12 being very clear with the decisions like this, we  
13 just wanted to put it out in front of you for items  
14 to consider prior to the next, start of the next  
15 year.

16 MR. PARLIN: So that rule that was read  
17 is in the manual?

18 MS. DISE: Yes.

19 MR. PARLIN: So we will visit that and  
20 come up with a solid number.

21 MS. GUITTEREZ: Right, great, great,

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1     okay.

2                   THE CHAIRMAN:   Anymore -- John.

3                   MR. SHELLER:   I wanted to roll back to  
4     the diversity if it's possible.

5                   THE CHAIRMAN:   Sure.

6                   MR. SHELLER:   I heard a number of  
7     different criteria for diversity and I just  
8     wondered what the committee was going to use when  
9     they try to find diversity on the committee?  Sex  
10    was mentioned, geographic location was mentioned,  
11    commercial was mentioned, boat usages or water  
12    usages was mentioned, so should there be a  
13    reference list of what you're looking for in the  
14    candidates?

15                  MS. GUITTEREZ:  Well, according to the  
16    law the appointments are made by the secretary so  
17    ultimately it's his decision, but what we used as a  
18    guideline is the governor had set for all of his  
19    committees had set certain guidelines and, and  
20    diversity was specifically mentioned and I think in  
21    relationship to all of the committees, state

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1 committees, you know, it's gender, you know, race,  
2 it's, you know, geographic. It wasn't kind of just  
3 very specific to boating, but since we are the  
4 boating committee I think the discussion of  
5 diversity of types of boaters, commercial versus  
6 recreational, you know, we're looking for lots of  
7 general diversity and then also diversity related  
8 to boating. So that's, that's the guideline and,  
9 you know, we show every submission that comes in is  
10 put before the leadership and they make the  
11 decision ultimately, the secretary does.

12 MR. SHELLER: Well, I know there are  
13 legal requirements and I'm, I'm not asking that, I  
14 was wondering within the committee here what you  
15 were looking for specifically in terms of are you  
16 looking for geography specifically, are you looking  
17 for water usage or expertise in things like that,  
18 is there any general consensus?

19 MS. GUITTEREZ: That's up to you --

20 MR. KLING: I think it's both.

21 Historically we had western Maryland, far western

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1 Maryland, we had middle western Maryland, we had up  
2 and down the bay and then we had someone from the  
3 Ocean City area, we've lost Ocean City and we need  
4 to step that up and have some regulations because  
5 those were good trips. Somebody is dropping the  
6 ball there.

7 (Discussion held off the record.)

8 THE CHAIRMAN: Robert, you had a  
9 comment.

10 MR. NICKEL: Maybe being the new guy  
11 here over a year, if it was set at 21 how come  
12 there's only 16 and what's the process of replacing  
13 the other five? There weren't enough viable  
14 candidates for the secretary to make that  
15 determination and if so whose responsibility is it  
16 to try to find those candidates? If it's our group  
17 then is that given to us to kind of go out there  
18 and solicit individuals that we think may be  
19 beneficial?

20 MS. GUITTEREZ: The statute identifies  
21 that there will be no more than 21 and that, and if

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1 you, and what we can do too when we send out the  
2 manuals we'll also send the law so if you're not  
3 clear with it it outlines it, but just in, in  
4 brief, committee members serve a three-year term,  
5 after three years you can put your name in to be  
6 renominated or reappointed and, you know, there is  
7 no limit to, you know, kind of continuous  
8 appointment if that's, you know -- a lot of the  
9 members here have served for a very long time so  
10 there is not a limit at this time regarding that  
11 and the secretary, you know, as I said earlier  
12 there can be self nominations so people who have  
13 attended meetings or who know about the BAAC can  
14 submit their resumes to the secretary. We've had  
15 committee members recommend people. Mick  
16 Blackistone, he was resigning from the committee,  
17 he suggested somebody so that we could replace him  
18 and so all of those are taken into consideration  
19 along with the diversity and submitted to DNR  
20 leadership.

21 MR. DWYER: We have never been involved,

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1 the committee, in picking them any way.

