

MISSISSIPPI PORT AUTHORITY

BOARD OF COMMISSIONERS

REGULAR MEETING

February 26, 2015

Minutes of the Mississippi State Port Authority Board of Commissioners Meeting,
Thursday, February 26, 2015, 2510 14th Street, Suite 1500, Gulfport, Mississippi at which
the following Commissioners and staff were present:

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

Staff: Jonathan Daniels, Executive Director/CEO
Matthew Wypyski, Chief Operating Officer
John Webb, Director of Engineering
Dale Waltman, Director of Operations
Mary Bourdin, Director of Finance
Mel Arsenault, Director of Compliance
Carlos Bell, Director of Community Relations/Marketing
Nick Foto, Deputy Program Manager
Kim Purchner, Executive Assistant/HRO
Kim Aguiard, Marketing Specialist
Shawn Meyer, Deputy Director of Operations
Chuck Graham, Crane Specialist

Ben Stone, Legal Counsel
David Duhe, Legal Counsel

Others: Duane Wilson, DuPont
Phillip Carter, MDA
Howard Page, Steps Coalition
Robert Boone, RFB, LLC
T.A. Morgan, T.L. Wallace
Marcia Crawford, HCDC
Randall Love, T.L. Wallace
Glen Cobb, Pathways to the Port
John Sneed, Stewart Sneed Hewes
Michael Sheeley, CH2MHill
Rusty Hilton, MS State Pilots' Assn.
Chris Williams, BMA
John Coughlin, YAJV
Richie Ashley, Neel-Schaffer
Todd Bradford, YAJV
Maurice Manuel, YAJV
Stephen Saussy, T.L. Wallace
Kym Davis, YAJV
Anna Gibson, Watkins Eager
Reilly Morse, MS Center for Justice
Tom Ryburn, CH2MHill
John Johnson, Gulfport Civic Club
Rebecca Ferguson, MDA
Truck Casey, Gulfport City Council
Courtney Haggerty, Residence Inn

James W. Crowell, Biloxi NAACP
 Gary Fredericks, NAACP
 Pastor Chris O'Brien, International Seamen's Center
 Roderick F. Herman, ILA Local 1303
 Scot Sealy, G.A. West
 Tim Lancaster, Ports America
 Maurice Manuel, YAJV
 Hugh Sutherland, L&A
 Steve Nieman, MS Gulf Coast Resort Classic
 Geoffrey Knesal, MS Gulf Coast Resort Classic
 Colin Macpherson, E.N. Bisso/ Gulfport Towing
 Steve Simpson, DKS
 Shurman Lafayette, illegible
 Casey McConnell, YAJV
 Jeffrey A. Williams, ILA 1303
 Bruce Newton, Digital Engineering
 Mark Schloegel, Stewart Sneed Hewes
 Darius Johnson, ILA 1303
 Lewis Lee, ILA 1303
 Don Lancaster, Neel-Schaffer
 Greg Schruoff, SSA Marine
 Al'leigh Frazier, Hampton Inn & Suites Gulfport
 Rick Lackland, Ascent Hospitality
 Fuad Siodiquie, Hampton Inn & Suites
 Jamie Miller, MDEQ
 Dale Zeringue, McDermott

Commissioner Norris noted the presence of a quorum and called the meeting to order at approximately 8:30 a.m.

The Pledge of Allegiance was led by Commissioner Norris.

PUBLIC COMMENTS:

Reilly Morse, MS Center for Justice, addressed the Commission regarding job creation requirements and HUD responses.

MSPA's newly created outreach video was presented to the public.

Commissioner Rester moved to approve the January 22nd minutes. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Rester moved to approve travel (March 2-4/Daniels to Dominican Republic; March 16-17/ Daniels, Wypyski to New York and New Jersey; March 30-April 2/Daniels to Corpus Christi, TX; April 8-9/Arsenault to New Orleans; April 19-21/Daniels, Wypyski + BOC to Washington, DC; May 26-29/Daniels, Webb to Seattle, WA). Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve the disbursements listed below. Commissioner Rester seconded and the motion was unanimously approved.

