

**MINUTES OF THE REGULAR BI-MONTHLY MEETING OF DIRECTORS
OF THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM
January 13, 2021**

A regular meeting of the directors of The Water Works Board of the City of Birmingham was held on Wednesday, January 13, 2021 at 11:30 a.m.

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

Others present were: Michael Johnson, General Manager; Derrick Murphy, Jeffrey Thompson and Iris Fisher, Assistant General Managers; Cynthia Williams, Board Administrator; Anitra Hendrix, Executive Assistant to the General Manager; Rick Jackson, Terrell Jones, Jeff Wade, David King, Tim Garrett and Colandus Mason, BWWB Employees; K. Mark Parnell, Parnell Thompson Law, LLC; Emory Anthony, Esq.; Matthew Arrington, Terminus Municipal Advisors; Chasiti Shepherd, B Grace Media; and Elise Massey, Alabama Attorney General’s Office.

Chairman Mims declared a quorum in attendance.

Chairman Mims called the meeting to order at 11:30 a.m. and Assistant General Manager Iris Fisher opened with prayer.

Following, Chairman Mims asked the Board to approve the agenda. Director Munchus made a motion to approve the agenda and Director NeSmith seconded the motion. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED By The Water Works Board of the City of Birmingham (“the Board”), on a motion duly made by Mr. George Munchus and seconded by Mr. Dalton NeSmith, that the Board hereby approves the agenda for January 13, 2021 Regular Board of Directors’ Meeting and tables agenda item 2. Resolution No. 8615 is hereby adopted by unanimous vote.”

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Following, the Board moved to the first item on the agenda, Request Board to elect Officers of the Corporation for calendar year 2021; necessary to perform essential minimum functions of the governmental body. Chairman Mims declared all positions vacant. The General Manager then stated the first position for election was Chairman/President. Director Munchus then nominated Director Mims for the position of Chairman/President. As there were no other nominations made for Chairman/President, Director Munchus then made a motion to close nominations and Director Burbage seconded the motion. The General Manager then called for a vote on the nomination. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED, that Mr. Ronald A. Mims is hereby appointed Chairman/President of The Water Works Board of the City of Birmingham (“the Board”) and to serve as an Officer of the Corporation at the pleasure of the Board or until the next election of Officers. Resolution No.

8616 is hereby adopted by Directors Mims, Munchus, Burbage, Huffman, Ward, Henderson, NeSmith and Rice; and Director Blankenship abstained from voting.”

Following, Chairman Mims then stated the second position for election was First Vice Chairman/First Vice President. Director Henderson then nominated Director Munchus for the position of First Vice Chairman/First Vice President. As there were no other nominations made for First Vice Chairman/First Vice President, Director Burbage then made a motion to close nominations and Director NeSmith seconded the motion. Chairman Mims then called for a vote on the nomination. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED, that Mr. George Munchus is hereby appointed First Vice Chairman/First Vice President of The Water Works Board of the City of Birmingham (“the Board”) and to serve as an Officer of the Corporation at the pleasure of the Board or until the next election of Officers. Resolution No. 8617 is hereby adopted by unanimous vote.”

Following, Chairman Mims then stated the third position for election was Second Vice Chairman/Second Vice President. Director Munchus then nominated Director Blankenship for the position of Second Vice Chairman/Second Vice President. As there were no other nominations made for Second Vice Chairman/Second Vice President, Director Munchus then made a motion to close nominations and Director Rice seconded the motion. Chairman Mims then called for a vote on the nomination. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED, that Mr. Lucien Blankenship is hereby appointed Second Vice Chairman/Second Vice President of The Water Works Board of the City of Birmingham (“the Board”) and to serve as an Officer of the Corporation at the pleasure of the Board or until the next election of Officers. Resolution No. 8618 is hereby adopted by unanimous vote.”