2 MS. GUITTEREZ: That's right.

3 MR. DWYER: The closest we got was  
4 assigned or nominate somebody to the secretary.

5 MS. GUITTEREZ: That's right, by law  
6 it's the secretary's decision.

7 MR. NICKEL: So if he decides he only  
8 wants 15 on the board that's what he does and  
9 doesn't go any higher than 21?

10 MS. GUITTEREZ: Correct. What we can do  
11 as staff is have your input, because again, the  
12 members here have been involved in this for a long  
13 time, you know what works, and, you know, the  
14 secretary listens to those recommendations and  
15 wants to hear all of the, all options so we want to  
16 present all options.

17 THE CHAIRMAN: How many have the  
18 manuals --

19 MR. NICKEL: I don't.

20 THE CHAIRMAN: -- that we're referring  
21 to?

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1 MR. SIMON: I think I have one.

2 THE CHAIRMAN: Okay.

3 MS. GUITTEREZ: If you don't have a  
4 manual, can you let Jeannine know today so we can  
5 make sure those get out to everybody and we'll set  
6 kind of a deadline maybe prior to the next meeting  
7 that we have for people to have reviewed and maybe  
8 just prepare, go through it and highlight things if  
9 you need, if you think it needs clarification or  
10 whatever and, you know, that way it will prepare us  
11 to have that discussion in 2013.

12 MR. NICKEL: Could we also get something  
13 from you all that has your concerns that you want  
14 to address as well so we can have that prior to the  
15 meeting so we can make some kind of judgment,  
16 whatever it may be regarding what you guys want to  
17 see, your recommendations as well.

18 MS. GUITTEREZ: Are we allowed to do  
19 that? We don't generally do it that way.

20 MR. NICKEL: I don't know, okay.

21 MS. GUITTEREZ: That's new to me, I

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1 don't think the way that the law is set up --

2 MR. NICKEL: We make the rules and  
3 regulations and all of that. Enough said.

4 MS. GUITTEREZ: We're just trying to  
5 find ways to help you, you know, because we're  
6 staff for the boating program, but then we're  
7 trying to help you have everything that you need to  
8 make the decisions that you need to make.

9 THE CHAIRMAN: Is there any time line on  
10 trying to get others on the committee between now  
11 and when we start?

12 MS. GUITTEREZ: January 1st is generally  
13 when the new -- so that is why the new letters will  
14 be coming out next week for those who are  
15 reappointed, so that's why we're trying to have  
16 everything -- we had a preliminary, Mike and I  
17 already had a preliminary meeting with DNR  
18 leadership on the resumes that we've already  
19 received so if any, if there are additional names  
20 for consideration before the, you know, before the  
21 holidays, that would be ideal because the decisions

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1 probably will be made prior to January 1st.

2 THE CHAIRMAN: Okay. Any questions?  
3 How about, Mike, how about the waterway --

4 THE CHAIRMAN: One down here. Fred.

5 MR. LEVITAN: We've kind of lost a  
6 couple of long time members and in the past we  
7 generally did something for them, either gave them  
8 a plaque or some sort of recognition from the  
9 committee, and I wondered if we were going to  
10 continue with that and I thought maybe at the last  
11 meeting -- Jeannine did you collect some money that  
12 we, that was going to go towards something for the  
13 members that we've lost?

14 MS. MOANEY: Mr. Slaff, uh-huh.

15 THE CHAIRMAN: We did send flowers.

16 MR. KLING: And got a very nice response  
17 from his spouse.

18 THE CHAIRMAN: From his spouse, we sent  
19 flowers.

20 MS. MOANEY: If you let the meeting go  
21 on, then you would hear what Lisa has to say as far

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1 as the plaques.