DISBURSEMENTS THROUGH FEBRUARY 5, 2015

BILLS FOR THE MONTHS OF JANUARY AND FEBRUARY 2015 APPROVED AND PAID
 FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

CHK #	VENDOR	DESCRIPTION	CHK AMT
-------	--------	-------------	---------

49251	American Assoc. of Port Auth.	Registration Fees	1,950.00
49252	Kentwood Springs	Drinking Water	173.79
49253	Bonds Services, Inc.	Janitorial Services	1,275.00
49254	Can't Be Beat Fence Co., LLC	Fencing Along Highway 90	2,947.84
49255	Joshua Charlton	Reimburse for TWIC Card	128.00
49256	Sun Coast Business Supply	Office and Janitorial Supplies	505.13
49257	CVR Computer Supplies	Toner Cartridges	577.98
49258	Jonathan Daniels	Travel Expenses	714.80
49259	Federal Express Corp.	Express Mail Services	90.73
49260	Fuelman	Fuel for MSPA Vehicles	472.14
49261	Grainger, Inc.	Maintenance Supplies	313.92
49262	Great Southern Club	Monthly Dues and Business Expenses	706.78
49263	Gulf Coast Business Supply, Inc.	Office Supplies	1,395.00
49264	Logista	Printers/Computer Services/Software Maint	1,112.29
49265	Jobs for the Future, Inc.	Registration Fee	300.00
49266	Lee Tractor Co., Inc.	Repair Parts for John Deere Tractor	509.99
49267	Lowe's Home Center, Inc.	Maintenance Supplies	97.44
49268	Mississippi Utilities Supply	Plumbing Supplies	60.50
49269	MS Dept. of Human Services CRDU	Employee Deductions	304.45
49270	MS Pub. Employees Credit Union	Employee Deductions	400.00
49271	MS State Tax Commission	Employee Deductions	5,813.00
49272	Secretary of State	Notary Renewal	25.00
49273	John Rester	Travel Expenses	505.76
49274	Sage Software, Inc.	Software Maintenance Renewal	5,686.33
49275	Sorg Printing, LLC	Business Cards	114.00
49276	Norma Jean Soroe	Transcription Fees	394.48
49277	Southern Admin. and Benefits	Unreimbursed Medical	400.00
49278	Southern Admin. and Benefits	Monthly Service Fee	200.00
49279	State Dept. of Audit	Statewide Testwork	83.45
49280	The Sun Herald	Advertising	2,386.00
49281	Swetman Security Services, Inc.	Security Guard Services	45,434.98
49282	WalMart Community	Janitorial Supplies	85.47
49283	Dale Waltman	Travel Expenses	460.93
49284	Matthew Wypyski	Travel Expenses	1,204.35
TRANSFERS			
01/21/15	Deferred Compensation	Employee Deductions	2,149.17
01/23/15	Federal Tax Deposit	Payroll Tax Deposit	22,846.48
01/26/15	Public Employment Retirement	Retirement Match and Withheld	41,496.20
02/04/15	Deferred Compensation	Employee Deductions	2,149.17
Total			\$ 145,470.55

DISBURSEMENTS THROUGH FEBRUARY 12, 2015

BILLS FOR THE MONTHS OF JANUARY AND FEBRUARY 2015 APPROVED AND PAID
FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

CHK#	VENDOR	DESCRIPTION	CHK AMT
49289	Advanced Disposal Services	Waste Removal Services	438.00
49290	AirGas Gulf States	Oxygen Cylinder Rental	34.08
49291	Anytime Portables, LLC	Portable Restroom Services	280.00
49292	AT&T	Telephone Services	1,684.07
49293	Card Services	Travel Expenses	1,240.60
49294	Card Services	Travel Expenses	199.95
49295	City of Gulfport	Water	15,883.09
49296	Sun Coast Business Supply	Office Supplies	285.33

49297	Cornett Bolt & Screw	Maintenance Supplies	391.23
49298	CVR Computer Supplies	Toner Cartridges	1,143.94
49299	Jonathan Daniels	Business Expense	1,725.00
49300	Eagle Energy, Inc.	Diesel	5,980.52
49301	Emerald TC, LLC	Software Maintenance Renewal	1,466.00
49302	Fuelman	Fuel for MSPA Vehicles	133.93
49303	Grainger, Inc.	Concrete to Repair Floors in Shed 53	1,702.56
49304	Gulfport Yacht Club	Business Expenses	138.52
49305	Maritime Defense Strategy, LLC	Security Training	3,650.00
49306	MS Dept. of Human Services CRDU	Employee Deductions	304.45
49307	MS Power Company	Electricity	45,397.88
49308	MS Pub. Employees Credit Union	Employee Deductions	400.00
49309	Jack Norris	Travel Expenses	469.22
49310	Ports America, Inc.	Maintenance on Cranes	7,518.37
49311	PRAM	Membership Dues	70.00
49312	Performance Tire & Wheel, Inc.	Replacement Tires for Unit # 8	300.56
49313	Security Blanket, Inc.	Program Phones in Maintenance Trailer	205.00
49314	Shred It - Mobile	Document Shredding	125.94
49315	Sorg Printing, LLC	Career Brochures and Folders	931.00
49316	Southern Printing & Silkscreen	Port Tour Signs	54.00
49317	The Whit Group LLC	Webhosting Services	200.00
TRANSFERS			
02/06/15	Federal Tax Deposit	Payroll Tax Deposit	22,872.85
02/11/15	MS Department of Revenue	January Sales Tax Payment	3,857.44
Total			<u>\$ 119,083.53</u>

