

**MINUTES OF THE REGULAR MEETING OF DIRECTORS
OF THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM
January 15, 2020**

The regular meeting of the Directors of The Water Works Board of the City of Birmingham was held on Wednesday, January 15, 2020 at 11:30 a.m., at 3600 First Avenue North, Birmingham, Alabama.

The following Directors were present: William “Butch” Burbage, Jr., Tommy Joe Alexander, William R. Muhammad, Brett A. King, Brenda J. Dickerson, George Munchus, Ronald A. Mims and Deborah Clark.

Inasmuch as all Directors were present when the meeting was called to order, a quorum was in attendance.

The meeting was also attended by: Michael Johnson, General Manager; Derrick Murphy, Assistant General Manager of Engineering and Maintenance; Jeffrey Thompson, Assistant General Manager of Operations and Technical Services; Tammy Wilson, Executive Assistant to Assistant General Managers, Sonny Jones, Derrick Murphy and Jeffrey Thompson; Grace Amison, Executive Assistant to the Board of Directors; George Anderson, Barry Williams, Rick Jackson, Ben Sorrell, Steve Franks, Terrell Jones and Paul Lloyd, Board Employees; Mark Parnell, Parnell Thompson, LLC; Kelvin Howard, Kelvin Howard, LLC; Martha Bozeman, Andy Mitchell and Tommy Palladino, Agency 54; Patrick Flannelly and Brian Ruggs, ARCADIS; Chandra Abesingha, CE & Associates, Inc.; Theo Johnson, Volkert & Associates; Bryan Hilton, Attorney General Office; Phillip Moultrie, Valent Group; Kim Bivens, Birmingham Construction Industry Authority; Maurika McKenzie, Nehemiah Engineering, LLC; Brandon Hamilton and Paul Talton, Metro Mechanical; Matthew Arrington, Terminus; Ken King, City of Birmingham; Barbara Rhodes, property owner; Nelda Thompkins and Isaac Ballard, retirees; Winston Day, KD2C; City of Birmingham police officer.

Board Chairman Butch Burbage called the meeting to order at 11:31 a.m. Information Technology Manager, George Anderson opened the meeting with prayer.

Following, the Board was asked to elect officers of the corporation for the 2020 calendar year, as set forth in agenda items 1.1 through 1.5. Chairman Burbage made a motion to continue into year 2020 with the current slate of officers. Before the motion could be seconded, Director Munchus made another motion to nominate Director Ron Mims as Chairman of the Board and the motion was seconded by Director Muhammad. Chairman Burbage stated he already had a motion on the table. Director Muhammad told Chairman Burbage that his motion did not receive a second. Director King then seconded Chairman Burbage’s motion. Attorney Parnell responded that there needed to be a reasonable amount of time given for Directors to second motions. Director Dickerson asked for clarification on how long it would be in effect for the current slate of officers to remain if this vote passed today. Chairman Burbage responded that potentially there would be a new vote for officers once a Board member is appointed by the mayor’s office. Attorney Parnell stated when a new member is appointed, it becomes a new Board and technically officers would be voted on again at that time. Past examples of changes in Board officers were discussed.

Director Dickerson stated she did not want to work off of past examples, rather what Robert’s Rules of Order states. Mr. Ken King, a representative from the mayor’s office was recognized and stated with all certainty that a Board appointment would be made within the next two weeks. A vote was taken to keep the current slate of officers for the 2020 calendar year. A roll call vote was taken, but the motion failed in a four to four tie. A motion was made by Director Munchus to nominate Director Ron Mims as Chairman of the Board, Director Dickerson seconded the motion. A roll call vote was taken, but the motion failed in a four to four tie. Director Muhammad made a motion to nominate Director Brenda Dickerson as First Vice-Chairwoman, Director Munchus seconded the motion. A roll call vote was taken, but the motion failed in a four to four tie. Director Alexander made a motion to table item 1, to elect officers of the corporation for the 2020 calendar year, Director King seconded the motion. A roll call vote was taken, but the motion failed in a four to four tie. Attorney Parnell stated it was clear there was a four to four tie in voting to elect the 2020 calendar year officers of the corporation. Other discussion occurred regarding the mayor making a Board appointment in time for the next regularly scheduled Board meeting. Mr. Ken King retracted his earlier statement and said the mayor would make an appointment to the Board in due time, adding that the city did not want to delay the flow of business and day to day operations of the Board. 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 R. Muhammad and seconded by Ms. Deborah Clark, that the Board hereby tables the election of Officers of the Corporation for the 2020 calendar year.