2 MR. DWYER: Tell us what you really  
3 think, Jeannine.

4 MS. GUITTEREZ: Don't ask her that.  
5 Maybe that's a good segue to our presentation.

6 MR. PARLIN: Perfect, let's move.

7 MS. GUITTEREZ: You anticipated our next  
8 agenda item. Is that okay?

9 THE CHAIRMAN: Yes, absolutely.

10 MR. DWYER: Ask Jeannine if it's okay.

11 MS. GUITTEREZ: Jeannine is it okay to  
12 move on with the presentations? Well, as Jeannine  
13 is always ahead of us she anticipated the plaques  
14 and we do have two members who are long serving who  
15 will not be with the Boat Act Advisory Committee in  
16 2013 and so we did want to make a presentation from  
17 the department and the first one, this does go to  
18 Bob Slaff and Robin has agreed to, generously  
19 offered to make sure that he gets it.

20 MS. ALLISON: Thornell and I are trying  
21 to make it together and go over.

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1 MS. GUITTEREZ: That's great. Let me  
2 read this to you and Jeannine picked out all of the  
3 fancy -- it's very beautiful. Bob Slaff, in  
4 recognition and appreciation of your decades of  
5 service to boaters and the public of Maryland the  
6 Maryland Department of Natural Resources would like  
7 to award you this commemorative plaque. Your  
8 dedication, knowledge and vast experience have been  
9 a valuable asset to the Maryland Boat Act Advisory  
10 Committee. Through your efforts Maryland waterways  
11 have been made safer and more useful for all user  
12 groups. Thank you. 2012. And decades is not a  
13 mistake.

14 MR. PARLIN: Yeah.

15 MS. MOANEY: 24 years.

16 THE CHAIRMAN: 24 years.

17 MS. GUITTEREZ: So thank you to Bob and  
18 I will deliver this to Robin.

19 (Applause.)

20 MS. GUITTEREZ: Our second recipient,  
21 and you're in the right seat, is Kenneth Kloostra.

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1 Please come up. Kenneth Kloostra, in recognition  
2 and appreciation of your years of service to the  
3 boaters and the public of Maryland the Maryland  
4 Department of Natural Resources would like to award  
5 you this commemorative plaque. Your dedication,  
6 knowledge and vast experience have been a valuable  
7 asset to the Maryland Boat Act Advisory Committee.  
8 Through your efforts Maryland waterways have been  
9 made safer and more useful for all user groups.  
10 Thank you.

11 MR. KLOOSTRA: Thank you very much.

12 (Applause.)

13 MS. GUITTEREZ: That's it from us.

14 MR. PARLIN: Thank you, Jeannine, good  
15 work.

16 THE CHAIRMAN: Did we do anything for  
17 Doc Weintraub at all, Weintraub?

18 MR. BUSH: Bill Weintraub.

19 THE CHAIRMAN: Did we ever do anything,  
20 Jeannine, for him at all for recognition?

21 MR. SIMON: I don't think he was on that

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1 long.

2 THE CHAIRMAN: Well, he's been gone the  
3 whole year of 2012.

4 MS. GUITTEREZ: We can do a thank you.

5 THE CHAIRMAN: I think that might be a  
6 good thing, because he -- he served for a long time  
7 as well.

8 MS. MOANEY: Yes, he did.

9 THE CHAIRMAN: I don't think his, like  
10 Bob Slaff his health is not good at all, but.

11 MS. GUITTEREZ: Jeannine is personally  
12 on it.

13 THE CHAIRMAN: Is there any report on  
14 Bob at all, Robin, have you heard anything at all?

15 MS. ALLISON: I think that Thornell is  
16 up to date on that.

17 THE CHAIRMAN: Give us an update on Bob.

18 MR. JONES: His wife said he's quite  
19 lucid, but can't really stay at home because she  
20 can't, he's falling a lot, she can't really handle  
21 him, so he's in a nursing home in Crofton and he's,

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1 he would love to have people visit him.

2 THE CHAIRMAN: That would be good.

3 Okay. Mike, what else we got?

4 MR. GRANT: Any old -- new business.

5 THE CHAIRMAN: How about waterway  
6 improvement fund, is there anything that we need to  
7 know about that for 2012, good, bad, boat sales  
8 good, waterway improvement, up, down?

