

MISSISSIPPI PORT AUTHORITY

BOARD OF COMMISSIONERS

REGULAR MEETING

January 28, 2016

Minutes of the Mississippi State Port Authority Board of Commissioners Meeting,
Thursday, January 28, 2016, 2510 14th Street, Suite 1500, Gulfport, Mississippi at which
the following Commissioners and staff were present:

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

Staff: Jonathan Daniels, Executive Director/CEO
Matthew Wypyski, Chief Operating Officer
John Webb, Director of Engineering
Kim Purchner, Executive Assistant/HRO
Mary Bourdin, Director of Finance
Mel Arsenaault, Director of External Affairs
Carlos Bell, Director of Public Engagement
Dale Waltman, Director of Operations
Nick Foto, Deputy Program Manager
Kim Aguillard, Media & Marketing Manager
Shawn Meyer, Deputy Operations Director
Chuck Graham, Crane Manager

David Duhe, Legal Counsel

Others: Duane Wilson, DuPont
Phillip Carter, MDA
Randall Love, T.L. Wallace
Dax Alexander, BMA, Inc.
Shorty Sneed, Stewart Sneed Hewes
Casey McConnell, YAJV
Richie Ashley, Neel-Schaffer
Todd Bradford, YAJV
Bob Gavin, W.C. Fore Trucking
Don Collins, Dan Hensarling, Inc.
Robert Boone, RLB, LLC
Michael Sheely, CH2MHill
Damon Torricelli, Neel-Schaffer, Inc.
Lillian Jenkins, Horne
W.C. Fore, W.C. Fore Trucking
Donya Veale, W.C. Fore Trucking
Teresa Ehrlich, W.C. Fore Trucking
Bruce Newton, Digital Engineering
Violetta Cisotto, Digital Engineering
Howard Page, Steps Coalition
Kym Davis, YAJV
Darius Johnson, ILA
Chris Williams, BMA, Inc.

Susan McNamara, Watkins Eager
 Bob Burns, CH2MHill
 Todd Stockberger, CH2MHill
 John Coughlin, YAJV
 Hugh Sutherland, L&A Contracting
 Mark McDaniels, YAJV
 Gary Fredericks, Gulfport NAACP
 Angel Middleton, Board of Supervisors
 Glenn Cobb, Pathways
 Bonnie Sine, Nextaff
 Danielle Thomas, YAJV
 Steve Simpson, Deutch Kerrigan
 Crystal Taylor, Hampton
 Robin Nopris, Hampton/Home2
 Avery Windham, Hilton Garden Gulfport
 Civery Lamb, Pickering
 Marcia Crawford, HCDC
 Mark Lishen, EGH
 Truck Casey, Gulfport City Council
 Duane Wilson, Chemours
 Kent Jones, Board of Supervisors

Commissioner Roberts 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 Roberts.

PUBLIC COMMENTS:

Glen Cobb had questions regarding the timing of available jobs, the status of the port's landscaping along Hwy 90 and the status of the freezer.

Howard Page asked questions regarding the gantry cranes that have been purchased from China and had questions regarding business dealings with the Chinese government and Chinese companies. He also expressed his pleasure with the job the Seaman's Center is doing.

Commissioner Norris moved to approve the December 3rd and 17th Minutes. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve travel (January 7-8/Daniels to Jackson, MS); (February 2-3/Daniels to Houston, TX); (February 4-5/Daniels to Jackson, MS); (February 8-11/Rester to West Palm Beach, FL). Commissioner Norris seconded and the motion was unanimously approved.

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

FINAL CHECKLIST FOR JANUARY 28, 2016
 BILLS FOR THE MONTHS OF JANUARY AND FEBRUARY 2016 APPROVED AND PAID
 FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

CHK#	VENDOR	DESCRIPTION	CHK AMT
50401	Kentwood Springs	Drinking Water	270.45
50402	AFLAC	Employee Deductions	1,557.48
50403	Kim Aguillard	Workshop Supplies/Staff Birthday Cake	47.88
50404	AirGas Gulf States	Oxygen Cylinder Rental	39.97
50405	Anytime Portables, LLC	Portable Restroom Services	560.00

