



**AGENDA FOR A REGULAR BOARD OF DIRECTORS' MEETING
SCHEDULED MONDAY, December 18, 2023
at 11:30 a.m.**

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

REPORTS OF COMMITTEE

- Regular Board of Directors' Meeting will be held Wednesday, January 10, 2024 at 11:30 a.m.
- Regular Board of Directors' Meeting will be held Wednesday, January 24, 2024 at 11:30 a.m.
- Engineering & Maintenance Committee Meeting will be held Wednesday, January 24, 2024, immediately after Board Meeting.

REPORTS OF OFFICERS

- A. Chair
- B. Directors
- C. General Manager/Assistant General Manager(s)
 - Request Board **to hear** a presentation from Morgan Stanley regarding the investment performance of the Pension Plan as of November 30, 2023.
 - Request Board **to hear** a presentation from Morgan Stanley regarding the investment performance of the Other Post-Employment Benefits (OPEB) Plan as of November 30, 2023.

UNFINISHED BUSINESS

SPEAKERS

NEW BUSINESS

1. Request Board **to adopt** resolutions authorizing monthly retirement benefits from the Board's Retirement Trust Fund for the following:
 - 1.1 Barry Williams, Business Systems Transformation Manager – Executive/PMO Department, as stated on the respective retirement calculation, effective January 1, 2024, and commending Mr. Williams for his 17 years and 2 months of service.
 - 1.2 Kevin T. Miller, Console Operator – Security Department, as stated on the respective retirement calculation, effective January 1, 2024, and commending Mr. Miller for his 11 years and 6 months of service.

2. Request Board **to approve** payment of invoices to the following:
 - 2.1 Terminus Municipal Advisors, LLC for professional services rendered November 2023 in the amount of \$8,500.00.
 - 2.2 Agee Law, LLC for professional services rendered November 2023 in the amount of \$9,300.00.
 - 2.3 Pat Lynch & Associates for professional services rendered November 2023 in the amount of \$10,000.00.
 - 2.4 CBG Strategies, LLC for professional services rendered November 2023 in the amount of \$15,000.00.
 - 2.5 Perkins Law, LLC for professional services rendered October 2023 in the amount of \$17,844.00.
 - 2.6 Birmingham Construction Industry Authority for professional services rendered November 2023 in the amount of \$25,000.00.
 - 2.7 Kelvin W. Howard, LLC for professional services rendered November 2023 in the amount of \$29,753.41.
 - 2.8 Raftelis Financial Consultants, Inc. for professional services rendered November 2023 related to Consolidated Invoices in the amount of \$31,188.20.
 - 2.9 Parnell Thompson, LLC for professional services rendered November 2023 in the amount of \$60,900.00.
 - 2.10 ARCADIS U.S., Inc. for professional services rendered September 2023 in the amount of \$285,339.50.

3. Request Board **to award bids** to the following, as recommended by the Engineering and Maintenance Committee:
 - 3.1 Empire Pipe, **the lowest responsible and responsive bidder**, for estimated annual quantities of Valve Boxes, Valve Box Lids, and Pavadjusters, at a total out-of-pocket cost to the Board of \$71,068.20; and **to authorize** the General Manager and/or the Assistant General Manager to execute the necessary documents. [NOTE: The Historically Underutilized Business (HUB)'s participation is 0%.]
 NO OF BIDS: 5 MINORITY VENDOR BID: No ✓ or Yes NEW VENDOR: No ✓ or Yes

 - 3.2 Swan Analytical USA, **the lowest responsible and responsive bidder**, for estimated quantities of Swan Monitor AMI Turbiwells and AMI Option USB Interfaces at an estimated out-of-pocket cost to the Board of \$466,400.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute the necessary documents. [NOTE: The Historically Underutilized Business (HUB)'s participation is 0%.]
 NO OF BIDS: 1 MINORITY VENDOR BID: No ✓ or Yes NEW VENDOR: No ✓ or Yes

 - 3.3 Tren-Tay, Inc., **the lowest responsible and responsive bidder**, for the replacement of approximately 5,165' of 2" galvanized steel pipe / 2" unlined cast

iron pipe with approximately 5,420' of 6" DICL pipe and related appurtenances; and 126 water services along 5th Court South; 5th Terrace South; 53rd Street South; 54th Place South; 6th Avenue South; 55th Place South and 9th Avenue South located in the Woodlawn Community within the City of Birmingham, Alabama, at a bid amount of \$1,187,366.95; plus estimated cost of materials and Water Board labor in the amount of \$714,968.00; for an estimated out-of-pocket cost to the Board of \$1,902,334.95; and **to authorize** the General Manager and/or the Assistant General Manager to execute the necessary documents.

[NOTE: The Historically Underutilized Business (HUB)'s participation is 34.9%.]