9 MS. GUITTEREZ: We're lucky we have our  
10 fiscal officer here today, she tracks the vessel  
11 excise tax so we put her on the spot, she wasn't  
12 prepared for this.

13 MR. CHAIRMAN: Well, put her right on.

14 MS. DAWES: I don't have an exact number  
15 for you, but I can say that the revenue is up from  
16 last year and like I said I don't have an exact  
17 number, but I think August was a pretty good month  
18 and September --

19 MS. GUITTEREZ: August was good and  
20 October.

21 MS. DAWES: There were two months that

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1 we brought in less than the same month of last  
2 year, the rest of them have been more, but overall  
3 it's looking good as far as the excise tax revenue  
4 coming in.

5 MS. GUITTEREZ: Just a quick update too,  
6 when the, I think, at the end, I guess it was the  
7 end of the summer, we had mentioned there was a  
8 study underway because the fee bill for boating did  
9 not pass during the last legislative session. As a  
10 result of that we were directed, the department was  
11 directed by the General Assembly to conduct a study  
12 on ways to stabilize the waterway improvement fund  
13 and that study is underway right now. There is, we  
14 have, the department has secured a contract with  
15 the environmental finance center at the University  
16 of Maryland and we've been working with their, you  
17 know, the contractors there to give them the  
18 information that they need to come up with  
19 strategies and recommendations as far as, you know,  
20 how to stabilize the waterway improvement fund so  
21 we're hoping that by February, middle of February

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1 that study will be done and we'll give you an  
2 update on how that's going.

3 MR. BUSH: I have a question before you  
4 leave, in the past they have been taking money out  
5 of that fund and putting it in the general fund and  
6 so has anything been done about that?

7 MS. GUITTEREZ: That diversion from the  
8 fund continues and the state, the state, you know,  
9 that's decisions beyond our ability, but I won't  
10 lie to you that practice continues.

11 MR. BUSH: Well, I have a quick comment,  
12 I see no reason that the contract, to contract  
13 anyone to study how to stabilize the fund when the  
14 government is taking money from it to put in the  
15 general fund, period, you are just wasting money.

16 MS. GUITTEREZ: I wrote the scope of  
17 work for the study and, you know, I'm a government  
18 employee and I think sometimes the government needs  
19 to hear from an outside source you need to stop  
20 diverting from the fund, so our hope is that this,  
21 the idea that, you know -- the scope of work said

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1 we want an unbiased opinion and guidance from  
2 somebody who is, you know, outside of, or not in  
3 the fray of it to just kind of look at the strict  
4 economics of it and we're hoping that, that maybe  
5 that's, that suggestion will be in the study.

6 MS. ALLISON: Lisa, is it appropriate  
7 for us as a committee to weigh in on that, get your  
8 fingers off my money?

9 MS. GUITTEREZ: I cannot guide you, I  
10 cannot comment in that respect, but you're  
11 certainly citizens of the state of Maryland and  
12 you're welcome to make any comments that you would  
13 like to the General Assembly and your elected  
14 officials. I have no endorsement either way.

15 MR. PARLIN: Politically correct answer  
16 from a government employee.

17 MS. GUITTEREZ: I do my job, I try to do  
18 my job.

19 MR. KLING: I would offer the thought  
20 that I think the recommendation from this committee  
21 to the governor and the legislators to leave the

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1 waterway improvement fund alone in times of fiscal  
2 crisis, perceived fiscal crisis in the state would  
3 have absolutely no effect.

4 MR. SIMON: I think you're right.

5 MS. ALLISON: At least you're on record.

6 MR. KLING: Thanks guys.

7 MR. SIMON: This has been done before  
8 from the committee, recommendation to leave that  
9 fund alone.

10 MR. PARLIN: How did it work out?

11 MR. SIMON: The person that was spending  
12 is not with DNR anymore.

13 MR. SELLER: It was duly noted.

14 THE CHAIRMAN: Well, they're hard  
15 decisions at the top of the government level, I  
16 guess, to do that, but it seems as if the state of  
17 Maryland get a lot of revenue from people that boat  
18 and they spend it all over the place and to  
19 jeopardize the waterways is a, is -- and I'm sure  
20 they're looking at it in the study, I would hope  
21 they would, because that really puts a damper on

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1 the fact that we're trying to attract more boaters  
2 in this state to do all of the things that boaters  
3 do, spend money, get the boats hauled out, spend  
4 money on parts and everything and to not have the  
5 waterways open that they can travel and properly  
6 maintain is, is not good. That's my little soap  
7 box thing.

