

**MINUTES OF THE REGULAR BI-MONTHLY MEETING OF DIRECTORS
OF THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM
June 29, 2017**

The regular bi-monthly meeting of the directors of The Water Works Board of the City of Birmingham was held on Thursday, June 29, 2017 at 9:00 a.m., in the principal office of the Board, 3600 First Avenue North, Birmingham, Alabama.

The following Directors were present: Sherry Lewis, Tommy Joe Alexander, Deborah Clark, Butch Burbage, Ronald A. Mims, Brett King, William Muhammad and Brenda Dickerson.

The meeting was also attended by: Mac Underwood, General Manager; Michael Johnson, Sonny Jones and Darryl Jones, Assistant General Managers; Grace Amison, Executive Assistant to the Board of Directors; Anitra Hendrix, Executive Assistant to the General Manager; George Anderson, Rick Jackson, Ben Sorrell, Barry Williams, Ruth May, Rosalind Jones, Joyce Dupree, Derrick Maye, Lorenzo Clay and Scott Starkey, Board Employees; K. Mark Parnell, Parnell Thompson, LLC; Dorian Kendrick, Jesse Lewis, Bre Rudolph and Desmond Boseman, Agency 54; Jerry Jones and Brian Ruggs, ARCADIS; David Merrida and Michael Bell, Birmingham Construction Industry Authority; Derrick Murphy, Gresham Partners; Dan Meadows, S. S. Nesbitt; Chandra Abesingha, CE Associates; Rickey Jones and Brad Stevens, Jones Utility; Russ Hobbie and Ashley Horrell, Southland International; Teco Stephens, Kentec Services; Brandon Kennedy and Nakita Ellis, Birmingham Plumbing and Drainworks; Oliva Martin, State of Alabama; Christopher Swain, Monumental Contracting Services; Nelda Thompkins and Philemon Hill, II.

Inasmuch as much as eight of the directors were present; Chairwoman Lewis declared a quorum in attendance.

Chairwoman Lewis called the meeting to order at 9:05 a.m. and Board Employee George Anderson opened with prayer.

Following, the General Manager requested the Board to adopt a resolution commending the Employee of the Month for June 2017, as set forth in agenda item 1. Joyce Dupree, Board Employee, recognized Ruth May, Board Employee, on being selected as the Employee of the Month for June 2017. Director Munchus arrived at the meeting at 9:08 a.m. Ms. Dupree stated Ms. Murray was being recognized for her hard work in assisting to organize the Purchasing Department as well as providing healthy snack machines for all employees. Chairwoman Lewis provided her commendation for Ms. Murray's achievement. 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. Tommy Joe Alexander and seconded by Ms. Deborah Clark, that the Board hereby recognizes and commends Ruth May, as the Finance and Administration Division's Employee of the Month for June 2017, on having achieved outstanding job performance, attendance, and work above expected levels;

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of the Water Works Board of the City of Birmingham and a copy presented to Ruth May.

Resolution No. 7509 is hereby adopted by unanimous vote.”

Next, the General Manager asked the Board to adopt resolutions recognizing the 2017 Top Ops, Men’s Tapping Team (Blue), Men’s Tapping Team (Red), Ladies Tapping Team, Meter Madness Team, Shades Mountain Filter Plant and Western Filter Plant for their achievements at the 2017 American Water Works Association’s Annual Conference and Exposition. Chairwoman Lewis expressed her appreciation for all team members. Rick Jackson, Board Employee, presented a video of highlights from the conference. On a motion duly made and seconded, the following resolutions were adopted:

“WHEREAS, The Water Works Board of the City of Birmingham has supported its Top Ops Team at various levels of competition since 2004; and

WHEREAS, members of the 2017 Top Ops Team are Stan Brock, Derrick Stephens, Scott Gormley, and William Shikle; and

WHEREAS, on June 13, 2017, the Top Ops Team competed in the American Water Works Association’s National Top Ops Competition in Philadelphia, Pennsylvania, finishing in second place; and

WHEREAS, the Board is proud and desires to commend the 2017 Top Ops Team for the outstanding manner in which it performed, and

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that the Water Works Board of the City of Birmingham does hereby commend each member of the 2017 Top Ops Team for competing at the National Top Ops Championship at the American Water Works Association’s National Top Ops Competition.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham, and a copy presented to each member of the team.