NO OF BIDS: 6

MINORITY VENDOR BID: Yes ✓ or No

NEW VENDOR: No ✓ or Yes

- 3.4 Jones Utility & Contracting Company, Inc., **the lowest responsible and responsive bidder**, for the installation of approximately 7,360' of 16" DICL pipe (non-restrained & restrained); 4,500' of 12" DICL pipe (non-restrained & restrained); 4,280' of 8" DICL pipe (non-restrained) and related appurtenances along Highway 79, Bethel Road and Bone Dry Road in unincorporated Jefferson County and along Highway 79 and Kiowa Road in unincorporated Blount County, Alabama, at a bid amount of \$8,825,965.00; plus estimated cost of materials and Water Board labor in the amount of \$2,999,310.97; for an estimated out-of-pocket cost to the Board of \$11,825,275.97; and **to authorize** the General Manager and/or the Assistant General Manager to execute the necessary documents. [NOTE: The Historically Underutilized Business (HUB)'s participation is 14.4%.]

NO OF BIDS: 4

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

4. Request Board **to award annual chemical bids** to the following, as recommended by the Engineering and Maintenance Committee:

- 4.1 Chemrite, Inc., **the lowest responsible and responsive bidder**, for Orthophosphoric Acid, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$81,600.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 3

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.2 Norit Americas, Inc., **the lowest responsible and responsive bidder**, for Activated Powered Carbon, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$87,750.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 3

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.3 Univar USA, Inc., **the lowest responsible and responsive bidder**, for Hydrofluosilicic Acid (Fluoride), for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$320,400.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The

Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.4 Harcos Chemicals, **the lowest responsible and responsive bidder**, for Liquified Chlorine, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$546,000.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.5 Mississippi Lime, **the lowest responsible and responsive bidder**, for Bulk Hydrated Lime, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$579,934.50; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.6 Burnett Lime Company, Inc., **the lowest responsible and responsive bidder**, for Liquid Calcium Hydroxide (Lime), for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$768,000.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.7 USALCO, Inc., **the lowest responsible and responsive bidder**, for Liquid Aluminum Sulfate, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$882,000.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.8 Allied Universal Corp, **the lowest responsible and responsive bidder**, for Liquid Sodium Hypochlorite, for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$1,552,500.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 3

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

- 4.9 Pencco, Inc., **the lowest responsible and responsive bidder**, for Ferric Sulfate for the period of January 1, 2024 through December 31, 2024, at an estimated out-of-pocket cost to the Board for \$5,147,500.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute a contract per Bid

Specifications and Conditions. [NOTE: The Historically Underutilized Business (HUB)'s subcontractor participation is 0% (Direct Manufacturer).]

NO OF BIDS: 2

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

5. Request Board **to exercise its bid option** with the following, as recommended by the Engineering and Maintenance Committee:

5.1 Southern Pipe & Supply, **the lowest responsible and responsive bidder**, to extend a 1-year agreement for annual estimated quantities of Compression Couplings to replenish stock in the Warehouse for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$113,207.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute said contract. [NOTE: Vendor is a Direct Distributor. The Historically Underutilized Business (HUB)'s participation is 0%.]

NO OF BIDS: 3

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

5.2 Southern Pipe & Supply, **the lowest responsible and responsive bidder**, to extend a 1-year agreement for annual estimated quantities of Corporation Stops to replenish stock in the Warehouse for the period of January 1, 2024 through December 31, 2024 at an estimated out-of-pocket cost to the Board of \$256,729.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute said contract. [NOTE: Vendor is a Direct Distributor. The Historically Underutilized Business (HUB)'s participation is 0%.]

NO OF BIDS: 3

MINORITY VENDOR BID: No ✓ or Yes

NEW VENDOR: No ✓ or Yes

6. Request Board **to approve expenditures** with the following:

6.1 HRD Associates, Inc., for providing services related to management coaching, conflict resolution, team building, etc. through BWWB's Employee Assistance Provider at a total out-of-pocket cost to the Board of \$27,275.00; and **to authorize** the General Manager and/or Assistant General Manager to approve applicable purchase orders, as recommended by the Human Resources Committee.

6.2 Capital Tractor, Inc., for the purchase of six (6) diesel lawnmowers for use at Lake Purdy, Inland Dam, Inland Pump Station, Cahaba Pump Station, Sipseey Pump Station, and Mulberry Pump Station at an estimated out-of-pocket cost to the Board of \$101,766.96; and **to authorize** the General Manager and/or the Assistant General Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under State of Alabama Bid Contract #MA 230000003879.]

6.3 American Ductile Iron Pipe, **a sole source provider**, for Amarillo Gripper Gaskets at a total out-of-pocket cost to the Board of \$136,506.50; and **to authorize** the General Manager or the Assistant General Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This vendor is a sole source provider.]