8 MR. KLING: I think people need to  
9 just -- I mean the problem is going to get worse  
10 because the federal spending -- the corridors get a  
11 lot less dredging.

12 MS. ALLISON: Dredging is going to be a  
13 huge thing next year.

14 THE CHAIRMAN: It's a big thing.

15 MR. LEVITAN: This channel when it  
16 silted in boats were running aground all of the  
17 place. The Corps wouldn't dredge it, we finally  
18 got it dredged by the state but it took a long  
19 time, too long to get it done.

20 MR. JONES: That's right.

21 THE CHAIRMAN: Mike, do you know

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1 anything about that? How -- anymore dredging or --  
2 we like to get those updates on those things and  
3 they keep us --

4 MS. GUITTEREZ: We definitely will do  
5 that. I mean it's nice to know that you're  
6 interested.

7 THE CHAIRMAN: Absolutely.

8 MS. GUITTEREZ: Because I have, you  
9 know, I happen to work on the legislative stuff,  
10 you know, among regulations and legislation, among  
11 other things, dredging is a major concern of ours  
12 and, you know, that is why we've been looking at  
13 strategies to stabilize the fund because in the  
14 past the state has been able to for other special  
15 funds like Program Open Space, you know, land  
16 conservation and parks, they have been able to use  
17 bonds. It's been able to substitute. They take  
18 money from the special fund, they can substitute  
19 bonds and that's easily done on land-based projects  
20 but to be bond eligible projects generally have to  
21 last 15 years or more and dredging, the majority of

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1 dredging projects do not fit that so it would not  
2 be eligible for bonds and so it's a tricky thing.  
3 When the waterway improvement is being reduced you  
4 can't continue to take, have the money used for a  
5 variety of projects and dredging is very expensive  
6 so we are aware, our staff, our waterway staff are  
7 very aware of the dredging needs. Rock Hall was  
8 dredged, Robin's daughter actually spearheaded the  
9 project of the Rock Hall dredging this fall and it  
10 was an emergency project and, you know, we were  
11 very fortunate to be able to get that in just  
12 before a lot of the budget tightening really got  
13 severe so we're keeping actually a log trying to  
14 track groundings when people report it to us or  
15 tell us, you know, it's getting really shallow  
16 through the narrows or at Knapps Narrows our staff  
17 is very much aware of that. We're monitoring that,  
18 we're doing the best that we can to prioritize key  
19 dredging projects but as Steve said, you know, the  
20 Army Corps of Engineers their federal budget has  
21 been reduced, there's 16 million dollars worth of

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1 dredging for shallow water channels that the Corps  
2 will no longer do and so there is, you know, who  
3 picks up that slack when the state is already  
4 strapped, you know, what happens to that? So, you  
5 know, we didn't have success with the General  
6 Assembly last year, there will be no fee bills for  
7 boating submitted this year to my knowledge unless  
8 DNR leadership decides to change that which we do  
9 not anticipate. So the status of dredging is we're  
10 trying to do the best we can, we're trying to  
11 prioritize projects and ultimately DNR leadership  
12 will make the decisions based on project lists that  
13 are presented to them so -- sorry, it's not the  
14 best answer, but that's -- it is what it is.

15 THE CHAIRMAN: It's reality.

16 MS. ALLISON: What committees in both  
17 the house and senate sit on the budget?

18 MS. GUITTEREZ: It's Environmental  
19 Matters.

20 MS. ALLISON: Is that Ways and Means?

21 MS. GUITTEREZ: Yes.

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1 THE CHAIRMAN: Maggie MacIntosh's group.