FINAL CHECKLIST FOR FEBRUARY 26, 2015

BILLS FOR THE MONTHS OF FEBRUARY AND MARCH 2015 APPROVED AND PAID

FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

#	VENDOR	DESCRIPTION	AMOUNT
49318	Kentwood Springs	Drinking Water	167.45
49319	AFLAC	Employee Deductions	1,397.33
49320	Kim Aguiard	Reimbursement for Office Supplies	32.08
49321	Alexander, Van Loon, Sloan	Accounting Services	708.75
49323	C Spire Wireless	Radio/Cell Phone Services and Equipment	1,783.79
49324	State School Insurance Fund	Employee Deductions	13,998.38
49325	Federal Express Corp.	Express Mail Services	81.63
49326	Fuelman	Fuel for MSPA Vehicles	347.30
49327	Grainger, Inc.	Maintenance Supplies	44.01
49328	Guardian	Employee Dental Deductions	1,182.72
49329	Hancock Bank	March Lease for Suites 880 and 1450	19,705.53
49330	MS State Treasurer Fund 3601	Long Distance Telephone/Internet Services	811.76
49331	Robert J. Knesal	Per Diem	80.00
49332	MS Dept. of Human Services CRDU	Employee Deductions	304.45
49333	MS Pub. Employees Credit Union	Employee Deductions	400.00
49334	MSPA Petty Cash Fund	Replenish Petty Cash	24.99
49335	MS Power Company	Electricity	159.68
49336	MS State Tax Commission	Employee Deductions	5,929.00
49337	Jack Norris	Per Diem and Travel Expenses	176.58
49338	Office Furniture Solutions, Inc.	Tackboard	100.23
49339	Piltz, Williams, LaRosa & Co.	Grant Administration Services	87.50
49340	Ports America, Inc.	Maintenance on Cranes	8,484.14
49341	Legal Shield	Employee Deductions	182.36

49342	Redd Pest Solutions	Pest Control Services	271.00
49343	RJ Young Company, Inc.	Copier Maintenance Agreement	216.16
49344	Eluse J. Roberts	Per Diem	80.00
49345	Rose Office Systems, Inc.	2014 Property Tax - Leased Office Trailers	5,794.66
49346	Norma Jean Soroe	Transcription Fees	379.48
49347	South MS Collection Service, Inc.	Employee Deductions	678.28
49348	The Sun Herald	Advertising	176.58
49349	Swetman Security Services, Inc.	Security Guard Services	22,649.24
49350	Vision Service Plan	Employee Deductions	238.53
49351	Dale Waltman	Business Expense	78.88
TRANSFERS			
2/19/15	Deferred Compensation	Employee Deductions	2,149.17
2/20/15	Federal Tax Deposit	Payroll Tax Deposit	22,897.04
2/20/15	Public Employment Retirement	Retirement Match and Withheld	42,405.04
Total			\$ 154,203.72

Commissioner Simpson moved to approve the Port User Licenses, pending receipt of all fees and insurance documents. Commissioner Roberts seconded and the motion was unanimously approved.

The following items were approved:

RENEWAL LICENSES:

Vendor: Mike Gartman Transfer Service

Commissioner Roberts moved to approve a progress payment to BMI for \$1,385.00. Commissioner Rester seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve cash request #27 for the Rail Upgrade (Piltz, Williams & LaRosa - \$225.00). Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Norris recused himself from the next item involving Balch & Bingham.

Commissioner Simpson moved to approve payment of \$6,037.50 to Balch & Bingham. Commissioner Rester seconded and the motion was unanimously approved.

OLD BUSINESS:

Commissioner Rester moved to approve Amendment No. 1 to Task Order No. 32; Contract No. 010-HUD-001; Neel Schaffer, Inc. Amendment No. 1 extends the period of performance by 180 days with no change in costs. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Roberts moved to approve Amendment No. 1 to Task Order No. 15; Contract No. 010-HUD-011; Anchor QEA, LLC. Amendment No. 1 extends the period of performance by 365 days with no change in costs. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Rester moved to approve Amendment No. 1 to Task Order No. 18; Contract No. 010-HUD-011; Anchor QEA, LLC. Amendment No. 1 extends the period of performance by 180 days with no change in costs. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Roberts moved to approve Amendment No. 3 to Task Order No. 9; Contract No. 010-HUD-013; Atwell & Gent. Amendment No. 3 increases costs by