Resolution No. 8243 is hereby adopted by unanimous vote.”

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Next, the Board was asked to adopt a resolution approving the Board of Directors and the General Manager to travel to conferences and meetings for the calendar year 2020; and to pay advances necessary along with reimbursement of expenses incurred as established by the Board and Employee Travel Expense Reimbursement Policy, as set forth in agenda item 2. 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, on a motion duly made by Dr. George Munchus and seconded by Mr. William R. Muhammad, that the Board of Directors and the General Manager are hereby approved to travel to and from various cities to attend conferences/annual meetings for calendar year 2020, as outlined in the resolution, to pay any advance necessary and to reimburse all appropriate expenses incurred by the Board and General Manager in connection with the respective conferences/annual meetings, as required by the Board’s and the Employees’ Travel Expense Reimbursement Policies.

2020 CONFERENCES/MEETINGS SCHEDULE				
CONFERENCES/MEETINGS DATES	CONFERENCES/MEETINGS	LOCATION	HOTEL (RESERVATIONS RESERVED (RR))	DIRECTORS AND/OR GENERAL MANAGER PLANNING TO ATTEND CONFERENCES/MEETINGS
ANNUAL CONFERENCES THE BOARD AND/OR THE GENERAL MANAGER PLAN TO ATTEND				
February 24- 26, 2020	Training 2020 Conference & Exposition "This conference is designed for learning, training and performance professional."	Lake Buena Vista, FL		
February 25 - 26, 2020	2020 Utility Management Conference - AWWA - WEFTEC "This is a "Utility Leader Forum" to hear the latest approaches, practices, processes, techniques, case studies, and research in all aspects of utility management."	Anaheim, CA	Hyatt Regency Orange County Hotel (RR)	
April 5 - 8, 2020	2020 Water Jet (formerly Alabama-Mississippi Section Conference - AWWA) "This is a Joint Conference in collaboration between the Alabama's Water Environment Association, the AWWA Section of the American Water Works Association, and the Mississippi Water Environment Association"	Mobile, AL	Renaissance and Balfour hotels	
April 6 - 8, 2020	Water and Wastewater CFO Forum (for General Manager)	Washington, DC		
April 15 - 19, 2020	Forum 2020 National Conference - National Forum for Black Public Administrators "This Forum provides 'Waves of Change, Seasons of Opportunity' Repositioning Our Communities for the Future".	Austin, TX		
June 14 - 17, 2020	AWWA Annual Conference & Exposition (ACE) - 2020 "The AWWA Annual Conference provides an environment where water professionals can be leaders and learn from leaders in the water industry."	Orlando, FL	Hilton Orlando (RR)	
September 9 - 11, 2020	2020 Annual Alabama Water Resources Symposium Conference "This is a Forum for all participants of Water Resources."	Orange Beach, AL	Perdido Beach Resort	
OTHER CONFERENCES THE BOARD AND/OR THE GENERAL MANAGER MAY ATTEND				
March 30 - April 2, 2020	2020 Water Policy Conference - Association of Metropolitan Water Agencies "The AMWA provides utility managers with a wealth of ideas and practical knowledge."	Washington, D.C.		
October 11 - 14, 2020	2020 Annual Executive Management Conference Association of Metropolitan Water Agencies "The Association of Metropolitan Water Agencies serves CEOs and general managers by providing tools for competitiveness and management."	Denver, CO		
October 19 - 20, 2020	SAP for Utilities 2020 "SAP offers utility leaders, managers, directors and other utility professionals with best practices, innovative ideas..."	San Diego, CA		
DATES TO BE DETERMINED	Various trips in 2020 to meet with rating agencies and bond underwriters - NYC (As Needed)	New York, NY		To Be Scheduled
Prepared: December 31, 2019		Approved by Board:		

2020 Conferences and Meetings Schedule

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BE IT FURTHER RESOLVED, that prepayment of registration and workshop fees are hereby approved for the Board of Directors, the General Manager and other Board employees as set out above for the referenced conferences/seminars/annual meetings.

