



**AGENDA FOR A REGULAR BOARD OF DIRECTORS' MEETING  
SCHEDULED Wednesday, December 16, 2020  
at 11:30 a.m. – (Electronically [via Teleconference/Telephone])**

**The Governor's Open Meeting Act ("OMA") Proclamation allows members of governmental bodies to hold said meeting electronically (via 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. (888) 398-2342 Access Code: 5608731**

**REVISED**

CALL TO ORDER AND INVOCATION

1. Request Board **to approve** minutes from the Regular Board of Directors' Meeting held September 9, 2020; necessary to perform essential minimum functions of the governmental body.
2. Request Board **to hear** a presentation on the following awards; necessary to perform essential minimum functions of the governmental body:
  - 2.1 BWW receipt of the Distinguished Budget Presentation Award from the Government Finance Officers Association for Fiscal Year 2020.
  - 2.2 BWW receipt of the Optimization Award from Alabama Department of Environmental Management (ADEM) for year 2019 for microbial removal at its Western, Putnam and Shades Mountain filter plants.
  - 2.3 BWW receipt of the 2020 AWWA's Partnership for Safe Water Program, Directors Award for operations at each of its for (4) treatment plants with Putnam receiving the award for the 15th year.
3. Request Board **to adopt** a resolution authorizing surviving monthly retirement benefits from the Board's Retirement Trust Fund in accordance with the terms of the pension plan and as stated on the attached memo, effective January 1, 2021 for Ms. Joyce S. Hanson, the surviving spouse of Gene R. Hanson; necessary to perform essential minimum functions of the governmental body.
4. Request Board **to adopt** resolutions authorizing monthly retirement benefits from the Board's Retirement Trust Fund, as stated on the respective retirement calculations, effective January 1, 2021, and commending the following employees for their years of service, necessary to perform essential minimum functions of the governmental body:
  - 4.1 Isaiah Craig, Senior Drafter, Mapping & Records Department, for 35 years and 3 months of service.
  - 4.2 Timothy Fine, Supervisor, Sipseyp Pump Station, Water Resources Department, for 28 years and 6 months of service.
  - 4.3 Greg Henslee, Superintendent, Water Resources Department, for 36 years and 4 months of service.

- 4.4 Oscar Johnson, Meter Helper Technician, Meter Shop Department for 15 years and 9 months of service.
- 4.5 Richard Lowery, Field Service Technician, Customer Support Services Department, for 24 years and 7 months of service.
- 4.6 Terrance Williams, Painting & Coatings Inspector, Engineering Department, for 30 years and 5 months of service.
5. Request Board **to approve** reimbursement to the Operating Account for the period ended October 31, 2020 in the amount of \$4,828,176.80; necessary to perform essential minimum functions for the governmental body
6. Request Board **to approve** payments of invoices; necessary to perform essential minimum functions of the governmental body.
- 6.1 Dominick Feld Hyde. P.C.
- |       |  |                    |
|-------|--|--------------------|
| 6.1.1 | Cafeteria Plan performed November 2 - 11, 2020 | <u>\$ 529.20</u>   |
| 6.1.2 | Audit Letter performed June 8 - 26, 2020       | <u>\$ 576.00</u>   |
| 6.1.3 | Pension Plan performed November 12, 2020       | <u>\$ 961.20</u>   |
| 6.1.4 | Pension Plan performed January 7 - 9, 2020     | <u>\$ 1,673.00</u> |
- 6.2 Perkins-Law, LLC  
For professional services rendered October 28, 2020 through December 4, 2020 \$ 3,300.00
- 6.3 T. Agee  
For professional services rendered November 2020 \$ 5,820.00
- 6.4 Emory Anthony, Esq.  
For professional services rendered October 1, 2020 through November 4, 2020 \$ 6,450.00
- 6.5 Terminus Municipal Advisors, LLC  
For professional services rendered November 2020 \$ 6,500.00
- 6.6 Hilliard, Smith & Hunt, LLC  
For professional services rendered November 2020 \$ 7,500.00
- 6.7 The Jones Group  
For professional services rendered in November 2020 \$ 10,000.00
- 6.8 Birmingham Business Resource Center (BBRC)  
For professional services rendered in November 2020 \$ 20,000.00
- 6.9 Agency 54  
For professional services rendered during November 2020 \$ 25,000.00
- 6.10 Birmingham Construction Industry Authority (BCIA)  
For BWWB Contract Compliance Program Services -November 2020 \$ 25,000.00