\$12,440.00 and adds 15 days to the task. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Roberts moved to approve Amendment No. 1 to Task Order No. 10; Contract No. 010-HUD-013; Atwell & Gent. Amendment No. 1 extends the period of performance by 180 days with no change in costs. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Rester moved to table Amendment No. 2 to Contract No. 014-HUD-023 with Tropical World. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Rester moved to authorize a bid award for work related to the construction of the structural support and conveyor systems for the new DuPont ore handling facility on the west pier. The award went to the lowest and best bidder, G.A. West & Company, Inc. of Saraland, AL with a bid of \$15,477,747.00. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Rester moved to authorize a bid award for work related to the site-work and civil construction aspects of the new DuPont ore handling facility on the west pier. The award went to the lowest and best bidder, W.C. Fore Trucking, Inc. of Gulfport, MS with a bid of \$1,961,587.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Norris recused himself from the next two items involving Yates Anderson Joint Venture.

Commissioner Rester moved to approve Modification No. 2 to Contract No. 14-EN-07 with Yates Anderson Joint Venture. Modification No. 2 revises the Agreement to reflect that the Construction Manager will not be held "at risk" for a Guaranteed Maximum Price or a Guaranteed Construction Schedule and Duration. Commissioner Simpson seconded and the motion was unanimously approved.

NEW BUSINESS:

Commissioner Rester moved to approve Task Order No. 16 under Contract No. 010-HUD-006 with Yates Anderson Joint Venture. Task Order No. 11 has duration of 365 calendar days and a not to exceed time and material budget of \$251,600.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Task Order No. 11 with QES, Inc. under Contract No. 010-HUD-003. Task Order No. 11 has a not to exceed amount of \$69,462.20 and duration of 365 calendar days. Commissioner Rester seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Work Order No. 1 under Contract No. 015-HUD-028 with Can't Be Beat Fence Company. Work Order No. 1 is for fencing and screening at temporary Port Operations location and has a value of \$30,324.01 with duration of 45 days. Commissioner Roberts seconded and the motion was unanimously approved.

Commissioner Rester moved to authorize an emergency declaration with respect to the dredging of the berths and authorize the Executive Director to enter into such emergency dredging contracts as he shall deem advisable or necessary in order to mitigate the effects of such emergency. Commissioner Simpson seconded and the motion was unanimously approved.

PORT RESTORATION UPDATE:

There is a great deal of action currently on the port: L&A is almost complete with the West Pier Wharf Upgrade; Necaise Brothers is on schedule with the West Pier site work

and infrastructure; the 30th Avenue area is expected to reopen as scheduled around May 1st; SIC has completed 25% of the piles for the West Pier facilities; Bertucci is currently building the new breakwater in front of the Island View Hotel.

Terminal 3 M&R bids are due on March 10 and 37 people have requested plans. The water tower is expected to be bid in mid-March.

OPERATIONS REPORT:

Matthew Wypyski reported on the maritime activity for January:

Vessel calls	Vessels	14		Railcar Count	660
	Tugs	9		TEU's	10,476
	Truck Count	4,910		Tonnage (short tons)	174,980

Mr. Wypyski acknowledged Dan Johnson, ILA President, and thanked him for his continued service. He also reported on the dredging and announced that the dredging equipment should be moving into the turning basin very shortly.

EXECUTIVE DIRECTOR'S COMMENTS:

Director Daniels and Commission President, Jack Norris recently traveled to Washington, DC and met with various legislators. One meeting was with the Chairman of the Appropriations Committee to discuss the Port becoming a strategic military port.

The dredging of our channel continues and we are close to completion.

Island View is getting very close to completing their renovation and plan to hold a ribbon cutting at the end of April.

Dale Zeringue, Manager of Spool Base Operations with McDermott was introduced and pictures of two of their vessels were shown.

GENERAL COUNSEL'S COMMENTS:

Ben Stone had no comments.

MDA'S COMMENTS:

Philip Carter had no comments.

COMMISSIONER COMMENTS:

Commissioner Norris commented on the new outreach video and how impressive it was. He also wanted to emphasize that an additional \$18 million in contracts was awarded at today's meeting.

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

Commissioner Simpson moved to enter Executive Session to discuss Real Estate (lease negotiations) Matters. Commissioner Rester seconded and the motion was unanimously approved.

(THE BOARD OF COMMISSIONERS ENTERED INTO EXECUTIVE SESSION AT APPROXIMATELY 9:40 A.M.)

Commissioner Roberts moved to come out of Executive Session. Commissioner Rester seconded and the motion was unanimously approved.

Commissioner Norris stated that no action took place during Executive Session

Commissioner Rester moved to adjourn. Commissioner Roberts seconded and the motion was unanimously approved.

The meeting adjourned at approximately 11:05 a.m.

Approved and Attested



Jack Norris
President



Robert J. Knesal
Secretary