Resolution No. 8244 is hereby approved by unanimous vote.”

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Following, the Board was asked to approve Director King’s mileage expense reimbursement for December 2019 in the amount of \$143.84, as set forth in agenda item 3. 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, in accordance with Act No. 2015-164, approval is requested for the following mileage expense reimbursement.

NOW, THEREFORE, BE IT RESOLVED, on a motion made by Dr. George Munchus and seconded by Mr. William R. Muhammad, that the following board member(s) be reimbursed for his and/or her mileage expense reimbursements as follows:

- Brett A. King for mileage expense reimbursement for attending to business of Board for December 2019 in the amount of \$143.84 (as listed on the attached Travel and Business Expense Reimbursement).

Resolution No. 8245 is hereby adopted on January 15, 2020, by a roll call vote: Director Burbage, Yes; Director Clark, Yes; Director Dickerson, Yes; Director Mims, Yes; Director Alexander, Yes; Director Munchus, Yes; Director Muhammad, Yes; and Director King, Yes.”

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Next, the Board was asked to adopt resolutions authorizing retirement benefits from the Board’s Retirement Trust Fund commending the employees for their years of service, as set forth in agenda items 4.1 through 4.5. On a motion duly made and seconded, the following resolutions were adopted:

“WHEREAS, Odell Allen, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2020, at an age of 69; and

WHEREAS, Odell Allen has 23 years and 6 months of continuous service with the Board at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Allen is entitled to receive a monthly Retirement payment from the Board’s Retirement Trust Fund in the amount of \$2,101.24; 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$2,101.24 to Mr. Allen, beginning February 1, 2020, from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8246 is hereby adopted by unanimous vote.”

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“WHEREAS, Odell Allen, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2020, after 23 years and 6 months of service with the Board; and

WHEREAS, management has informed the Board of Odell Allen'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, Odell Allen, 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, Odell Allen is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Odell Allen'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. Allen.

Resolution No. 8247 is hereby adopted by unanimous vote."

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"WHEREAS, Paul Chatta, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2020, at an age of 60; and

WHEREAS, Paul Chatta has 13 years and 7 months of continuous service with the Board at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Chatta is entitled to receive a monthly Retirement payment from the Board's Retirement Trust Fund in the amount of \$1,237.56; 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$1,237.56 to Mr. Chatta, beginning February 1, 2020, from the Board's Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8248 is hereby adopted by unanimous vote."

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"WHEREAS, Paul Chatta, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2020, after 13 years and 7 months of service with the Board; and

WHEREAS, management has informed the Board of Paul Chatta’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, Paul Chatta, 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, Paul Chatta is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Paul Chatta’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. Chatta.

Resolution No. 8249 is hereby adopted by unanimous vote.”

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“WHEREAS, T.M. “Sonny” Jones, IV, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2020, at an age of 66; and

WHEREAS, Sonny Jones has 16 years and 5 months of continuous service with the Board at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Jones is entitled to receive a monthly Retirement payment from the Board’s Retirement Trust Fund in the amount of \$7,609.07; 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$7,609.07 to Mr. Jones, beginning February 1, 2020, from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8250 is hereby adopted by unanimous vote.”

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“WHEREAS, T.M. “Sonny” Jones, IV, a Professional Engineer, has served as Assistant General Manager of the Engineering and Maintenance Division of The Water Works Board of the City of Birmingham since August 11, 2003; and

WHEREAS, Sonny Jones will retire from The Water Works Board of the City of Birmingham February 1, 2020 after 16 years and 5 months of service; and

WHEREAS, in a leadership capacity Sonny Jones oversaw many key departments of company operations including Engineering, System Development, Electrical and Mechanical,

Distribution, Mapping and Records, Non-Revenue Water, Environmental Services and Land Administration. Sonny Jones had responsibility for an annual capital budget in excess of \$60 million and was charged with maintaining and repairing company assets in excess of \$1.2 billion spread across 5 contiguous counties. His division was staffed with close to 300 employees responsible for designing new assets and maintaining existing assets; and