6.11	<u>Parnell Thompson, LLC</u> For professional services rendered in November 2020	<u>\$ 28,185.00</u>
6.12	<u>Raftelis Financial Consultants, Inc.</u> 6.12.1 For professional services rendered November 2020	<u>\$ 11,617.50</u>
	6.12.2 For professional services related to BWWB Strategic Plan Performed October 1, 2020 through October 30, 2020	<u>\$ 2,535.60</u>
	6.12.3 For professional services related to BWWB Strategic Plan Performed November 1, 2020 through November 30, 2020	<u>\$ 28,209.60</u>
6.13	<u>A.G. Gaston Engineering, LLC</u> For professional services rendered October 20 – December 8, 2020	<u>\$ 55,812.50</u>
6.14	<u>ARCADIS, US</u> 6.14.1 For professional services performed per September 2020 progress report	<u>\$ 438,272.05</u>
	6.14.2 For professional services performed per October 2020 progress report	<u>\$ 468,041.43</u>

7. Request Board **to adopt** a resolution to hire Attorney Moses Stone to provide legal services for the purpose of representing the BWWB in a lawsuit, Case Number CV 2019-900145.00, at an hourly rate of \$300.00 and an amount of compensation not to exceed \$20,000.00, including authorized reimbursable expenses without further authorization of the Board, and to authorize the General Manager to execute the agreement; necessary to perform essential minimum functions of the governmental body.
8. Request Board **to approve** an engagement letter with Armstrong Law, LLC, in the amount of \$4,460.00 to pay for legal services and required filing fees to apply for an extension of a current employee's H1B Visa; and **to authorize** the General Manager or the Assistant General Manager to execute the engagement letter; necessary to perform essential minimum functions of the governmental body.
9. Request Board **to approve** an amendment to the Smoking Policy (Section 6.11) in the Employee Handbook and (Section 6110) in the HR Management Guide, as recommended by the Human Resources Committee; necessary to perform essential minimum functions of the governmental body.
10. Request Board **to approve** an amendment to the Sick Leave Policy (Section 8.7) in the Employee Handbook and (Section 8070) in the HR Management Guide, as recommended by the Human Resources Committee; necessary to perform essential minimum functions of the governmental body.
11. Request Board **to approve** the following amendments to the COVID-19 Employee Assistance Policy, as recommended by the Human Resources Committee; necessary to perform essential minimum functions of the governmental body:
  - 11.1 allow Part-Time Employees to be eligible for COVID-19 Employee Assistance Sick Leave Pay on a pro-rated basis effective March 17, 2020 (part time employees would be allowed up to 7.5 days or 60 hours vs full time employees are allowed up to 10 days or 80 hours); and

11.2 extend the expiration of the Policy to June 30, 2021.

12. Request Board **to ratify** emergency work awarded to Rast Construction and Ridgeline Pipeline Services, to repair a 42-inch transmission water main damaged by another entity performing road work on Oxmoor Boulevard between Oxmoor Road and Scott Street in Homewood, at an out-of-pocket cost of \$103,476.00, as recommended by the Engineering and Maintenance Committee; necessary to perform essential minimum functions of the governmental body.
13. Request Board **to award** bids on the following; necessary to perform essential minimum functions of the governmental body:
  - 13.1 Ferguson WW, **the lowest responsible and responsive bidder**, for estimated quantities of Crosslinked PEXa Piping (Municipex), at an estimated out-of-pocket cost to the Board of \$92,655.00; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement. **HUB participation 0%**  
**Number of bids: 3      Minority vendor: No      New vendor: No**
  - 13.2 Layer3 Communications, **the lowest responsive and responsible bidder**, for Palo Alto Firewalls-Perimeter 3250, at an out-of-pocket cost to the Board of \$101,380.00, as recommended by the Engineering and Maintenance Committee, and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement.  
**HUB participation 0%**  
**Number of bids: 3      Minority vendor: No      New vendor: No**
  - 13.3 Consolidated Pipe, **the lowest responsive and responsible bidder**, for estimated annual quantities of Meter Adapters, at an estimated out-of-pocket cost to the Board of \$104,143.86, as recommended by the Engineering and Maintenance Committee, and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement.  
**HUB participation 0%**  
**Number of bids: 5      Minority vendor: No      New Vendor: No**
  - 13.4 Long Lewis Ford of the Shoals, **the only bidder to respond**, for thirty-one (31) Light-Medium Vehicles and Truck Bodies, at an out-of-pocket cost to the Board of \$1,115,008.50, as recommended by the Engineering and Maintenance Committee, and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement..  
**HUB participation 0%**  
**Number of bids: 1      Minority vendor: No      New vendor: No**
  - 13.5 Black Diamond Paving, LLC, **the lowest responsible and responsive bidder**, for estimated annual quantities of Standard Patch Paving/Longitudinal Transverse/Milling and Resurfacing, at an estimated out-of-pocket cost to the Board of: Item 1 - \$818,235.00; Item 2 - \$11,250.00; Item 3 - \$770,800.00, as recommended by the Engineering and Maintenance Committee, and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement.  
**HUB participation 100% - HUB sub-contractor participation 10%**  
**Number of bids: 3      Minority vendor: Yes      New vendor: No**
14. Request Board **to award 2021 annual chemical bids** on the following; necessary to perform essential minimum functions of the governmental body:
  - 14.1 Harcros Chemicals, **the lowest responsible and responsive bidder**, for Liquid Chlorine, at an estimated out-of-pocket cost to the Board of \$171,132.50.