50406	Carlos Bell	Travel Expenses	198.18
50408	City of Gulfport	Water	146.75
50409	Sun Coast Business Supply	Office Supplies	42.04
50411	Cornett Bolt & Screw	Maintenance Supplies	61.80
50412	C Spire Wireless	Radio/Cell Phone Services	1,643.24
50413	State School Insurance Fund	Employee Deductions	13,786.62
50414	Dept. of Finance & Admin.	MMRS Charges	147.99
50415	Fuelman	Fuel for MSPA Vehicles	192.54
50416	Grainger, Inc.	Paving Material and Maintenance Supplies	1,147.00
50417	Guardian	Employee Dental Deductions	1,257.74
50418	Hancock Bank	February Lease for Suites 880 and 1450	19,994.17
50419	Hancock County Chamber of Comm.	Membership Dues	465.00
50420	ID Wholesaler	ID Badges for Staff	379.00
50421	JOC Group, Inc.	Subscription	345.00
50422	Robert J. Knesal	Per Diem	40.00
50423	Lowe's Home Center, Inc.	Tools and Maintenance Supplies	343.84
50424	Mayer Electric Supply Co., Inc.	Lamps for High Mast Lights & Warehouses	2,014.81
50425	MS Dept. of Human Services CRDU	Employee Deductions	273.70
50426	MS Pub. Employees Credit Union	Employee Deductions	420.00
50427	MSPA Petty Cash Fund	Replenish Petty Cash	30.00
50428	MS State Tax Commission	Employee Deductions	6,685.00
50429	Jack Norris	Per Diem	120.00
50430	Piltz, Williams, LaRosa & Co.	Grant Administration Services	87.50
50431	Ports America, Inc.	Draying Dole Containers	8,589.19
50433	Progressive Business Publication	Subscription	295.00
50434	Performance Tire & Wheel, Inc.	Tires for Backhoe	240.04
50436	Redd Pest Solutions	Pest Control Services	271.00
50437	RJ Young Company, Inc.	Copier Maintenance Agreements	1,162.00
50438	Eluse J. Roberts	Per Diem	80.00
50439	Sorg Printing, LLC	Business Cards	76.00
50440	James C. Simpson, Jr.	Per Diem	120.00
50441	Norma Jean Soroe	Transcription Fees	843.96
50442	Southern Printing & Silkscreen	Signage	201.00
50443	Southern Admin. and Benefits	Monthly Service Fee	200.00
50444	Swetman Security Services, Inc.	Security Guard Services	22,744.50
50445	Vision Service Plan	Employee Deductions	265.07
50446	Waste Management	Waste Removal Services	526.90
50447	Matthew Wypyski	Travel Expenses	1,026.18
CHECKS DATED 1/22/16 AND RELEASED PRIOR TO THE MEETING			
50397	Chuck Graham	Travel Expenses	111.00
50398	Harbor Square Parking Garage	Quarterly Parking 14th Floor	2,927.31
50399	Harbor Square Parking Garage	Quarterly Parking 8th Floor	729.00
50400	Legal Shield	Employee Deductions	78.76
TRANSFERS			
01/07/16	Deferred Compensation	Employee Deductions	2,211.67
01/08/16	Federal Tax Deposit	Payroll Tax Deposit	25,802.38
01/20/16	Federal Tax Deposit	Payroll Tax Deposit	25,513.93
01/22/16	Deferred Compensation	Employee Deductions	2,211.67
01/22/16	Public Employment Retirement	Retirement Match and Withheld	47,189.09
BILLS APPROVED AND PAID FROM THE EARNINGS FUND			
01099	Treasurer - State of MS	Port Improvement Bond	199,976.25
Total			\$ 395,689.60

DISBURSEMENTS THROUGH DECEMBER 23, 2015
 BILLS FOR THE MONTHS OF DECEMBER 2015 AND JANUARY 2016 APPROVED AND PAID
 FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

