



**AGENDA FOR A REGULAR BOARD OF DIRECTORS' MEETING
SCHEDULED Wednesday, August 23, 2023
at 11:30 a.m. (In Person & [via Telephone – Public])**

**Members of the public may listen to the meeting by calling
(888) 398-2342 Access Code: 5608731 [Public – Listening Only].**

CALL TO ORDER AND INVOCATION

ROLL CALL

APPROVAL OF AGENDA

APPROVAL OF MINUTES

1. Request Board **to approve** minutes of the Regular Board of Directors' Meeting held June 26, 2023.

REPORTS OF COMMITTEE

- Executive Committee Meeting, Wednesday, August 23, 2023, at 12:30 p.m., or immediately following the Regular Board of Directors' Meeting,

REPORTS OF OFFICERS

- A. Chair
- B. Members
- C. General Manager/Assistant General Managers

UNFINISHED BUSINESS

- None

SPEAKERS

NEW BUSINESS

2. Request Board **to approve** payments of invoices to the following:
 - 2.1 Terminus Municipal Advisors, LLC, for professional services rendered July 2023, in the amount of \$8,500.00.
 - 2.2 Birmingham Construction Industry Authority, for professional services rendered July 2023, in the amount of \$25,000.00.
 - 2.3 Kelvin W. Howard, LLC, for professional services rendered July 2023, in the amount of \$30,068.00.
 - 2.4 Parnell Thompson, LLC, for professional services rendered July 2023, in the amount of \$54,225.00.
3. Request Board **to award bids** to the following, as recommended by the Engineering and Maintenance Committee:
 - 3.1 Willoughby Contracting Company, Inc., **the lowest responsible and responsive bidder**, for the replacement of approximately 4,180' of 2" galvanized steel pipe/2" unlined cast iron pipe with approximately 3,400' of 6" DICAL pipe; 1,400' of 4" DICAL pipe and related

appurtenances; and 48 water services along Court "A"; Avenue "B"; Avenue "C"; Avenue "E"; Court "E"; 3rd Way; 5th Place; 5th Way; and 6th Street located in the Pratt City Community at a bid amount of \$771,999.30; plus estimated cost of materials and Water Board labor in the amount of \$372,162.35; for an estimated out-of-pocket cost of \$1,144,161.65; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement. [NOTE: HUB participation 34.3%]

Number of Bids: 5 Minority Vendor: Yes New Vendor: No

- 3.2 Tren-Tay, Inc., **the lowest responsible and responsive bidder**, for the replacement of approximately 6,250' of 2" galvanized steel pipe/2" unlined cast iron pipe with approximately 3,200' of 8" DICL pipe; 2,370' of 6" DICL pipe and related appurtenances; and 121 water services along 3rd Avenue South; 4th Avenue South; 70th Street South; Kimberly Avenue South; and Oporto Avenue South located in the Eastlake Community of the City of Birmingham, Alabama at a bid amount of \$1,359,776.10; plus estimated cost of materials and Water Board labor in the amount of \$536,893.26; for an estimated out-of-pocket cost of \$1,896,669.36; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement. [NOTE: HUB participation 33.5%]

Number of Bids: 3 Minority Vendor: No New Vendor: No

- 3.3 Willoughby Contracting Company, Inc., **the lowest responsible and responsive bidder**, for the replacement of approximately 3,890' of 2" galvanized steel pipe/2" unlined cast iron pipe, 560' of 4" unlined cast iron pipe and 820' of 6" unlined cast iron pipe with approximately 2,400' of 6" DICL pipe; 2,200' of 4" DICL pipe and related appurtenances; and 83 water services along Avenue "V"; Avenue "U"; Court "T"; 4th Place; 6th Lane; 6th Place; and 7th Street located in the Pratt City Community at a bid amount of \$821,392.08; plus estimated cost of materials and Water Board labor in the amount of \$393,595.91; for an estimated out-of-pocket cost of \$1,214,987.99; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement. [NOTE: HUB participation 40.2%]

Number of Bids: 6 Minority Vendor: Yes New Vendor: No

4. Request Board **to approve** a three-year agreement with Carr, Riggs & Ingram, LLC, Certified Public Accountants, to conduct the 2023, 2024, and 2025 Financial Statement Audits, including interim audit procedures, at a cost not-to-exceed \$195,000.00 for 2023; \$202,500.00 for 2024, \$210,000.00 for 2025; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, as recommended by the Finance Committee.
5. Request Board **approval to utilize** the State of Alabama Contract #MA 999 - 180000000003 for Unleaded 89 (Mid-Grade) Gasoline and Low-Sulfur On-Road Diesel to Cougar Oil, for fuel shipments that are less than 7,500 gallons, at an estimated out-of-pocket cost of \$956,584.00 (estimated fuel costs, \$743,674.96; plus mark-up & fees, \$212,909.52) for Low-Sulfur On-Road Diesel and \$1,858,462.00 (estimated fuel costs, \$1,373,041.51; plus mark-up & fees, \$485,420.87) for Unleaded 89 (Mid-Grade) Gasoline, both for a period of up to three years or until the State of Alabama awards a new contract for gasoline and diesel fuels, as recommended by the Engineering and Maintenance Committee.
6. Request Board **to approve** a property claim settlement in the amount of \$57,031.04; and **to authorize** the General Manager and/or Assistant General Manager to execute any necessary documents needed to settle the claim.
7. Request Board **to enter** Executive Session to discuss with legal counsel legal matters that are appropriate under Ala. Code Section 36-25A-7(a)(3).

8. Request Board **to take action** regarding that certain lawsuit bearing Civil Action Number 01-CV-2021-900773.00 in the amount of \$90,000.00.

ADJOURNMENT