Resolution No. 7510 is hereby adopted by unanimous vote.”

“WHEREAS, The Water Works Board of the City of Birmingham has supported its Tapping Team at various levels of competition since 1988; and

WHEREAS, members of the 2017 Men’s Pipe Tapping Blue Team are Todd Stewart, Jerry Storey, Johnny Bittles and Lakell Freeman; and

WHEREAS, on June 13, 2017, the Men’s Pipe Tapping Blue Team competed in the American Water Works Association’s National Pipe Tapping Competition in Philadelphia, Pennsylvania, finishing in third place; and

WHEREAS, the Board is proud and desires to commend the 2017 Men’s Pipe Tapping Blue Team for the outstanding manner in which it performed; and

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that The Water Works Board of the City of Birmingham does hereby commend each member of the 2017 Men’s Pipe Tapping Blue Team for competing at the American Water Works Association’s National Pipe Tapping Competition.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham, and a copy presented to each member of the team.

Resolution No. 7511 is hereby adopted by unanimous vote.”

“WHEREAS, The Water Works Board of the City of Birmingham has supported its Tapping Team at various levels of competition since 1988; and

WHEREAS, members of the 2017 Men’s Pipe Tapping Red Team are Paul Bethune, Brent Zeanah, Johnathan Bittles and Lorenzo Clay; and

WHEREAS, on June 13, 2017, the Men’s Pipe Tapping Red Team competed in the American Water Works Association’s National Pipe Tapping Competition in Philadelphia, Pennsylvania, finishing in eighth place; and

WHEREAS, the Board is proud and desires to commend the 2017 Men’s Pipe Tapping Red Team for the outstanding manner in which it performed; and

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that The Water Works Board of the City of Birmingham does hereby commend each member of the 2017 Men’s Pipe Tapping Red Team for competing at the American Water Works Association’s National Pipe Tapping Competition.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham, and a copy presented to each member of the team.

Resolution No. 7512 is hereby adopted by unanimous vote.”

“WHEREAS, The Water Works Board of the City of Birmingham has supported its Tapping Team at various levels of competition since 1988; and

WHEREAS, members of the 2017 Ladies’ Pipe Tapping Team are April Nabors, Jacqueline Ingram, Frerica Smith and Timothy Harris; and

WHEREAS, on June 13, 2017, the Ladies’ Pipe Tapping Team competed in the American Water Works Association’s National Pipe Tapping Competition in Philadelphia, Pennsylvania; and

WHEREAS, the Board is proud and desires to commend the 2017 Ladies’ Pipe Tapping Team for the outstanding manner in which it performed; and

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that The Water Works Board of the City of Birmingham does hereby commend each member of the 2017 Ladies’ Pipe Tapping Team for competing at the American Water Works Association’s National Pipe Tapping Competition.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham, and a copy presented to each member of the team.

Resolution No. 7513 is hereby adopted by unanimous vote.”

“WHEREAS, The Water Works Board of the City of Birmingham has supported its Meter Madness Team at various levels of competition since 2010; and

WHEREAS, members of the 2017 Meter Madness Team are Donald Templeton, and Tina Webb; and

WHEREAS, on June 13, 2017, the Meter Madness Team competed in the American Water Works Association’s National Meter Madness Competition in Philadelphia, Pennsylvania, Donald Templeton finished in twelfth place; and

WHEREAS, the Board is proud and desires to commend the 2017 Meter Madness Team for its competition efforts; and

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that The Water Works Board of the City of Birmingham does hereby commend each member of the 2017 Meter Madness Team for competing at the American Water Works Association's National Meter Madness Competition.