WHEREAS, Sonny Jones has held memberships and positions with key water industry related associations including Chair of Water for People for the Alabama/Mississippi Section of the American Water Works Association; Security Committee for the American Municipal Water Agency; and Project #4642, Fostering Research and Innovation Within Water Utilities for the Water Research Foundation; and

WHEREAS, Sonny Jones also held memberships and positions with professional and civic associations including the American Society of Civil Engineers; Birmingham Business Alliance; Kiwanis Club, having served as Secretary, Treasurer, Vice-President and President of his chapter; and Employees' Pension Fund of the Retirement Systems of Alabama, having served on the Board of Control; and

WHEREAS, Sonny Jones leaves behind a record which deserves a sincere word of gratitude for his outstanding leadership and service to The Water Works Board of the City of Birmingham.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby expresses its gratitude to Sonny Jones for a job well done in his outstanding leadership and dedicated service that he provided to The Water Works Board of the City of Birmingham.

FURTHER RESOLVED, that the Board of Directors wishes Sonny Jones continued success in all of his endeavors and expresses our hope for his continued health, happiness and prosperity.

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 Mr. T.M. "Sonny" Jones as a token of our respect.

ADOPTED this 15th day of January 2020 by the Board of Directors of The Water Works Board of the City of Birmingham.

Resolution No. 8251 is hereby adopted by unanimous vote."

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"WHEREAS, Frank Pratt, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2020, at an age of 63; and

WHEREAS, Frank Pratt has 32 years and 5 months of continuous service with the Board

at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Pratt is entitled to receive a monthly Retirement payment from the Board's Retirement Trust Fund in the amount of \$3,867.26; 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$3,867.26 to Mr. Pratt, beginning February 1, 2020, from the Board's Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8252 is hereby adopted by unanimous vote."

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"WHEREAS, Frank Pratt, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2020, after 32 years and 5 months of service with the Board; and

WHEREAS, management has informed the Board of Frank Pratt'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, Frank Pratt, 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, Frank Pratt is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Frank Pratt'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. Pratt.

Resolution No. 8253 is hereby adopted by unanimous vote."

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"WHEREAS, Randall K. Witt, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective February 1, 2020, at an age of 51; and

WHEREAS, Randall K. Witt has 31 years and 6 months of continuous service with the Board at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Witt is entitled to receive a monthly Retirement payment from the Board's Retirement Trust Fund in the amount of \$6,153.02; 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$6,153.02 to Mr. Witt, beginning February 1, 2020, from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8254 is hereby adopted by unanimous vote.”

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“WHEREAS, Randall K. Witt, an employee of The Water Works Board of the City of Birmingham, is retiring, effective February 1, 2020, after 31 years and 6 months of service with the Board; and

WHEREAS, management has informed the Board of Randall K. Witt’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, Randall K. Witt, 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, Randall K. Witt is hereby commended for his efficiency, reliability, and loyal service to the Board.

BE IT FURTHER RESOLVED, that in recognition of Randall K. Witt’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. Witt.

Resolution No. 8255 is hereby adopted by unanimous vote.”

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Following, the Board was asked to reimburse the Operating Account for capital expenditures made for the period ended November 30, 2019, from Schedule IV (Cash Basis), in the amount of \$3,149,893.56, as set forth in agenda item 5. On a motion duly made and seconded, the following resolution was adopted:

“WHEREAS, ARCADIS US, Incorporated, in a Certificate dated December 31, 2019, certified that during the period ending November 30, 2019 that there were expenditures for the cost of system improvements, which were paid out of the Operating Account and reimbursement of that account is now due in the preliminary amount of \$3,149,893.56 and;

WHEREAS, transfers to the Operating Account can be made from any, or a combination, of the following: the 2002 Construction Fund, the Improvement Fund, and/or the Revenue Account.

NOW, THEREFORE, BE IT RESOLVED By The Water Works Board of the City of Birmingham, on a motion duly made by Mr. Ronald A. Mims and seconded by Dr. George Munchus, that the Trustee be, and is hereby instructed to immediately transfer \$3,149,893.56 to the Operating Account from any, or a combination, of the following: The 2002 Construction Fund, the Improvement Fund, and/or the Revenue Account.