2 MS. GUITTEREZ: Yes.

3 THE CHAIRMAN: I think it's something  
4 for us to be aware of, that's something that we  
5 can't do a lot about, but it's certainly something  
6 to be aware of and I'm sure that the staff is aware  
7 of that and where the money is going to come from  
8 to do it is the question. Now, is this contract  
9 that you have to do that, is that, when do they  
10 have to finalize that contract and report to you on  
11 the survey of what, how to handle that?

12 MS. GUITTEREZ: The deadline is set for  
13 February, middle of February, so probably about  
14 around Valentine's Day, the 15th, something like  
15 that. We had been, you know, as you know, we have  
16 been working on developing the scope of work and  
17 trying to secure a contract almost a year ago and  
18 for various reasons, you know, it, it was delayed,  
19 but this February -- so session will be, you know,  
20 it will -- session starts middle of January, they  
21 will be in session for probably about three weeks

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1 before the final information from the study is  
2 available.

3 THE CHAIRMAN: John has a question.

4 MR. BUSH: Do you, I'll wait until  
5 she -- do you -- I'm just waiting until she, so I  
6 can get her attention.

7 MS. GUITTEREZ: I'm sorry, sorry.

8 MR. BUSH: Do you know how much the  
9 state is paying for the survey?

10 MS. GUITTEREZ: Am I allowed to tell  
11 them that?

12 MR. BUSH: Do you have a ballpark  
13 number?

14 MS. GUITTEREZ: Yes, Boating Services is  
15 paying for half of it and the Chesapeake and  
16 Coastal Service, which is another department within  
17 DNR, is paying for the other half and they have  
18 some funding that's been allocated to projects that  
19 affect the Chesapeake Bay so we were fortunate to  
20 be a partner with them, it's going to be in the  
21 neighborhood of 80 thousand dollars for the study,

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1 so we're hoping that that results in good things.

2 MR. BUSH: As a citizen and a member of  
3 the board, I hate to say this, but 80 thousand  
4 dollars for a survey on how to keep the money in a  
5 fund.

6 MR. LEVITAN: That can get raided.

7 MR. BUSH: It is raided, it's raided  
8 every year.

9 MS. GUITTEREZ: It's not a survey, it's  
10 an economic analysis, so it's kind of a team of  
11 economist who are going to be generating a lot of  
12 complicated, economic models.

13 MR. BUSH: I can do it for eight  
14 dollars.

15 MS. GUITTEREZ: I'm not defending it,  
16 I'm telling you the allocation of funds. I'm a  
17 worker bee and I try to do the best that I can and  
18 I was given a charge to write the scope, but I did  
19 not sign the contract nor did I pick the  
20 contractor.

21 MS. ALLISON: I have a question, I'm not

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1     sure this should not be directed you to, but I  
2     don't know who to direct it to.

3                   MS. GUITTEREZ: I'm a good messenger.

4                   MS. ALLISON: Do you know if there is  
5     any new locations for dredge spoil other than  
6     Poplar Island and Hart-Miller?

7                   MS. GUITTEREZ: That's been a real hot  
8     topic and I have been involved in helping to find  
9     some DNP sites, that is a real challenge for the  
10    state right now, and we've, we've, we have not  
11    identified to my knowledge at this point. That's  
12    not necessarily a function for us, for boating,  
13    although we do help, we provide assistance in that  
14    respect and as a planner I have been looking for  
15    those and I'll just tell you that is really a tough  
16    nut for us to crack right now, but we are working  
17    on it.

18                   THE CHAIRMAN: Robin, I'll be able to  
19    report something, I was just appointed on the  
20    dredge management committee.

21                   MS. ALLISON: One of the reasons I'm

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1 asking is because I seem to be personally involved  
2 with dredging right now on two different levels, my  
3 husband is currently towing three barges to Shirley  
4 Plantation on the James River from Baltimore. Now,  
5 does that make sense?