6.4 Thompson Rents, for the purchase of a Caterpillar Telehandler for use at Shades Mountain Filter Plant at an estimated out-of-pocket expense to the Board of \$188,045.83; and **to authorize** the General Manager and/or Assistant General Manager to approve applicable purchase orders, as recommended by the

Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under Sourcewell Contract# 011723-CAT.]

- 6.5 Stivers Ford, for the purchase of eight (8) Ford Explorers to replace aging vehicle and/or non-repairable vehicles in BWWB's fleet at an estimated out-of-pocket cost to the Board of \$306,744.00; and **to authorize** the General Manager and/or the Assistant General Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under State of Alabama Bid Contract #MA 22000003128.]
- 6.6 Stivers Ford, for the purchase of fifteen (15) Ford F-150s to replace aging vehicle and/or non-repairable vehicles in BWWB's fleet at an estimated out-of-pocket cost to the Board of \$647,805.00; and **to authorize** the General Manager and/or the Assistant General Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under State of Alabama Bid Contract #MA 22000003128.]
- 6.7 Kenworth of Birmingham, for the purchase of five (5) Tri-Axle Dump Trucks (Paccar Engine) at a total out-of-pocket cost to the Board of \$1,200,620.00; and **to authorize** General Manager and/or the Assistant Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under Sourcewell Contract# 060920-KTC.]
- 6.8 Kenworth of Birmingham, for the purchase of eight (8) Single-Axle Dump Trucks at an out-of-pocket cost to the Board of \$1,260,464.00; for the purchase of six (6) Tri-Axle Dump Trucks at a total out-of-pocket cost to the Board of \$1,457,340.00 for a combined out-of-pocket cost the Board of \$2,717,804.00; and **to authorize** General Manager and/or the Assistant Manager to approve applicable purchase orders, as recommended by the Engineering and Maintenance Committee. [NOTE: This expenditure is exempt from bidding under the Alabama Competitive Bid Law because the items and services fall under Sourcewell Contract# 060920-KTC.]
7. Request Board **to approve** an amendment to the Salary Administration Plan regarding the calculation of merit increases for the 2024 calendar year. [NOTE: The amendment does not apply to grandfathered jobs/grades.]
8. Request Board **to amend** the Retirement Gift and Party Policy to allow retiring employees to select one gift where the total cost does not exceed \$600.00.
9. Request Board **to approve** agreements with the following, as recommended by the Finance Committee:
 - 9.1 Aon Consulting, Inc., to conduct an experience study for the Pension and Other Post-Employment Benefits (OPEB) Plans, effective January 1, 2024 through December 31, 2024, at a total out-of-pocket cost to the Board of \$35,000.00; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement.

- 9.2 Raftelis Financial Consultants, Inc., to continue to serve as the system's Rate Consultants (Independent Rate Consultants), effective January 1, 2024, through December 31, 2024, at a cost based on Raftelis' 2024 Standard Billing Rates provided in Attachment A of the agreement; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement.
10. Request Board **to approve** a contract modification with Terminus Municipal Advisors, LLC, to continue to serve as the system's Financial Advisor (Independent Register Municipal Advisor - IRMA), effective January 1, 2024 through December 31, 2024; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, as recommended by the Finance Committee.
11. Request Board **to approve** engagement letters with Sheppard-Harris & Associates for the following, as recommended by the Finance Committee:
 - 11.1 An audit of the Board's Other Post Employment Benefits (OPEB) Plan for the year ended December 31, 2023, at an out-of-pocket cost to the Plan not-to-exceed \$25,000.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement.
 - 11.2 An audit of the Board's Pension Plan for the year ended December 31, 2023, at an out-of-pocket cost to the Plan not-to-exceed \$40,000.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute said agreement.
12. Request Board **to approve** agreement extensions with the following, as recommended by the Engineering and Maintenance Committee:
 - 12.1 Business Systems and Operations, LLC, to provide ongoing support for the SAP Finance (FI) module for the period of January 1, 2024 through December 31, 2024 at a total out-of-pocket cost to the Board of \$582,440.00; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement.
 - 12.2 Utegration, LLC, to provide ongoing support for the SAP Customer Relations and Billing (CRM) module for the period of January 1, 2024 through December 31, 2024 at a total out-of-pocket cost to the Board of \$600,248.00; and to authorize the General Manager and/or Assistant General Manager to execute the agreement.
13. Request Board **to approve** an agreement with Beville State Community College for the period of January 15, 2024 through December 13, 2024 to provide Commercial Driver's License (CDL) training for BWB employees at an estimated out-of-pocket cost to the Board of \$37,000.00; and **to authorize** the General Manager and/or Assistant General Manager to execute the agreement, as recommended by the Human Resources Committee.
14. Request Board **to authorize** renewing a lease agreement for an easement at 2700 Rogers Drive Birmingham, AL 35209, in a form approved by the General Manager, as recommended by the Board's Attorney, as recommended by the Engineering and Maintenance Committee.

ADJOURNMENT