

# MISSISSIPPI PORT AUTHORITY

## BOARD OF COMMISSIONERS

### SPECIAL MEETING

**March 14, 2016**

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Minutes of the Mississippi State Port Authority Board of Commissioners Special Meeting (second), Monday, March 14, 2016, 2510 14<sup>th</sup> Street, Suite 1450, 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 & C.E.O.  
Matthew Wypyski, Chief Operating Officer  
John Webb, Director of Engineering  
Nick Foto, Program Deputy Director  
Mary Bourdin, Director of Finance  
Kim Purchner, Executive Asst./HRO  
Mel Arsenault, Director of External Affairs

Brant Pettis, Balch & Bingham  
David Duhe, Balch & Bingham

Others: Philip Carter, MDA (via telephone)  
Taylor McNeil, Brunini Law Firm  
W.C. Fore, W. C. Fore Trucking  
Teresa Elrich, W.C. Fore Trucking  
Sam Kelly, Brunini Law Firm  
Bob Gavin, W.C. Fore Trucking  
James Necaie, Necaie Construction

Commissioner Roberts noted the presence of a quorum and called the special meeting to order at approximately 3:30 p.m.

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The Mississippi State Port Authority received an official protest for the bid awarded to the Phase 2 Sitework Package 304 from W.C. Fore Trucking, Inc.

A hearing was held regarding this protest with each party being allowed to give an opening statement. Witnesses could be called and be available for cross-examination. Written documents were provided to the Board of Commissioners for review as exhibits and are attached in digital format.

Both attorneys gave their opening statements - Sam Kelly, attorney on behalf of W.C. Fore Trucking, Inc., followed by Brant Pettis, attorney on behalf of the MS State Port Authority.

Taylor McNeel, an additional attorney for W.C. Fore Trucking, Inc. addressed the Commission with rebuttal remarks. W.C. Fore was sworn in and gave his testimony. Sam Kelly gave additional rebuttal remarks.

Brant Pettis responded with his closing remarks.

Commission President Roberts relayed that a decision regarding the protest will be made in a reasonable amount of time as required.

Commissioner Simpson moved to adjourn. Commissioner Norris seconded and the motion was unanimously approved. The meeting was adjourned at approximately 5:32 p.m.

Approved and Attested



B.J. Roberts, President



James C. Simpson, Jr., Secretary

Included in digital format:

Exhibit 1: Provided by Sam Kelly, Brunini Law Firm

Exhibit 2-7: Provided by Brant Pettis, Balch & Bingham, LLP.