6 THE CHAIRMAN: Dredge spoils.

7 MS. ALLISON: That makes no sense.

8 THE CHAIRMAN: Not at all.

9 MS. ALLISON: Between a daughter and a  
10 husband, that's strange.

11 MS. GUITTEREZ: It's tough, it's tough.

12 THE CHAIRMAN: I know we have some more  
13 questions? No. No more questions? None. All  
14 right, we're moving along. Old business, we have  
15 any old business?

16 MR. SIMON: Does, does the department  
17 furnish the Maryland Cruising Guide to its members  
18 like they used to?

19 MR. PARLIN: They don't make that  
20 anymore.

21 MR. SIMON: Huh?

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1 THE CHAIRMAN: The Cruising Guide.

2 MR. BUSH: It's another company, it's  
3 done.

4 MR. GRANT: You mean the large chart  
5 books? We have a handful that were delivered to  
6 members last year, so if anybody -- you, there you  
7 go. If you need them, I'll see if I can procure  
8 one.

9 MR. SIMON: Could I get one, buy one,  
10 whatever?

11 THE CHAIRMAN: Everybody has one.  
12 That's last years, which is, that's --

13 MR. GRANT: Anybody else need one?

14 MR. JONES: Yeah, I want one.

15 MR. GRANT: Two, three, okay.

16 THE CHAIRMAN: Old business, any old  
17 business that we need to tackle? No. Any new  
18 business that we need to -- well, moving along --

19 MR. DWYER: Eat Maryland oysters, eat my  
20 oysters --

21 THE CHAIRMAN: Eat Maryland oysters.

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1           MR. DWYER: It's better here than it's  
2     been in years. There is no market, there is no  
3     market yesterday and no market today. You know,  
4     when I say there is no market, the wholesalers are  
5     not buying them off of the boat, so nobody goes out  
6     to oyster.

7           THE CHAIRMAN: Where are they buying the  
8     oysters?

9           MR. DWYER: They're not selling enough  
10    of them.

11          THE CHAIRMAN: They have more oysters  
12    than they --

13          MR. DWYER: Just -- I shouldn't say this  
14    on the record -- I mean, the wholesale price off  
15    the boat right now is 25 dollars a bushel, there's  
16    approximately three hundred oysters in a bushel and  
17    they're getting anywhere from a dollar to two  
18    dollars an oyster, when you go in on half shell so  
19    somebody is making some money.

20          THE CHAIRMAN: Yeah, that's true and it  
21    doesn't need to be that way, that's overkill.

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1 MR. DWYER: Buy oysters.

2 THE CHAIRMAN: Okay, we can do that.

3 New business? Mike?

4 MR. GRANT: I suggest that we set the  
5 meeting for April.

6 THE CHAIRMAN: Okay. Next meeting and  
7 we'll have a lot to discuss then.

8 MR. GRANT: The legislature ends on  
9 April -- does anybody know off of the top of their  
10 head? April 15, so we're looking --

11 MR. DWYER: Dooms day.

12 MR. GRANT: We may not be here.

13 THE CHAIRMAN: Do we have it on a  
14 continuous, is Thursday good, is that a good time?

15 MR. BUSH: Yeah.

16 MR. SIMON: Might as well.

17 MR. GRANT: 18th or 25th.

18 MR. KLING: I won't be in town in the  
19 18th, I'll be in Utah.

20 THE CHAIRMAN: Are you good?

21 MR. KLING: Not the 18th.

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1 THE CHAIRMAN: 11th?

2 MR. GRANT: Before the legislature ends?

3 MR. KLING: 25?

4 THE CHAIRMAN: 25, 25, everybody okay  
5 with 25, if we set it?

6 MR. SIMON: What day is that?

7 THE CHAIRMAN: Thursday the 25th of  
8 April.

9 MR. NICKEL: I know that a committee is  
10 coming in April, but I forgot to put it in my  
11 calendar.

12 MR. GRANT: That's fine with me.

13 THE CHAIRMAN: Is that okay?

14 MR. GRANT: That's fine with me.

15 MR. NICKEL: I'm not sure, I'm not going  
16 to hold up --

17 MS. CRAIG: Is Wednesday better?

18 MR. NICKEL: It's a group that we meet  
19 on Tuesday, Wednesday and Thursday, I can probably  
20 get something before I'm out of here.

