

**SUMMARY OF REGULAR BOARD OF DIRECTORS' MEETING**

HELD Wednesday, April 14, 2021  
at 11:30 a.m. – (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, April 14, 2021 at 11:30 a.m., electronically [via telephone].

The following Directors were present via roll call: 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; Iris Fisher, 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; Ed Travis, Purchasing Manager; Rick Jackson, Public Relations Manager; Connie Harris, Secretary/Treasurer H2O Foundation; Larry Dancy, John Stamps, Sharon Hardie and Major Charles Powell, Salvation Army; Pat Lynch, Pat Lynch & Associates.

Chairman Mims called the meeting to order at 11:31 a.m. Assistant General Manager, Iris Fisher opened the meeting with prayer.

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

Following, the agenda was amended, moving Item 12, the presentation on the Help To Others Foundation (H2O), to the second item on the agenda and removing Item 7, the approval of the Board of Director's Pledge, as discussed in the March 2021 Strategic Planning Workshop. On a motion made and seconded, the agenda was approved with the referenced amendments. Director NeSmith voted no.

Next, a motion was made and seconded to adopt a resolution expressing the Board's condolences in the death of employee Tyrone E. King (Construction Valve Crew – Distribution Department), who passed away on April 9, 2021, as set forth in agenda Item 1. The item was approved unanimously.

Following, the H2O Foundation presented information on financials for the year-ended December 31, 2020. The Salvation Army presented an overview of their organization.

Next, a motion was made and seconded to adopt resolutions authorizing retirement benefits from the Board's Retirement Trust Fund, effective May 1, 2021, as set forth in agenda Items 2.1

through 2.6 for the following employees: Doyle Alexander, Supervisor at Inland Lake Pump Station; Hayden Farness, District Supervisor in the Distribution Department; Robert Lang Senior Engineer in the Engineering Department; Jerry “Lee” Lowe, District Supervisor in the Distribution Department; Tilden Leigh, Project Manager in the Information Technology Department and Horace Richardson, Leak Utility I in the Distribution Department. The referenced items were approved in a roll call vote. Director Huffman was not present for the vote.

Next, a motion was made and seconded to approve minutes of the Regular Board of Directors meeting held February 10, 2021, as set forth in agenda Item 3. The referenced minutes were approved. Director Blankenship abstained. Director Huffman was not present for the vote.

Following, a motion was made and seconded to approve Director NeSmith’s mileage expense reimbursement for the month of March 2021 in the amount of \$179.20, as set forth in agenda Item 4. The item was approved in a roll call vote. Director NeSmith abstained. Director Huffman was not present for the vote.

Next, a motion was made and seconded to adopt a resolution approving the Board of Directors and the General Manager to travel to and from various cities to attend conferences/annual meetings or to register for virtual conferences/annual meetings for the remainder of calendar year 2021; to pay any advances necessary and to reimburse all appropriate expenses incurred in connection with the respective conferences/annual meetings, as required by the company “Travel Expense Reimbursement Policy”, as set forth in agenda Item 5. The referenced item was approved in a roll call vote. Director Huffman was not present for the vote.

Following, a motion was made and seconded to approve payments of invoices as follows, as set forth in agenda Items 6.1 through 6.8 respectively; Stone Law Firm, Terminus Municipal Advisors, LLC, Hilliard, Smith & Hunt, LLC, T. Agee, The Jones Group, LLC, Agency 54, Birmingham Business Alliance and Raftelis Financial Consultants, Inc. The referenced invoices were approved in a roll call vote. Director Huffman was not present for the vote.

Next, a motion was made and seconded to adopt a resolution requiring conflict of interest language in all BWB contracts, as set forth in agenda Item 8. The referenced item was approved in a roll call vote. Directors Blankenship and Huffman abstained.

Following, a motion was made and seconded to adopt a resolution requiring the General Manager to be responsible for ensuring and taking into consideration all appropriate facts and circumstances of the services to be provided to the BWB and that the appropriate level of due diligence take place before any new vendor, contractor or consultant is contracted with to provide any services to the Board, as set forth in agenda Item 9. The Directors withdrew their motions and a second motion was made and seconded to table the referenced item until the second Board meeting in May. The referenced item was unanimously approved in a roll call vote.

Next, a motion was made and seconded to approve an agreement with Hilliard, Smith & Hunt, LLC to provide federal government consulting and governmental relations services for the period April 15, 2021 to April 15, 2022 in the monthly amount of \$13,000.00, as set forth in agenda item 10. The referenced item was approved in a roll call vote. Director Burbage voted no.

Following, a motion was made and seconded to approve an agreement with Pat Lynch & Associates to provide legislative, financial opportunity, local cooperation and public relations services for the period April 15, 2021 to April 15, 2022 in the amount of \$10,000.00, as set forth in agenda Item 11. The referenced item was approved in a roll call vote. Directors Blankenship and Burbage abstained.

Next, under new business, Director Rice commended the General Manager and Staff for the handling of the employee shooting incident Friday, April 9, 2021.

As there was no further business before the Board, a motion was made and seconded and the Board adjourned the meeting at 1:20 p.m.