Following, Chairman Mims then stated the fourth position for election was Secretary/Treasurer. Director Munchus then nominated Director Burbage for the position of Secretary/Treasurer. As there were no other nominations made for Secretary/Treasurer, Director NeSmith then made a motion to close nominations and Director Munchus seconded the motion. Chairman Mims then called for a vote on the nomination. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED, that Mr. William R. Burbage is hereby appointed Secretary/Treasurer of The Water Works Board of the City of Birmingham (“the Board”) and to serve as an Officer of the Corporation at the pleasure of the Board or until the next election of Officers. Resolution No. 8619 is hereby adopted by unanimous vote.”

Following, Chairman Mims then stated the fifth position for election was Assistant Secretary/Treasurer. Director Munchus then nominated Director Huffman for the position of Assistant Secretary/Treasurer. As there were no other nominations made for Assistant Secretary/Treasurer, Director Ward then made a motion to close nominations and Director Munchus seconded the motion. Chairman Mims then called for a vote on the nomination. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED, that Ms. Tereshia Huffman is hereby appointed Assistant Secretary/Treasurer of The Water Works Board of the City of Birmingham (“the Board”) and to serve as an Officer of the Corporation at the pleasure of the Board or until the next election of Officers. Resolution No. 8620 is hereby adopted by unanimous vote.”

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Following, the Board moved to the second item on the agenda, Request Board to adopt resolution reaffirming various established Board Committees for 2021; necessary to perform essential minimum functions of the governmental body. Director Munchus made a motion to table the item and Director NeSmith seconded the motion. A discussion then ensued. On a motion duly made and seconded, the following resolution were adopted:

“BE IT RESOLVED By The Water Works Board of the City of Birmingham (“the Board”), on a motion duly made by Mr. George Munchus and seconded by Mr. Dalton NeSmith, that the Board hereby tables agenda item 2. Resolution No. 8621 is hereby adopted by unanimous vote.”

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Following, the Board moved to the third item on the agenda, Request Board to adopt resolutions authorizing monthly retirement benefits from the Board's Retirement Trust Fund for the following; necessary to perform essential minimum functions of the governmental body. Director Munchus made a motion to approve the item and Director Burbage seconded the motion. A discussion then ensued. On a motion duly made and seconded, the following resolutions were adopted:

“WHEREAS, Richard Holder, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2021, at an age of 61, and

WHEREAS, Richard Holder has 41 years of continuous service with the Board at his retirement date, and in accordance with the terms of the Trusteed Pension Plan, is entitled to receive a monthly Retirement payment from the Board’s Retirement Trust Fund in the amount of \$8,930.57; and

NOW, THEREFORE, BE IT RESOLVED By the Board of Directors of The Water Works Board of the City of Birmingham, on motion duly made by Mr. George Munchus and seconded by Mr. William Burbage, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$8,930.57 to Mr. Holder from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan, with the first payment to be made February 1, 2021. Resolution No. 8622 is hereby adopted by unanimous vote.”

“WHEREAS, Richard Holder, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2021, after 41 years of service with the Board; and

WHEREAS, management has informed the Board of Richard Holder’s efficiency, reliability, and loyal service which contributed to the effective operation and growth of The Water Works Board of the City of Birmingham; and

WHEREAS, Richard Holder, leaves behind a record which deserves a sincere word of gratitude for a job well done; and the Board does hereby express its best wishes for many happy years ahead.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Directors of the Water Works Board of the City of Birmingham, Richard Holder is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Richard Holder’s services to the Board, a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham and an official resolution presented to Mr. Holder.

Resolution No. 8623 is hereby adopted by unanimous vote.”

“WHEREAS, Ronald Jones, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2021, at an age of 62, and

WHEREAS, Ronald Jones has 28 years and 2 months of continuous service with the Board at his retirement date, and in accordance with the terms of the Trusteed Pension Plan, is entitled to receive a monthly Retirement payment from the Board’s Retirement Trust Fund in the amount of \$3,212.17; and

NOW, THEREFORE, BE IT RESOLVED By the Board of Directors of The Water Works Board of the City of Birmingham, on motion duly made by Mr. George Munchus and seconded by Mr. William Burbage, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$3,212.17 to Mr. Jones from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan, with the first payment to be made February 1, 2021. Resolution No. 8624 is hereby adopted by unanimous vote.”