CHK#	VENDOR	DESCRIPTION	CHK AMT
50319	American Assoc. of Port Auth.	Seminar Registrations	3,000.00
50320	Kim Aguillard	Reimbursement for Staff Cake	32.09
50321	Barefield & Co., Inc.	Office Supplies	144.72
50322	Sun Coast Business Supply	Office Supplies	879.42
50323	CVR Computer Supplies	Toner Cartridges	891.00
50324	State School Insurance Fund	Employee Deductions	13,800.70
50325	Federal Express Corp.	Express Mail Services	166.62
50326	Nick Foto	Travel Expenses	897.28
50327	Fuelman	Fuel for MSPA Vehicles	156.06
50328	G-Neil Company	Office Supplies	66.00
50329	Guardian	Employee Deductions	1,257.74
50330	Harrison County Tax Collector	2015 Property Taxes North Port Property	4,834.83
50331	Logista	Computer Services	9,253.96
50332	Maximum Auto Parts	Maintenance Supplies for Both Cranes	1,110.92
50333	Mayer Electric Supply Co., Inc.	Electrical Supplies to Relocate USM Vessel	2,095.87
50334	MS Development Authority	Services for Israel Mission	800.00
50335	MSPA Petty Cash Fund	Replenish Petty Cash	28.96
50336	Ports America, Inc.	Draying Dole Containers	6,165.94
50337	Puckett Machinery Company	Parts to Repair Backhoe	381.82
50338	Redd Pest Solutions	Pest Control Services	271.00
50339	RJ Young Company, Inc.	Copier Maintenance Agreements	1,162.00
50340	Terex Global GmbH	Parts to Repair Both Cranes	1,274.21
50341	Vision Service Plan	Employee Deductions	265.07
50342	Waste Management	Waste Removal Services	408.55
50343	The Whit Group, LLC	Web Hosting Fees	120.00
CHECK DATED 12/18/15 AND RELEASED PRIOR TO SCHEDULED CHECK RUN			
50318	James C. Simpson, Jr.	Per Diem	200.00
TRANSFERS			
12/23/15	Deferred Compensation	Employee Deductions	2,211.67
Total			<u>\$ 51,876.43</u>

DISBURSEMENTS THROUGH JANUARY 14, 2016
 BILLS FOR THE MONTHS OF DECEMBER 2015 AND JANUARY 2016 APPROVED AND PAID
 FROM THE GROSS REVENUE FUND OF THE MS STATE PORT AUTHORITY AT GULFPORT

CHK#	VENDOR	DESCRIPTION	CHK AMT
50353	Kentwood Springs	Drinking Water	124.34
50354	Neopost USA, Inc.	Postage Machine Maintenance	179.00
50355	AT&T	Telephone Services	1,716.49
50356	Bonds Services, Inc.	Janitorial Services	1,450.00
50357	NES Rentals	Parts to Repair Unit # 19	982.55
50358	Card Services	Travel Expenses	1,539.60
50359	City of Gulfport	Water	12,540.27
50360	Collection Services	Employee Deductions	184.66
50361	Cummins Mid-South LLC	Parts to Repair Both Cranes	1,710.30
50362	Diamondhead Country Club	Meeting Room Rental	100.00
50363	Eagle Energy, Inc.	Diesel	2,109.76
50364	East Beach Specialties, Inc.	Staff Name Tags and Lapel Pins	1,107.96

50365	Federal Express Corp.	Express Mail Services	23.21
50366	Fuelman	Fuel for MSPA Vehicles	346.19
50367	Grainger, Inc.	Maintenance Supplies	284.11
50368	Gulf Coast Business Supply, Inc.	Office Supplies	439.51
50369	Gulf Ports Association	Membership Dues	400.00
50370	Gulf Coast Woman, LLC	Advertising	700.00
50371	HRdirect	Employment Compliance Posters Renewal	139.98
50372	iHeart Media	Advertising	499.00
50373	Logista	Computer Services	1,191.25
50374	MS State Treasurer Fund 3601	Long Distance Telephone/Internet Services	1,922.65
50375	Robert J. Knesal	Travel Expenses	280.80
50376	Lowe's Home Center, Inc.	Maintenance Supplies	249.88
50377	MS Economic Council	Registration	72.00
50378	MS Dept. of Human Services CRDU	Employee Deductions	273.70
50379	MS Gulf Coast Chamber of Comm.	Advertising	400.00
50380	MS Power Company	Electricity	55,924.11
50381	MS Pub. Employees Credit Union	Employee Deductions	420.00
50382	National Waterways Conf., Inc.	Membership Dues	1,400.00
50383	Ports America, Inc.	Crane Technician/Draying Dole Containers	8,360.88
50384	Rose Office Systems, Inc.	Const. Trailer Rentals/2015 Property Taxes	6,496.89
50385	Seal Electrical, Inc.	Electrical Services for December	12,773.82
50386	Sorg Printing, LLC	Business Cards	50.00
50387	Southern Printing & Silkscreen	Staff Shirts and Cardigans	2,148.40
50388	Southern Admin. and Benefits	Monthly Service Fees	200.00
50389	Stewart Sneed Hewes, Inc.	Renewal of Public Official Bond	270.00
50390	The Sun Herald	Advertising	2,560.00
50391	Swetman Security Services, Inc.	Security Guard Services	46,396.30
50392	Terex Global GmbH	Remote Control Harness Crane #42	211.75
50393	Southern Tire Mart, LLC	Repair Flat Tire Crane #42	190.00
50394	Dale Waltman	Business Expense	32.72
50395	Waste Management	Waste Removal Services	100.00
50396	WXXV TV	December Web Camera Lease	1,200.00