BE IT FURTHER RESOLVED, that a copy of this resolution be spread upon the minutes of The Water Works Board of the City of Birmingham, and a copy presented to each member of the team.

Resolution No. 7514 is hereby adopted by unanimous vote.”

“BE IT RESOLVED BY The Water Works Board of the City of Birmingham (“the Board”), on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that the Board hereby recognizes and commends Shades Mountain Filter Plant for receiving the “Phase Three Director’s Award” at the American Water Works Association ACE 2017 Conference and Exposition in Philadelphia, Pennsylvania on June 19, 2017.

RESOLVED, the Board is proud and desires to commend BWWB plants staff for the outstanding manner in which they operate the Board’s filter plants with professionalism and excellence; and for receiving recognition from the American Water Works Association’s Partnership for Safe Water Program and being awarded the “Phase III Director’s Award” for excellence in operations and water quality; and

RESOLVED FURTHER, that the Board and the General Manager are hereby authorized to sign a formal resolution wherein the wording of which will carry out the intent herein, and a formal resolution will be presented to each plant. Resolution No. 7515 is hereby adopted by unanimous vote.”

“BE IT RESOLVED BY The Water Works Board of the City of Birmingham (“the Board”), on a motion duly made by Mr. Ronald Mims and seconded by Mr. George Munchus, that the Board hereby recognizes and commends Western Filter Plant for receiving the “Phase Three 10-Year Director’s Award” at the American Water Works Association ACE 2017 Conference and Exposition in Philadelphia, Pennsylvania on June 19, 2017.

RESOLVED, the Board is proud and desires to commend BWWB plants staff for the outstanding manner in which they operate the Board’s filter plants with professionalism and excellence; and for receiving recognition from the American Water Works Association’s

Partnership for Safe Water Program and being awarded the “Phase III 10-Year Director’s Award” for excellence in operations and water quality; and

RESOLVED FURTHER, that the Board and the General Manager are hereby authorized to sign a formal resolution wherein the wording of which will carry out the intent herein, and a formal resolution will be presented to each plant. Resolution No. 7516 is hereby adopted by unanimous vote.”

Following, the General Manager then asked the Board to hear a review of the BWWB's Audit Report for the Year Ended December 31, 2016, as set forth in agenda item 3. He then recognized James White, Banks, Finley & White, to make the presentation. Mr. White presented the Board with a handout. (A copy is on file with said meeting book) Mr. White stated Banks, Finley & White’s responsibility is to express an opinion regarding the financial statements. He stated they did not find anything out of the ordinary in the statements. He stated they have issued an unmodified opinion which is a clean opinion. He stated there were no material weaknesses or noncompliance. He then gave an overview of major financial transactions and required disclosures. He indicated there were no issues. Director Munchus questioned whether there will be new GASB rules in the future. Mr. White responded yes, and always and he indicated the new pronouncements are indicated in their opinion. He then gave an example of a new GASB rule. Director Dickerson questioned why there was an increase in interest from 2015 to 2016. The General Manager stated a guaranteed investment contract (GIC) was done which increased the interest for internal investment. He indicated the interest income increase was good for the Board. Director Dickerson questioned whether interest income is atypical. Assistant General Manager Michael Johnson stated there has not been as much money spent in the capital program. He stated when more money is invested there is opportunity to earn more interest. Director King questioned what capital contributions are. The General Manager stated capital contributions include main extensions and large developments the Board does not pay for. Director Muhammad questioned what trustee funds are. Mr. White stated they are funds for revenue bond financing that has been earmarked for specific use. Mr. White then expressed his gratitude to the Board for allowing his firm to perform this audit.

Following, the General Manager asked the board to approve payments of invoices for professional services, as set forth in agenda item 4.1. The General Manager indicated staff had reviewed the invoices and recommended them for approval. 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. Ronald Mims, that the Board hereby authorizes staff to execute payment to the following:

4.1	<u>The Jones Group</u>	
	For professional services rendered for June 2017	\$ <u>7,500.00</u>

Resolution No. 7517 is hereby adopted by unanimous vote.”

