

MISSISSIPPI PORT AUTHORITY

BOARD OF COMMISSIONERS

SPECIAL MEETING

February 3, 2016

Minutes of the Mississippi State Port Authority Board of Commissioners Special Meeting, Wednesday, February 3, 2016, 2510 14th 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
John Rester, Treasurer
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

Ben Stone, Balch & Bingham
David Duhe, Balch & Bingham

Others: Philip Carter, MDA (via telephone)
Robert Burns, CH2MHill
Michael Sheely, CH2MHill
Taylor McNeil, Brunini Law Firm
W.C. Fore, W. C. Fore Trucking
Teresa Elrich, W.C. Fore Trucking

Commissioner Roberts noted the presence of a quorum and called the special meeting to order at approximately 1:15 p.m.

FINANCIAL REPORT:

Commissioner Knesal moved to approve the following progress payments: BMA (\$95,053.75); Doleac Electric Co. (\$27,484.45); Precision Construction (\$184,179.35); QES (\$7,110.50); and ZPMC (\$336,000.00). Commissioner Rester seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve cash request #112 – Necaise Brothers (\$3,300,512.12); Thompson Engineering (\$4,327.55); Neel Schaffer (\$236,173.68); Atwell & Gent (\$26,638.80); Anchor QEA (\$10,465.87; Atkins (\$60,780.96); QES (\$58,100.72); MSPA (\$48,449.98); Michael Baker (\$1,276.60); Volkert (\$2,674.88); Wharton Smith (\$81,130.00); Dan Hensarling, Inc. (\$230,014.95); and YAJV (\$192,052.00) for a sub-total of \$4,252,598.11. Commissioner Rester seconded and the motion was unanimously approved.

Commissioner Rester moved to approve payment of \$258,552.00 to L&A Contracting under Restoration Agreement Request #113. Commissioner Norris seconded and the motion was unanimously approved.

Commissioner Simpson moved to approve payment of \$2,433,406.15 to Southern Industrial Contractors under Restoration Agreement Request #114. Commissioner Rester seconded and the motion was approved with the Commission voting as follows:

Commissioner Simpson	Affirmative
Commissioner Rester	Affirmative
Commissioner Knesal	Negative
Commissioner Norris	Affirmative

Commissioner Rester moved to approve payment of \$6,184,595.30 to ZPMC Co., LTD under Restoration Agreement Request #115. Commissioner Knesal seconded and the motion was unanimously approved.

Commissioner Rester moved to approve payment of \$194,931.16 to CH2MHill (under Restoration Agreement Request #112). Commissioner Simpson seconded and the motion was approved with the Commission voting as follows:

Commissioner Simpson	Affirmative
Commissioner Rester	Affirmative
Commissioner Knesal	Negative
Commissioner Norris	Affirmative

Commissioner Knesal recused himself from the Eley, Guild, Hardy motion and discussion and left the room.

Commissioner Norris moved to approve payment of \$11,986.50 to Eley, Guild, Hardy Architects under Cash Request #112. The total for Cash Request #112 was \$4,459,515.77. Commissioner Rester seconded and the motion was unanimously approved.

OLD BUSINESS:

Commissioner Rester moved to approve Lease Amendment No. 1 with McDermott, Inc. Amendment #1 replaces "Occupancy Date" with "Complete Occupancy Period" and a definition of "Complete Occupancy Period" has been added. This period will begin July 1, 2016 or if the date is later than July 1st, the Complete Occupancy Period will be the first day of the month following the Complete Occupancy Date. Commissioner Simpson seconded and the motion was unanimously approved.

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

Commissioner Rester moved to enter Executive Session to discuss threatened litigation (legal matter) and a personnel matter. Commissioner Norris seconded and the motion was unanimously approved.


(THE BOARD OF COMMISSIONERS ENTERED INTO EXECUTIVE SESSION AT APPROXIMATELY 1:30 P.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 Rester moved to adjourn the meeting. Commissioner Norris seconded and the motion was unanimously approved. The meeting was adjourned at approximately 2:45 p.m.

Approved and Attested



E.J. Roberts, President



James C. Simpson, Jr., Secretary