CHECKS DATED 1/8/16 AND RELEASED PRIOR TO SCHEDULED CHECK RUN

50344	Jonathan Daniels	Business and Travel Expenses	3,068.94
50345	Emerald TC, LLC	Computer Services	481.25
50346	Great Southern Club	Monthly Dues and Business Expenses	1,354.36
50347	Gulfport Yacht Club	Business Expenses	106.85
50348	MS Dept. of Human Services CRDU	Employee Deductions	304.45
50349	MS Pub. Employees Credit Union	Employee Deductions	420.00
50350	MS State Tax Commission	Employee Deductions	6,599.00
50351	James C. Simpson, Jr.	Travel Expenses	315.33
50352	Matthew Wypyski	Business and Travel Expenses	138.38

TRANSFERS

12/23/15	Deferred Compensation	Employee Deductions	2,211.67
12/24/15	Federal Tax Deposit	Payroll Tax Deposit	22,009.43
12/28/15	Public Employment Retirement	Retirement Match and Withheld	46,677.74
01/07/16	MS Department of Revenue	December Sales Tax Payment	4,572.63
		Total	<u>\$ 257,962.11</u>

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

The following items were approved:

RENEWAL LICENSES:

Vendors: Midstream Fuel Service; America's Escort Service; Aztec Maritime Services, Inc.

Commissioner Knesal moved to approve the following progress payments: Balch & Bingham (\$35,327.21); BMA (\$109,169.00); Continental Construction (\$2,577,943.75); G.A. West & Company (\$511,200.93); Precision Construction, LLC (\$129,390.95); QES (\$11,260.50); and YAJV (\$279,943.65). Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Norris moved to approve cash request #107 – Thompson Engineering (\$25,740.35); Neel Schaffer (\$317,450.73); Atwell & Gent (\$44,677.00); Anchor QEA (\$18,119.88); Atkins (\$76,530.73); QES (\$45,457.50); MSPA (\$42,747.23); Michael Baker (\$42,392.60); Volkert (\$3,228.78); RFB, Inc. (\$3,612.50) and YAJV (\$451,368.80) for a sub-total of \$1,071,326.10. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Norris moved to approve cash request #108 –Necaise Brothers (\$2,203,491.91); Dan Hensarling (\$285,535.80); and L&A Contracting (\$1,132,095.75) for a total of \$3,621,123.46. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Norris moved to approve cash request #109 to Anchor QEA for a total of \$8,416.08. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Norris moved to approve cash request #110 to Southern Industrial Contractors, LLC for a total of \$1,849,315.21. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve cash request #111 to L&A Contracting Co., Inc. for a total of \$1,010,467.86. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve payment of \$183,032.04 to CH2MHill (under Restoration Agreement Request #107, totaling \$1,254,358.14). Commissioner Norris seconded and the motion was approved with the Commission voting as follows:

Commissioner Roberts	Affirmative
Commissioner Knesal	Negative
Commissioner Simpson	Affirmative
Commissioner Norris	Affirmative

OLD BUSINESS:

Commissioner Simpson moved to approve Modification No. 3 to Task Assignment No. 1 with Brown, Mitchell & Alexander under Contract No. 13-EN-02. Modification No. 3 has an increase of \$100,000.00. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Change Order No. 1 Contract No. 15-EN-08 with Doleac Electric Company. Change Order No. 1 increases the contract by \$159,400.00. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Norris moved to approve a lease agreement with Gulfsouth Towers, LLC. The term of the lease is 10 years with six 5 year renewal options. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Amendment No. 1 to Contract No. 518-C with CH2MHill, Inc. Amendment No. 1 requests a modification to the allocation of funds to individual project tasks and no additional funds are being requested. Commissioner Norris seconded and the motion passed with the Commissioners voting as follows: Simpson, Norris and Roberts – Affirmative; Knesal – Negative

Commissioner Knesal moved to approve Amendment No. 2 to Task Order No. 28 with Neel Schaffer, Inc. under Contract No. 010-HUD-001. Amendment No. 2 increases costs by \$302,746.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Amendment No. 1 to Task Order No. 33 with Neel Schaffer, Inc. under Contract No. 010-HUD-001. Amendment No. 1 increases costs by \$35,402.00. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve Amendment No. 2 to Task Order No. 20 with Anchor QEA, LLC under Contract No. 010-HUD-011. Amendment No. 2 is an administrative change only and reallocates \$4,000.00 within the task order. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Amendment No. 1 to Task Order No. 29 with Neel Schaffer, Inc. under Contract No. 010-HUD-001. Amendment No. 1 increases costs by \$39,428.00 and extends the project by 221 days. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve lease renewals for office space within Hancock Bank. One year extensions for both areas have been negotiated with the expiration to be in September 2017. Each lease has two options to renew for an additional one year period. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Change Order No. 5 with Necaie Brothers Construction under Contract No. 015-HUD-026. Change Order No. 5 increases costs by \$506,784.03. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Norris moved to approve Change Order No. 9 with L&A Contracting under Contract No. 015-HUD-026. Change Order No. 9 increases costs by \$271,755.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Change Order No.1 to Contract No. 015-HUD-029 with Dan Hensarling, Inc. Change Order No. 1 increases costs by \$8,207.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Change Order No.2 to Contract No. 015-HUD-029 with Dan Hensarling, Inc. Change Order No. 2 increases costs by \$23,858.17. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Norris moved to approve the reduction of Request for Cash #106 to zero and ratify payment of \$668,757.23 to the contractor. Commissioner Simpson seconded and the motion was unanimously approved.

NEW BUSINESS:

Commissioner Norris moved to approve Task Assignment No. 8 with Brown, Mitchell & Alexander under Contract No. 13-EN-02. This assignment has a not to exceed amount of

\$74,780.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Task Order No. 38 with Neel Schaffer, Inc. under Contract No. 010-HUD-001. Task Order No. 38 has duration of 270 calendar days and a not to exceed amount of \$31,688.00. Commissioner Simpson seconded and the motion was unanimously approved.

Commissioner Knesal moved to approve Task Order No. 21 with Thompson Engineering under Contract No. 010-HUD-002. Task Order No. 21 has duration of 300 calendar days and a not to exceed amount of \$29,499.76. Commissioner Norris seconded and the motion was unanimously approved.

PORT RESTORATION UPDATE:

Phase 1 project is continuing and the site is getting more and more congested every day. The contractor is installing the final phases of the storm drain; additional rock is scheduled to arrive on site this week; we should see asphalt going down by the middle of February; contractors are continuing to install rail on the west side of the west pier.

Wharton Smith, the contractor for the ground storage water tank is working through design issues and is very close to installing the test piles.

J.E. Borries, the contractor for the piers in the small craft harbor, began work on Monday and drove 16 piles that day.

L&A Contracting is handling the work on the wharf upgrades; slab work is 100% complete in Berth 4 and 20% in Berth 5; the wharf crane beam is 90% complete and the landside crane beam is 50% complete in Berth 5. The rail contractor is on site and should complete berths 4 and 5 in the next 6 weeks.

To date, Southern Industrial has driven 2,175 piles, which is approximately 78% of the piles that need to be installed. As soon as there is a break in the weather, they are ready to go with more piles.

Dan Hensarling is the contractor for the Dole M&R facility and they are progressing on schedule and doing very well. Approximately 70% of the sprinkler system has been installed and they are hanging ductwork and electrical inside of the building. The roof material is on site so that should go up shortly.