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Following, the General Manager asked the board to approve the following directors' actual travel expenses for the 2017 AWWA Annual Conference and Exposition: Directors Lewis, Clark, Muhammad and Dickerson, as set forth in agenda item 5. After a motion was duly made and seconded, a roll call vote was called. The motion passed by a vote of 8 to 1, with one abstention. On a motion duly made and seconded, the following resolution was adopted:

“WHEREAS, the Board of Directors has adopted a Travel Expense Reimbursement Policy, as amended; and

WHEREAS, pursuant to Resolution No. 7376 adopted by the Board of Directors on December 20, 2016, approval was given to attend the 2017 AWWA Annual Conference and Exposition scheduled June 11 - 14, 2017, in Philadelphia, PA; and

WHEREAS, in accordance with Act No. 2015-164, approval is requested for the following actual expenses relative to the above-referenced conference.

NOW, THEREFORE, BE IT RESOLVED, on a motion duly made by Mr. George Munchus and seconded by Mr. Ronald Mims, that the following board member(s) be reimbursed for his/her actual expenses pertaining to said conference as follows:

- Sherry W. Lewis for total expenses including conference registration, airline ticket, lodging (room and tax only), other incidental expenses, and business meals in the amount of \$2,678.56 (as itemized on the attached Travel and Business Expense Reimbursement form).
- Deborah Clark for total expenses including conference registration, AmTrak tickets, lodging (room and tax only), other incidental expenses, and business meals in the amount of \$2,822.61 (as itemized on the attached Travel and Business Expense Reimbursement form).
- William R. Muhammad for total expenses including conference registration, use of personal automobile, lodging (room and tax only), other incidental expenses, and business meals in the amount of \$3,329.87 (as itemized on the attached Travel and Business Expense Reimbursement form).
- Brenda J. Dickerson for total expenses including conference registration, airline ticket, lodging (room and tax only), other incidental expenses, and business meals in the amount of \$3,696.68 (as itemized on the attached Travel and Business Expense Reimbursement form).

Resolution No. 7518 is hereby adopted by a roll call vote: Director Burbage, aye; Director Muhammad, abstain; Director King, aye; Director Dickerson, aye; Director Munchus, aye; Director Clark, aye; Director Alexander, aye; and Chairwoman Lewis aye.

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Following, the General Manager asked the board to award bids, as set forth in agenda items 6.1 through 6.6. Director Muhammad made a request to vote on item 6.4 separately. Director King questioned what are the items being supplied by Southland International. A motion was made and seconded to approve items 6.1, 6.2, 6.3, 6.5 and 6.6. The General Manager stated they will supply large tandem trucks and utility trucks. Director Clark stated she would prefer more details regarding these items. She indicated she would like to know the number, age, and mileage of the trucks. She would also like to know the number of trucks in disrepair. Chairwoman Lewis requested staff to provide detailed information to all board members. Director Munchus then made a substitute motion to table items 6.1 through 6.6 and the motion was seconded by Director Mims. Director Alexander questioned how long would the bids be good for. Ed Travis, Board Employee, stated he would get that info. Chairwoman Lewis clarified that all board members were aware of the substitute motion that would delay items 6.1 through 6.6. Director Munchus stated his reason for wanting to delay items 6.1 through 6.4 is due to DBE participation. The General Manager indicated there is no minority company that can provide those items for 6.1 through 6.3. He indicated these items were bid. After discussion, Chairwoman Lewis called for a roll call vote. The motion passed by a vote of 5 to 4, with Directors Lewis, Alexander, Clark, King and Burbage voting against the motion. 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. Ronald Mims, that the Board hereby award bids to the lowest responsible and responsive bidders, and to authorize the General Manager and/or the Assistant General Manager to execute purchase orders and/or contracts for procurement of materials, services and supplies needed for the operation, construction, and maintenance of the water system to the following:

- 6.1 Dunn Construction, the lowest responsible and responsive bidder, for estimated quantities of Asphalt Cold Mix (pick-up), at an estimated annual out-of-pocket cost to the Board of \$174,875.00.
- 6.2 Advanced Asphalt, the lowest responsible and responsive bidder, for estimated quantities of Asphalt Cold Mix (delivery), at an estimated annual out-of-pocket cost to the Board of \$185,000.00.
- 6.3 MidSouth Paving, the lowest responsible and responsive bidder, for estimated quantities of Asphalt Hot Mix for temporary and permanent patching requirements a total estimated out-of-pocket cost to the Board of \$884,500.00.
- 6.4 Jones Utility and Contracting Company, the lowest responsible and responsive bidder, for the replacement of approximately 3,975’ of 2” galvanized steel pipe and 1,215’ of 2” cast iron cement lined (CICL) pipe with approximately 1,770’ of 4” DICL pipe; 1,470’ of 6” DICL pipe; 1,810’ of 8” DICL pipe and related appurtenances; and 118 water services located at Mayfield Avenue S.W.; 19th Street S.W.; 20th Place S.W.; 22nd Street S.W.; 23rd Street S.W.; Delta Street South; Gamma Street South; Beta Street South; 16th Avenue South; 1st Place South; and 2nd Street South located in the City of Birmingham, at a bid amount of \$856,956.00; plus estimated cost of materials and Water Board labor in the amount of \$304,200.00; for an estimated out-of-pocket cost to the Board of \$1,197,156.00;

and to authorize the General Manager and/or Assistant General Manager to execute a contract per bid specification dated March 21, 2017.

6.5 To award bids for the purchase of 47 replacement vehicles at a total out-of-pocket cost to the Board of \$1,675,142.32, as follows:

6.5.1 Downtown Nashville Nissan, the lowest responsible and responsive bidder, for three (3) vehicles - Bid #1; for twenty-two (22) vehicles – Bid #2 – at a total out-of-pocket cost to the Board of \$609,710.00.

6.5.2 Long Lewis Ford, the lowest responsible and responsive bidder, for three (3) vehicles - Bid #3; for one (1) vehicle – Bid #4; for one (1) vehicle – Bid #5; for six (6) vehicles – Bid #6; for two (2) vehicles – Bid #7; for two (2) vehicles – Bid #8; for three (3) vehicles – Bid #9; for two (2) vehicles – Bid #11 – at a total out-of-pocket cost to the Board of \$613,736.00.

6.5.3 Southland International, the lowest responsible and responsive bidder, for four (4) vehicles - Bid #10 – at a total out-of-pocket cost to the Board of \$451,696.32.

6.6 Warren Truck Body, the lowest responsible & responsive bidder, to purchase and install actual quantities of truck bodies for two (2) Board vehicles - Bid #7 – \$19,198.00; for two (2) Board vehicles - Bid #8 – \$18,498.00; for one (1) Board vehicle – Bid #9 - \$19,599.00; for two (2) Board vehicles – Bid #11 - \$19,198.00 at a total out-of-pocket cost to the Board of \$76,493.00.

Knapheide Truck Body, the lowest responsible & responsive bidder, to purchase and install actual quantities of truck bodies for three (3) Board vehicles - Bid #6 –\$17,985.00; for four (4) Board vehicles - Bid #10 – \$85,180.00 at a total out-of-pocket cost to the Board of \$103,165.00.

Resolution No. 7519 is hereby tabled by a roll call vote: Director Burbage, no; Director Muhammad, aye; Director King, no; Director Dickerson, aye; Director Munchus, aye; Director Mims, aye; Director Clark, aye; Director Alexander, no; and Chairwoman Lewis no.

