

# MISSISSIPPI PORT AUTHORITY

## BOARD OF COMMISSIONERS

### SPECIAL MEETING

**July 30, 2013**

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Minutes of the Mississippi State Port Authority Board of Commissioners Special Meeting, Tuesday, July 30, 2013, 2510 14<sup>th</sup> Street, Suite 1450, Gulfport, Mississippi, at which the following Commissioners and staff were present:

Commissioners: James C. Simpson, Jr., President  
John Rester, Vice-President  
Jack Norris, Secretary  
E.J. Roberts, Treasurer  
Robert J. Knesal, Commissioner

Staff: Jonathan Daniels, Executive Director & C.E.O.  
Matthew Wypyski, Chief Operating Officer  
Joe Conn, Restoration Director  
Van Grundmann, Chief Commercial Officer  
Mary Bourdin, Deputy Director – Finance  
John Webb, Deputy Director - Engineering  
Bill McGhee, Deputy Director - Facilities  
Kim Purchner, Executive Assistant/HRO

Teri Wyly, Balch & Bingham

Others: Christiana Hassin, Watkins & Eager  
Lon Elledge, CH2MHill  
Brian Varnado, T.L. Wallace  
Heather Megehee, YAJV  
Philip Carter, MDA

Commissioner Simpson noted the presence of a quorum and called the special meeting to order at approximately 2:00 p.m.

Commissioner Rester moved to approve the following cash request:

#58 - Archer Western (\$1,936,500.41); Anchor QEA (\$29,023.71); CH2MHill (\$287,069.76); Thompson Engineering (\$103,257.44); QES (\$2,315.66; Neel Schaffer (\$286,163.76); Atwell & Gent (\$18,360.00); Atkins (\$78,625.72); Volkert (\$11,904.75); Michael Baker (\$16,456.20); L&A Contracting (\$1,098,125.34) for a sub-total of \$3,867,802.75. Commissioner Roberts seconded and the motion was unanimously approved.

*Commissioner Norris recused himself and left the meeting.*

Commissioner Knesal moved to approve payment of \$207,000.57 to Yates Anderson JV (under Restoration Agreement Request #58), for a total of \$4,074,803.32 and a Progress Payment to Balch & Bingham for \$19,635.94. Commissioner Roberts seconded and the motion was unanimously approved.

*Commissioner Norris returned to the meeting.*

OLD BUSINESS:

Commissioner Roberts moved to approve Change Order No. 10 under Contract No. 012-HUD-16 with Archer Western. This change order requests a value decrease of \$1,731,584.16, bringing the total contract value to \$41,501,930.10. Commissioner Norris seconded and the motion was unanimously approved.

NEW BUSINESS:

Commissioner Rester moved to approve the FY15 LBO Budget in the amount of \$265,758,355.00. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Knesal moved to authorize the advertisement for bid the test pile program services for the DuPont relocation project. Commissioner Roberts seconded and the motion was unanimously approved.

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Commissioner Rester moved to close the meeting to determine the need for Executive Session. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Rester moved to enter into Executive Session to discuss Legal Matters (contractual) and Real Estate Matters (lease). Commissioner Knesal seconded and the motion was unanimously approved.

(THE BOARD OF COMMISSIONERS ENTERED INTO EXECUTIVE SESSION AT APPROXIMATELY 2:15 P.M.)

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Commissioner Simpson stated that no action took place in Executive Session.

Commissioner Rester moved to amend the agenda to include two separate Memorandum of Understanding. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Rester moved to authorize staff to enter into a Memorandum of Understanding with a confidential prospective tenant and allow staff to continue to negotiate proposed terms for a long term lease. Commissioner Norris seconded and the motion was unanimously approved.

*Commissioner Simpson recused himself and left the meeting.*

Commissioner Rester moved to authorize staff to enter into a Memorandum of Understanding with the Harrison County Development Commission for use of 17 acres on Seaway Road for potential use for Port tenants as a hurricane evacuation site. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Roberts moved to adjourn the meeting at approximately 3:05 p.m. Commissioner Norris seconded and the motion was unanimously approved.

Approved and Attested

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James C. Simpson., President

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Jack Norris, Secretary