Resolution No. 8256 is hereby adopted unanimous vote.”

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Next, the Board was asked to approve payment of invoices, as set forth in agenda items 6.1 through 6.4. 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 Dr. George Munchus and seconded by Mr. Ronald A. Mims that the Board hereby authorizes staff to execute payments to the following:

6.1	<u>NeSmith, Lowe & NeSmith, LLC</u> Retainer fee for December 2019	\$ <u>500.00</u>
6.2	<u>Dominick Feld Hyde, P.C.</u> BWVB Other Benefits Plans performed December 27, 2019 BWVB Pension Plan performed December 9-17, 2019	\$ <u>252.00</u> \$ <u>5,995.20</u>
6.3	<u>Terminus Municipal Advisors, LLC</u> For professional services performed December 2019	\$ <u>6,500.00</u>
6.4	<u>The Jones Group</u> For professional services performed December 2019	\$ <u>7,500.00</u>

Resolution No. 8257 is hereby adopted by unanimous vote.”

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Following, the Board was asked to award bids, as set forth in agenda item 7.1 through 7.6. Director Munchus brought to the Board’s attention a resolution which was passed December 18, 2019, pertaining to equal opportunity that Director Muhammad brought forward. Director Munchus asked if the Purchasing Department was aware of the resolution. GM Johnson responded yes. Director Munchus noted that all of the award bid items have zero HUB participation and he hoped to get more competition among bidders in the future. 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 Dr. George Munchus and seconded by Mr. Brett A. King, that the Board hereby authorizes staff to award bids on the following:

- 7.1 C-Spire, **the lowest responsible and responsive bidder**, for the Cisco SMARTNET Renewal bid covering equipment such as routers and switches for a 12-month period; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, at an out-of-pocket cost of \$50,596.33. (HUB participation 0%)
Number of Bids: 2 Minority Vendor: No New Vendor: No
- 7.2 Metro Mechanical, **the lowest responsible and responsive bidder**, for the HVAC Maintenance Agreement for services needed at the Main Campus and quarterly service for SCADA Cabinets and Informational Technology Cabinets at all plant sites; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, at an estimated out-of-pocket cost of \$54,254.00. (HUB participation 0%)
Number of Bids: 3 Minority Vendor: No New Vendor: No
- 7.3 MAC Uniforms, **the lowest responsible and responsive bidder**, for estimated annual quantities of Uniforms for Board's field employees; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, at an estimated out-of-pocket cost of \$61,496.25. (HUB participation 0%)
Number of Bids: 1 Minority Vendor: No New Vendor: No
- 7.4 Layer 3 Communications, LLC., **the lowest responsible and responsive bidder**, for the Juniper Network Core Data Center Switching Platform separating the interior network from untrusted exterior networks, connecting parts of the main campus to the network core, providing dedicated and alternate connections to the actual network; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, at an out-of-pocket cost of \$79,859.84. [NOTE: The only bidder to respond] (HUB participation 0%)
Number of Bids: 1 Minority Vendor: No New Vendor: Yes
- 7.5 Consolidated Pipe, **the lowest responsible and responsive bidder**, for estimated quantities of 13”X24” Meter Boxes and Lids to replenish stock in the warehouse; and **to authorize** the General Manager and/or the Assistant General Manager to execute the agreement, at an estimated out-of-pocket cost of \$172,877.50. [NOTE: The only bidder to respond] (HUB participation 0%)
Number of Bids: 1 Minority Vendor: No New Vendor: No
- 7.6 Empire Pipe, **the lowest responsible and responsive bidder**, for estimated quantities of 2” FM Static Flow Meters to replenish stock in the warehouse; and **to authorize** the General Manager and/or the Assistant General Manager to execute

the agreement, at an estimated out-of-pocket cost of \$1,392,600.00. (HUB participation 0%)
Number of Bids: 2 Minority Vendor: No New Vendor: No

Resolution No. 8258 is hereby adopted by unanimous vote.”

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Next, the Board was asked to discuss and possibly take action regarding the hiring of a Board Administrator and a Corporate Governance Specialist, as set forth in agenda item 8.