Following, the General Manager asked the board to approve and authorize the General Manager and/or Assistant General Manager to accept a Scope of Services Agreement from CE Associates for the design and inspection of a water main replacement project along Steiner Avenue SW; Lee Avenue SW; 18th Place SW; 18th Way SW; 19th Street SW; and 19th Place SW located in the City of Birmingham, Alabama, as set forth in agenda item 7. 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. Ronald Mims, that the Board hereby approves and authorizes the General Manager and/or the Assistant General Manager to accept a Scope of Services Agreement from CE Associates for the design and inspection of a water main replacement project along Steiner Avenue SW; Lee Avenue SW; 18th Place SW; 18th Way SW; 19th Street SW; and 19th Place SW located in the City of Birmingham, Alabama. The water

mains to be replaced in the City of Birmingham are 2-inch unlined cast iron pipe and 2-inch galvanized steel pipe installed prior to 1927. The 2-inch water mains in this location have a high leakage rate based upon the Rehabilitation & Replacement Model. The estimated out-of-pocket cost to the Board for the scope of services is \$109,935.00. Resolution No. 7520 is hereby adopted by unanimous vote.”

Following, the General Manager asked the board to grant an easement agreement with Alabama Power Company for a new transmission line across property owned by Echo Lake, as set forth in agenda item 8. Director Alexander questioned where the property is located. Assistant General Manager Sonny Jones stated in the northwestern portion of the system. Director Munchus questioned whether the property is in Jefferson County. Board Attorney Mark Parnell stated the property is recorded in Jefferson County and St. Clair County. 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. William Muhammad and seconded by Mrs. Brenda Dickerson, that the Board hereby grants an easement agreement with Alabama Power Company for a new transmission line across property owned by Echo Lake, said property is also declared to be in a conservation easement via a Declaration of Conservation Easement executed in 2001 between BWWB and Echo Lake Properties. This easement agreement is a requirement due to the new power line will lie within the property that is in the conservation easement, the conservation easement must be subordinated in order for the new transmission line to be constructed and there is no cost to the Board; and to authorizes the General Manager and/or the Assistant General Manager to execute said easement. Resolution No. 7521 is hereby adopted by unanimous vote.”

Following, the General Manager asked the Board to approve and authorize the General Manager and/or the Assistant General Manager to enter into a three-year contract with Security Engineers, Inc., for security guard services, effective June 30, 2017 to June 30, 2020, at sites referenced in the contract, as set forth in agenda item 9. Director Munchus made a motion to reject item 9 and Director Muhammad seconded the motion. Director Munchus questioned whether a request for proposals (RFP) was sent out regarding this item. Assistant General Manager Darryl Jones stated a solicitation was sent out; however, there was not a Witten request for proposals. He stated the companies that responded can all perform the work; however, the Board has worked with Security Engineers for 10 years. He stated staff met with each company to clearly discuss the needs of the Board. Director Munchus questioned whether each company could perform the work needed. Mr. Darryl Jones responded yes. Director Munchus stated he would hate to see price be a deciding factor. Director Dickerson questioned how did staff determine who to solicit for this work. Mr. Darryl Jones stated staff is very familiar with security companies in this area. He stated the four (4) top companies were solicited. He stated due to State of Alabama code statutes, due to security requirements this type of work does not have to be bid. The General Manager stated security details should not be included in a RFP because it could compromise security. He indicated every BWWB location must be secure. Director Dickerson stated in her review of the information she found Sanguard to be the weakest. She indicated Sanguard is a minority vendor and she would not recommend them based on the information they submitted. Chairwoman Lewis

