

SUMMARY OF REGULAR BOARD OF DIRECTORS' MEETING

HELD Wednesday, March 10, 2021

at 11:30 a.m. – In Person, Training Room (Electronically [via telephone])
[THESE ARE NOT THE OFFICIAL MINUTES]

The Governor's Open Meeting Act ("OMA") Proclamation allows members of governmental bodies to hold said meeting electronically (via video and telephone, etc.) for purposes of establishing a quorum, deliberating and taking action; and via electronic equipment allows members of the public to listen to the meeting.

The Regular bi-monthly meeting of the directors of The Water Works Board of the City of Birmingham was held on Wednesday, March 10, 2021 at 11:30 a.m., in person and electronically [via telephone].

The following Directors were present: Lucien Blankenship, William "Butch" Burbage, Jr., Tom Henderson, Tereshia Huffman, Ronald A. Mims, George Munchus, Dalton NeSmith, Jr., Chris Rice and Larry Ward.

Others present were: Michael Johnson, General Manager; Derrick Murphy and Jeffrey Thompson, Assistant General Managers; K. Mark Parnell, Parnell Thompson Law, LLC; Emory Anthony, Attorney; Cynthia Williams, Board Administrator; Tammy F. Wilson, Executive Assistant to Assistant General Managers Derrick Murphy and Jeff Thompson; Colandus Mason, Information Technology Manager; Rick Jackson, Public Relations Manager; Terrell Jones, Interim Security Manager; Hattye McCarroll, Chief Engineer; Patrick Flannelly, ARCADIS; Elise Massey, Office of the Attorney General; Rob Burton, Executive Director Sweet Alabama; Reverend Majadi Baruti.

Director Munchus called the meeting to order at 11:31 a.m. in the absence of Chairman Mims, who was available by phone, then joined the meeting in person at 12:48 p.m. Assistant General Manager, Derrick Murphy opened the meeting with prayer.

All directors were present in person or by phone, so a quorum was in attendance.

Following, Director Munchus requested to amend the agenda adding the following items as; 3a, approving governmental affairs contracts with Hilliard, Smith & Hunt, LLC and Pat Lynch, 3b, adopting a resolution submitting five Board candidates for consideration to serve on the Alabama Water Resources Commission, and 3c, hearing from a public speaker. Director Munchus requested his name be taken off the list of considerations for the Alabama Water Resources Commission and replaced with Director Rice. On a motion made and seconded, the agenda was approved with the referenced amendments.

Next, a motion was duly made and seconded to approve Director NeSmith's mileage expense reimbursement for the month of February 2021 in the amount of \$44.80, as set forth in agenda Item 1. The item was approved in a roll call vote. Director NeSmith abstained.

Following, a motion was made and seconded to approve an invoice from Terminus Municipal Advisors, LLC, for work performed in February 2021, as set forth in agenda Item 2.1. The item was approved unanimously.

Next, a motion was duly made and seconded to approve an invoice from The Jones Group, LLC, for work performed in January 2021, as set forth in agenda Item 2.2. There was an error in the invoice naming The Airport Authority as the responsible party, which was to be corrected. The item was approved unanimously with the referenced correction, naming the Birmingham Water Works Board as the responsible party.

Following, a motion was made and seconded to approve an invoice from Tiffanie Agee, for work performed in February 2021, as set forth in agenda Item 2.3. The item was approved unanimously.

Next, a motion was made and seconded to approve an invoice from Agency 54, for work performed in January 2021, as set forth in agenda Item 2.4. The item was approved unanimously.

Following, a motion was made and seconded to approve invoices from Birmingham Construction Industry Authority, for work performed in January 2021 and Raftelis Financial Consultants, Inc., for work performed in January and February 2021, as set forth in agenda Items 2.5 and 2.6. The referenced items were approved unanimously.

Next, a motion was made and seconded to approve two Scopes of Services with A. G. Gaston Engineering, LLC, for the design and inspection of two (2) water main replacement projects in the City of Birmingham for a total out-of-pocket cost of \$593,818.56. (1) Titusville Community - 2" galvanized steel pipe / 2" unlined cast iron pipe installed before 1925 and 2" CICAL pipe installed in 1953 at a cost of \$335,938.57. (2) West End Community - 2" galvanized steel pipe / 2" unlined cast iron pipe installed before 1926 at a cost of \$257,879.99, as set forth in agenda Item 3 and as recommended by the Engineering and Maintenance Committee. The item was approved unanimously.

Following, after some discussion, a motion was made and seconded to table Item 3a, contracts with Hilliard, Smith & Hunt, LLC and Pat Lynch, until the second Board meeting in April after more information is obtained. There was one no vote and one abstention.

Next, a motion was made and seconded to adopt a resolution with the aforementioned change, submitting five Board candidates for consideration to serve on the Alabama Water Resources Commission, as set forth in agenda Item 3b. The item was approved unanimously.

Following, as set forth in Item 3C, Rob Burton, Executive Director of Sweet Alabama addressed the meeting body. Mr. Burton referenced a letter he sent on behalf of 18 organizations in the City of Birmingham, regarding assistance with service cut-offs. After some discussion, the item was referred to the Finance Committee.

Next, Assistant General Manager, Jeff Thompson gave a report on the Operations and Technical Services Division for YE2020.

Under new business, Rick Jackson brought to the Board's attention, "Fix A Leak Week", an annual focus encouraging customers to check for leaks in their households, that begins Monday, March 15th. General Manager, Johnson reminded the Board members of the Strategic Planning sessions scheduled for March 15th and 16th and added that a packet was provided to each Board member today. At 12:48 p.m. Chairman Mims entered the meeting. Director Rice asked GM Johnson if he would share a timeline on the governmental affairs/lobbyist plan at the Strategic Planning session. Director Blankenship made a suggestion to require that all vendors provide detailed information about their companies, as was recommended in the Engineering and Maintenance Committee Monday.

Following, Attorney Parnell certified an Executive Session to discuss several pending lawsuits. On a motion duly made and seconded, the Board, attorneys, Mr. Flannelly and Senior Staff entered into an Executive Session at 12:55 p.m. Director Rice exited the meeting at 1:04 p.m. Director NeSmith exited the meeting at 1:28 p.m. Director Huffman and attorney Anthony exited the meeting at 1:39 p.m. At 2:15 p.m. the Board came out of Executive Session.

As there was no further business before the Board, a motion was made and seconded and the Board adjourned the meeting at 2:16 p.m.