Director Dickerson stated, contingent on the job offers made to the individuals and the normal background checks associated with the job offers she would like to discuss this further in Executive Session. Attorney Parnell certified the Executive Session under the general reputation and character of certain individuals.

Next, under new business Director Munchus stated an employee approached him regarding a pay grade increase and he would like to bring it to Michael Johnson’s attention. GM Johnson stated there is already a Human Resources process in place for these matters and this item was being addressed. Director Munchus asked if the Board was involved in Birmingham Promise, which is an initiative started by the city of Birmingham to introduce young citizens to quality jobs to transform the future of Birmingham’s workforce. GM Johnson responded BWWB is not directly involved however, another similar program is in place at the Board. GM Johnson stated he had reached out to the director of Birmingham Promise because he wanted to find out more information about their initiative. Director Dickerson requested Grace Amison’s retirement be delayed for three months due to the Board Administrator position not being filled yet. Chairman Burbage stated that is something that could be discussed in Executive Session as well.

Following, Barbara Rhodes, a concerned citizen in Leeds, addressed the Board regarding the Board’s land management agreement with Mark Peeples. Ms. Rhodes asked for a copy of the management plan. Ms. Rhodes stated she was aware of the wild hog issue and that she has had a problem with wild hogs. Ms. Rhodes said she had contacted the USDA about grants to help with the hog population with no success. Director Munchus reminded Ms. Rhodes that the agreement with Mr. Peeples was passed by four Board members and he was not a part of that vote. Director Munchus stated he supported the property owners. Director Munchus told Ms. Rhodes that there was a simple solution for wild hogs on her property adding he believed she knew what that was. Ms. Rhodes voiced that she was opposed to the management agreement with Mr. Peeples. GM Johnson stated Staff is very interested in grants related to wild hog control at Lake Purdy. Director Muhammad thanked Ms. Rhodes for voicing her concerns and stated the public should be a part of this discussion. Director Dickerson thanked Ms. Rhodes for bringing the issue forward because she was not aware that residents around Lake Purdy were opposed to someone managing Board property. Director Munchus recommended that Ms. Rhodes to go to the Birmingham City Council to voice her concerns also. Director Munchus told Ms. Rhodes she only needed one vote to cancel the agreement with Mark Peeples. Some discussion occurred regarding options the Board has with Mark Peeples’ agreement. Attorney Parnell stated there is a one (1) month termination provision, and any money Mr. Peeples has spent would need to be reimbursed. A motion was made and

seconded to have a discussion with Mr. Peebles between now and the next Board meeting regarding placing the agreement on suspension or amending it. Director King stated this is the middle of hunting season, which ends February 10th and the Board made a deal. Director King stated he respects consistency. The motion was withdrawn. Director King stated he did not appreciate citizens dictating what we do on Board land. Ms. Rhodes stated the watershed belongs to the ratepayers. Director Alexander told the Board that the USDA cannot control the wild hog problem because each sow has about 22 baby sows per year, adding Mr. Peebles has trapped 6 hogs already which is more than the USDA has done in a year. 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 R. Muhammad and seconded by Dr. George Munchus, that the Board hereby approves instructing Senior Staff to inquire of Mark Peebles by the January 29, 2020 Regular Board Meeting if he would be willing to amend the agreement between the Birmingham Water Works Board of the City of Birmingham and Mark Peebles, so that further information can be considered, only after deer season ends (February 10, 2020).

Resolution No. 8259 is hereby adopted by unanimous vote.”

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Next, Attorney Parnell stated the Executive Session should last approximately 30 minutes. Board Members, attorneys and General Manager, Michael Johnson entered into Executive Session at 12:24 p.m. 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 R. Muhammad and seconded by Dr. Brenda J. Dickerson, that the Board hereby approves an Executive Session to discuss the general reputation and character of an individual.

Resolution No. 8260 is hereby adopted by unanimous vote.”

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Before the meeting reopened, Directors Dickerson and Mims departed the Executive Session at 12:55 p.m. The meeting reopened and as there was no further business before the Board, a motion was duly made and seconded, and the meeting was adjourned at 12:57 p.m.

/s/
William “Butch” Burbage, Jr.
Chairman/President

Attest:

_____/s/
Ronald A. Mims
Secretary-Treasurer