stated each company should be examined by its own merit. Director Munchus stated there may need to be a discussion regarding price differential. He stated Sanguard may not have presented their best offer. Director Dickerson stated Sanguard only has 45 officers and stated that in their proposal they stated they can send an additional six (6) officers within an hour in case of an emergency. She indicated these officers would have to be pulled from another shift to accommodate that kind of request. Director Munchus stated Sanguard could get the additional officers from another company. Director Burbage questioned Director Munchus if he is connected to Sanguard. Director Munchus responded no. Director Burbage then questioned Director Munchus how he knows Sanguard can supply additional officers. Director Munchus responded that he knows about the business. After discussion, Director King made a substitute motion to approve item 9 and Director Alexander seconded the motion. Subsequently, a roll call vote was called. The motion passed by a vote of 7 to 2, with Directors Munchus and Muhammad voting against the motion. 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. Brett King and seconded by Mr. Tommy Joe Alexander, that the Board hereby approves and authorizes the General Manager and/or the Assistant General Manager to enter into a three-year contract with Security Engineers, Inc., for security guard services, effective June 30, 2017 to June 30, 2020, at sites referenced in the contract. Contract costs for year one is \$418,906.75; rates for year two and year three would increase at the same cost of living adjustments, if any, given to the BWWB employees. Resolution No. 7522 is hereby adopted by Directors Lewis, Alexander, Clark, Burbage, King, Mims and Dickerson voted yes; Directors Munchus and Muhammad voted no.”

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Following, the Board moved to the next item on the agenda, New Business, as set forth in agenda item 10. Director Munchus stated he wanted to discuss Sinclair Broadcasting. He stated this company came before the Communications Committee with a proposal; however, an agreement was made with them out of the General Manager’s fund. He indicated he felt it subverted the Committee to execute an agreement with Sinclair. Chairwoman Lewis stated she recalled the work that was performed by Sinclair Broadcasting was different than what was submitted to the Committee. The General Manager stated Sinclair Broadcasting will come back before the Committee. He stated communication needed to be advertised regarding BWB’s collection efforts. Director Muhammad stated he understood the General Manager’s discretionary duties and questioned whether it was wise to spend \$10,000.00 with one station. Director Clark stated it was not one station but several stations that were involved under Sinclair Broadcasting. Chairwoman Lewis stated the General Manager made a decision that was within his limits. Director Munchus questioned the zip codes of the customers that have been shut off. The General Manager stated the shut offs are scattered throughout the system. Chairwoman Lewis stated board members need to refer calls to Customer Service. She stated the employees are working with customers on an individual basis. She indicated she feels staff is doing everything possible to be fair with customers. She stated the customer has the responsibility to make payment arrangements if they need it. She stated the employees should be applauded for the work they are doing. Director Dickerson questioned whether an employee picnic is being planned. The General Manager stated the picnic is currently being planned.

Subsequently, Director Muhammad stated he was contacted by Richard Finley and Mr. Finley stated he had not been contacted by staff. He then questioned whether staff was supposed to vet Mr. Finley's proposal. The General Manager stated the first proposal was received; however, Director Muhammad stated the information he requested was not included in the proposal. Therefore, staff did not review the first proposal. The General Manager stated Mr. Finley submitted a second proposal and it is under review. Director King stated he would like for directors to share contact information for companies that may be able to provide professional services. He stated he does not want to see items being held up. Chairwoman Lewis requested the directors to ask questions prior to meetings so that staff can supply the information prior to the meeting.

Following, Chairwoman Lewis then recognized the following speakers from the public: Philemon Hill spoke regarding the Shower of Love tour; and Lorenzo Clay and Derrick Maye requested the Board to grant July 3, 2017 as a holiday for employees. After discussion, a roll call vote was taken to approve the day off. The motion failed by a vote of 5 to 4, with Directors Lewis, Alexander, Clark, King and Burbage voting against the motion. 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 R. Muhammad, to approve July 3, 2017, as an additional day off for the Fourth of July holiday. The motion failed to approve said day off; therefore, the Board hereby declines granting July 3, 2017, as an additional day off for its employees. Resolution No. 7523 is hereby adopted by Directors Lewis, Alexander, Clark, Burbage, King, Mims and Dickerson voted yes; Directors Munchus and Muhammad voted no.”

As there was no further business before the Board, Chairwoman Lewis entertained a motion to adjourn the meeting and a motion was duly made and seconded, and the meeting adjourned at 11:08 a.m.

/s/
Sherry W. Lewis
Chairwoman/President

Attest:

/s/
Brett A. King, Esq.
Secretary-Treasurer