OPERATIONS REPORT:

Matthew Wypyski reported on the maritime activity for December:

Vessels	49		Truck Count	6,979
Tugs	7		Railcar Count	798
Barges	19		TEU's	11,974
Vehicles	5,633		Tonnage (short tons)	153,809

Our new ship to shore gantry cranes have departed Shanghai and the ETA is March 20th into Gulfport.

Community port tours will take place Saturday, February 27th from 9:00 – 12:00 a.m.

EXECUTIVE DIRECTOR'S COMMENTS:

Mentioning the cranes again, most people don't understand that they will arrive fully intact. It will be a sight to see. This is a significant step forward in completing the restoration project. ZPMC was the low bidder on the hopper so they will have that on the

ship with the cranes for delivery as well. Director Daniels also touched on the public comment regarding business with China. He explained that the cranes were bought from the lowest and best bidder and it was ZPMC of China. ZPMC provides cranes to approximately 70% of the world and they have been excellent to deal with. Other than that, we have no dealings with the Chinese government or any other Chinese company. If we do, it will be reported.

The first week of January, the port set a record of docked vessels – we had 24 vessels tied up to the dock in one day. This is mainly due to our diversification with the oil and gas industry. It was a great thing to see.

As mentioned during public comments, the work that Pastor Chris does with our Seaman's Center is outstanding. It is one of the reasons that crews love to come to Gulfport – because of the services they receive and how easy it is to get around.

McDermott is bringing in pipe for two additional projects. It was announced yesterday that they just received another project for the Gulf of Mexico.

We have been visiting with MARAD on the strategic port designation to make sure they have the proper information so we can proceed.

GENERAL COUNSEL'S COMMENTS:

David Duhe had no comments.

MDA'S COMMENTS:

Philip Carter had no comments.

COMMISSIONER COMMENTS:

Commissioner Norris commented on the number of ships coming into the port for the last month and how amazed he was to watch them enter the port, trailing one behind the other. He also mentioned the public comments regarding China and apologized if he came across as disrespectful with his facial expression. He explained that in all the years that he has dealt with this project, even with the previous Governor, never has he heard mention of negotiations with the Chinese government or a Chinese company. If by chance something comes up down the road, it would be disclosed fully.

Commissioner Simpson moved to close the meeting to discuss the need for an Executive Session. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Simpson moved to enter Executive Session to discuss real estate matters (possible purchase) and legal (lease) matters. Commissioner Norris seconded and the motion was unanimously approved.

(THE BOARD OF COMMISSIONERS ENTERED INTO EXECUTIVE SESSION AT APPROXIMATELY 9:35 A.M.)

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

Commissioner Roberts stated that no action took place during Executive Session

Commissioner Simpson moved to amend the agenda to add an item for Gulf Coast Freezer and Storage, LLC. Commissioner Norris seconded and the motion was unanimously approved.

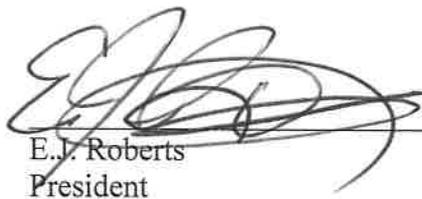
Commissioner Simpson moved to approve a lease agreement with Gulf Coast Freezer and Storage, LLC, subject to approval by MDA of the minor revisions that Counsel (Balch &

Bingham) mentioned. Commissioner Norris seconded and the motion was unanimously approved.

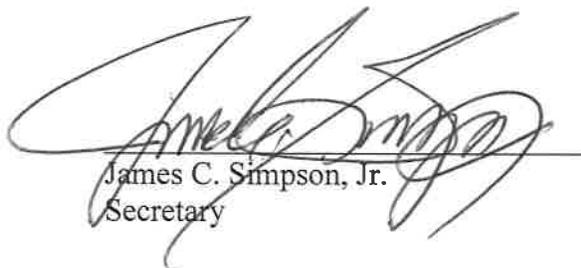
Commissioner Simpson moved to adjourn. Commissioner Norris seconded and the motion was unanimously approved.

The meeting adjourned at approximately 10:50 a.m.

Approved and Attested



E.J. Roberts
President



James C. Simpson, Jr.
Secretary