HUB participation 0%  
Number of bids: 3      Minority vendor: No      New vendor: No

- 14.2 Univar USA, Inc., **the lowest responsible and responsive bidder**, for Hydrofluosilicic Acid, at an estimated out-of-pocket cost to the Board of \$268,963.60.

HUB participation 0%  
Number of bids: 2      Minority vendor: No      New vendor: No

- 14.3 Mississippi Lime, **the lowest responsible and responsive bidder**, for Bulk Hydrated Lime, at an estimated out-of-pocket cost to the Board of \$381,150.00.

HUB participation 0%  
Number of bids: 3      Minority vendor: No      New vendor: No

- 14.4 Allied Universal Corporations, **the lowest responsible and responsive bidder**, for Liquid Sodium Hypochlorite, at an estimated out-of-pocket cost to the Board of \$539,400.00.

HUB participation 0%  
Number of bids: 4      Minority vendor: No      New vendor: No

- 14.5 GEO Specialty Chemicals, **the lowest responsible and responsive bidder**, for dry pounds of Liquid Aluminum Sulfate, at an estimated out-of-pocket cost to the Board of \$865,840.00.

HUB participation 0%  
Number of bids: 3      Minority vendor: No      New vendor: No

15. Request Board **to exercise its bid option** and **to authorize** the General Manager and/or the Assistant General Manager to execute a 12-month bid extension on the following; necessary to perform essential minimum functions of the governmental body:

- 15.1 G&C Supply, Co., Inc., **the lowest responsible and responsive bidder**, for estimated annual quantities of Full Circle Repair Clamps, at an estimated out-of-pocket cost to the Board of \$78,340.48. HUB participation 0%

Number of bids: 4      Minority vendor: No      New vendor: No

- 15.2 Kemira Water Solutions, **the lowest responsible and responsive bidder**, for Liquid Ferric Sulfate, at an estimated out-of-pocket cost to the Board of \$2,772,000.00.

HUB participation 0%  
Number of bids: 2      Minority vendor: No      New vendor: No

- 15.3 Polytec, Inc., **the lowest responsible and responsive bidder**, for Liquid Calcium Hydroxide, at an estimated out-of-pocket cost to the Board of \$495,000.00.

HUB participation 0%  
Number of bids: 2      Minority vendor: No      New vendor: No

16. Request Board **to consider** and **to approve** a \$1,000,000.00 infrastructure investment in the City of Birmingham and the Housing Authority of The Birmingham District's CHOICE Neighborhood application to the United States Department of Housing and Urban Development regarding the Smithfield neighborhood located in the City of Birmingham; necessary to perform essential minimum functions of the governmental body.

17. Request Board **to approve** the reimbursement of legal fees incurred by directors and former employees for the purpose of defending and having legal representation, while acting in the proper interest of The Water Works Board of the City of Birmingham, as allowed under Article VI, paragraph

6.05, of The Water Works Board of the City of Birmingham's Certificate of Amendment and Restatement of Certificate of Incorporation; necessary to perform essential minimum functions of the governmental body.

18. Request Board **to hear** a report on Jefferson County's billings, collections and fees for the period January 2019 through November 2020; necessary to perform essential minimum functions of the governmental body.
19. New Business; necessary to perform essential minimum functions of the governmental body.