21 THE CHAIRMAN: April 25.

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1 MR. GRANT: Put that on your calendar.

2 MR. DWYER: Ocean City.

3 MR. GRANT: Princess Royale.

4 MR. SIMON: Destination will be --

5 MR. GRANT: Could be determined. We  
6 could do it at Friend's, we could do it here. I  
7 mean if anybody has any recommendation, we'll  
8 certainly be happy to look into them for you.  
9 Eastport Yacht Club.

10 MS. ALLISON: Now that it's open.

11 MR. GRANT: Now that it's open.

12 THE CHAIRMAN: Okay, any other things  
13 before we adjourn and Mike, do you have anything  
14 else for us?

15 MR. GRANT: I do not.

16 THE CHAIRMAN: Nothing else before we  
17 adjourn? Anybody else have anything for the good  
18 of the group?

19 MR. DWYER: I make a motion that we  
20 adjourn.

21 MR. GRANT: Lunch is ready.

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1 THE CHAIRMAN: We're adjourning.

2 (Hearing adjourned 11:19 a.m.)

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1 STATE OF MARYLAND  
COUNTY OF BALTIMORE

2

3 I, Kelly A. Taylor, a Notary Public in  
4 and for the State of Maryland, County of Baltimore,  
5 do hereby certify that the foregoing is a true and  
6 accurate transcript of the proceedings indicated.

7

8



*Kelly Anne Taylor*

9

Kelly A. Taylor, Notary Public

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<b>A</b>	12:19 29:10	35:18 52:10	57:16	<b>available</b>	50:10,14
<b>ability</b> 44:9	<b>adjustments</b>	<b>allows</b> 29:1	<b>April</b> 58:5,9	9:14 52:2	53:17
<b>able</b> 2:8	12:15	<b>amount</b>	58:10 59:8	<b>award</b> 39:7	<b>better</b> 8:21
18:15 28:17	<b>advance</b>	21:16	59:10,21	40:4	10:13,20
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<b>absolutely</b>	19:4 38:15	<b>Annapolis</b>	<b>articulate</b>		17:1
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<b>accepted</b> 4:8	52:19	50:14	9:21 14:5	33:13	<b>bill</b> 40:18
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<b>Act</b> 1:1 3:11	<b>agree</b> 27:8	22:18	<b>asset</b> 39:9	<b>ballpark</b>	16:16 33:16
8:3 15:7,9	<b>agreed</b> 38:18	<b>anybody</b>	40:7	52:12	<b>board</b> 1:18
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36:19	46:5 47:12	54:19	23:19 52:6	<b>bee</b> 53:17	11:17,21
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12:4,11	<b>C</b> 2:1	41:5,9,13	11:20 12:5	9:20 22:15	39:10 40:7
38:18 39:3	<b>calendar</b>	41:17 42:2	<b>christening</b>	25:18 36:14	45:7,20
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<b>bottle</b> 12:5	1:5	55:8,12	<b>City</b> 12:7	4:19 5:7	17:2
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<b>broad</b> 26:13	11:16	60:16 61:1	33:3	7:17 8:12	48:11
29:7	<b>certain</b> 30:19	<b>challenge</b>	<b>clearly</b> 24:21	8:17 10:11	<b>concerns</b>
<b>brought</b>	<b>certainly</b> 9:2	54:9	26:17	14:2 16:8	35:13
23:18 43:1	45:11 51:5	<b>champagne</b>	<b>close</b> 28:12	16:13 18:18	<b>conduct</b>
<b>budget</b> 49:12	60:8	12:6	<b>closest</b> 34:3	45:12	43:11
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51:10,17	<b>Crofton</b>	36:8,21	43:10,11	50:8,11	<b>early</b> 22:21
53:19	41:21	44:9 46:15	54:1	52:17	<b>ease</b> 13:15
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43:17	24:3	<b>Deep</b> 5:5	<b>director</b> 1:19	25:12 49:18	<b>Eastport</b>
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