“WHEREAS, Ronald Jones, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2021, after 28 years and 2 months of service with the Board; and

WHEREAS, management has informed the Board of Ronald Jones’ efficiency, reliability, and loyal service which contributed to the effective operation and growth of The Water Works Board of the City of Birmingham; and

WHEREAS, Ronald Jones, leaves behind a record which deserves a sincere word of gratitude for a job well done; and the Board does hereby express its best wishes for many happy years ahead.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Directors of the Water Works Board of the City of Birmingham, Ronald Jones is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Ronald Jones' services to the Board, a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham and an official resolution presented to Mr. Jones.

Resolution No. 8625 is hereby adopted by unanimous vote."

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"WHEREAS, Gary Thorington, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2021, at an age of 63, and

WHEREAS, Gary Thorington has 14 years and 9 months of continuous service with the Board at his retirement date, and in accordance with the terms of the Trusteed Pension Plan, is entitled to receive a monthly Retirement payment from the Board's Retirement Trust Fund in the amount of \$1,809.88; and

NOW, THEREFORE, BE IT RESOLVED By the Board of Directors of The Water Works Board of the City of Birmingham, on motion duly made by Mr. George Munchus and seconded by Mr. William Burbage, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$1,809.88 to Mr. Thorington from the Board's Retirement Trust Fund, in accordance with the terms of the Pension Plan, with the first payment to be made February 1, 2021.

Resolution No. 8626 is hereby adopted by unanimous vote."

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"WHEREAS, Gary Thorington, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2021, after 14 years and 9 months of service with the Board; and

WHEREAS, management has informed the Board of Gary Thorington's efficiency, reliability, and loyal service which contributed to the effective operation and growth of The Water Works Board of the City of Birmingham; and

WHEREAS, Gary Thorington, leaves behind a record which deserves a sincere word of gratitude for a job well done; and the Board does hereby express its best wishes for many happy years ahead.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Directors of the Water Works Board of the City of Birmingham, Gary Thorington is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Gary Thorington’s services to the Board, a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham and an official resolution presented to Mr. Thorington.

Resolution No. 8627 is hereby adopted by unanimous vote.

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Following, the Board moved to the fourth item on the agenda, Request Board to approve payment of invoices, necessary to perform essential minimum functions of the governmental body. Director Munchus made a motion to approve the item and Director Burbage seconded the motion. A discussion then ensued. On a motion duly made and seconded, the following resolution was adopted:

“BE IT RESOLVED By The Water Works Board of the City of Birmingham (“the Board”), on a motion duly made by Mr. George Munchus, and seconded by Mr. William Burbage, that the Board hereby authorizes staff to execute payment to the following:

- 4.1 Raftelis
BWVB Strategic Plan performed December 1, 2020 through December 31, 2020 \$ 2,535.60

- 4.2 Emory Anthony, Jr.
For professional services rendered December 2, 2020 through January 6, 2021 \$ 4,230.00

- 4.3 Terminus Municipal Advisors, LLC
For professional services rendered during December 2020 \$ 6,500.00

- 4.4 Perkins-Law, LLC
 - 4.4.1 For professional services rendered per invoice dated January 4, 2021 \$ 3,510.00
 - 4.4.2 For professional services rendered per invoice dated December 15, 2020 \$ 7,050.00

- 4.5 Cory Watson Attorneys
For professional services rendered October 1, 2020 through December 3, 2020 \$ 14,352.58

Resolution No. 8628 is hereby adopted by unanimous vote.”

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Following, the Board moved to the fifth item on the agenda, New Business; necessary to perform essential minimum functions of the governmental body. Director Munchus questioned the status of the Corporate Governance Specialist position. Chairman Mims stated this item would be discussed at a later date. He commended staff for their work on BWB being awarded a loan of nearly \$150 Million from the Environmental Protection Agency (WIFIA Program).

Next, Director Blankenship then made a motion to adjourn the meeting and Director Rice seconded the motion. On a motion duly made and seconded, the motion was approved by unanimous vote and the meeting was adjourned at 12:20 p.m.

/s/

Ronald A. Mims
Chairman/President

Attest:

/s/

William Burbage, Jr.
Secretary-Treasurer