

**MINUTES OF THE REGULAR MEETING OF DIRECTORS
OF THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM
July 24, 2019**

The regular meeting of the Directors of The Water Works Board of the City of Birmingham was held on Wednesday, July 24, 2019 at 11:00 a.m., at 3600 First Avenue North, Birmingham, Alabama in the Distribution Building.

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

Inasmuch as eight Directors were present, a quorum was in attendance.

The meeting was also attended by: Michael Johnson, General Manager; Sonny Jones, Assistant General Manager of Engineering and Maintenance; Tammy Wilson, Executive Assistant to Assistant General Manager, Sonny Jones; Grace Amison, Executive Assistant to the Board of Directors; George Anderson, Information Technology Manager; Barry Williams, Business Systems/Operations Manager; Rick Jackson, Public Relations Specialist; Geoff Goodwin, Revenue Water Manager; Ben Sorrell, Chief Engineer; Robert Lang, Senior Engineer; Terrell Jones, Security Superintendent; Cynthia Williams, Security Coordinator; Paul Lloyd, Human Resources Manager; Jeff Cochran, Principal Engineer; Derrick Maye, Senior Project Coordinator; Mark Parnell and Mary Thompson, Parnell Thompson, LLC; Kelvin Howard, Kelvin Howard Attorney; Martha Bozeman and Andy Mitchell, Agency 54; Patrick Flannelly and Brian Ruggs, ARCADIS; Theo Johnson, Volkert, Inc.; Melissa Ausborn, Attorney General Office; Angela Haskins, Studio 2H Design; Kim Baylor Bivens, Birmingham Construction Industry Authority; Robert Anderson, Tank Pro, Inc.; Scarlet Sellers, Consolidated Pipe & Supply.

Chairman of the Board, William “Butch” Burbage, Jr. called the meeting to order at 11:06 a.m. and declared a quorum with eight members present. Information Technology Manager, George Anderson opened the meeting with prayer.

Next, General Manager, Michael Johnson asked the Board to adopt resolutions commending the Employees of the Month for July 2019 from the Engineering and Maintenance Division; Jeremiah Polk, Willie Lee, Jr., Kenneth Gunn, Jerome Little, Jr. and Charles Childress, as set forth in agenda item 1. Cherita King, Talent Management Officer introduced the employees and shared how the group was working in an area on Sicard Hollow Road and noticed a vehicle upside down in the creek. Part of the group jumped into action searching for anyone who may have been inside the vehicle and others called 911 for help. No one was in the vehicle, but these employees operated as if it could be a life and death situation. Manager, Geoff Goodwin shared photos of the event and complemented the employees for their great work. The group was congratulated and presented checks from Chairman Burbage. 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. Brenda J. Dickerson and seconded by Mr. Ronald A. Mims, that the

Board hereby recognizes and commends Jeremiah Polk, Willie Lee, Jr., Kenneth Gunn, Jerome Little, Jr., and Charles Childress as the Engineering and Maintenance Division’s Employees of the Month for July 2019, for their team effort and quick response to what could have been a life and death event. The team discovered a truck upside down in the creek along Sicard Hollow Road where the crew was working. Part of the team jumped into action to determine if there were occupants in the vehicle and others made emergency calls to local authorities. Thankfully the vehicle was not occupied;

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 the employees named above.

Resolution No. 8119 is hereby adopted by unanimous vote.”

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Following, GM Johnson asked the Board to adopt resolutions authorizing retirement benefits from the Board’s Retirement Trust Fund, as stated on the respective retirement calculations, effective August 1, 2019, and commending Brian Cupps, Senior Meter Reader, Customer Support Services Department, for 30 years of service, William Goldsmith, Field Service Technician, Customer Support Services Department, for 30 years of service and Dewayne Newton, Meter Setter II, Revenue Water Department, for 30 years of service, as set forth in agenda items 2.1, 2.2 and 2.3. On a motion duly made and seconded, the following resolutions were adopted:

“WHEREAS, Brian Cupps, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective August 1, 2019, at an age of 50, and

WHEREAS, Brian Cupps has 30 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 \$3,403.88; 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. Ronald A. Mims and seconded by Dr. Brenda J. Dickerson, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$3,403.88 to Mr. Cupps from the Board’s Retirement Trust Fund, in accordance with the terms of the Pension Plan, with the first payment to be made August 1, 2019.

Resolution No. 8120 is hereby adopted by unanimous vote.”

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“WHEREAS, Brian Cupps, an employee of The Water Works Board of the City of Birmingham, is retiring, effective August 1, 2019, after 30 years of service with the Board; and

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

BE IT FURTHER RESOLVED, that in recognition of Brian Cupps'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. Cupps.

Resolution No. 8121 is hereby adopted by unanimous vote."

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"WHEREAS, William Goldsmith, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective August 1, 2019, at an age of 56, and

WHEREAS, William Goldsmith has 30 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 \$3,530.99; 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. Brenda J. Dickerson, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$3,530.99 to Mr. Goldsmith from the Board's Retirement Trust Fund, in accordance with the terms of the Pension Plan, with the first payment to be made August 1, 2019.

Resolution No. 8122 is hereby adopted by unanimous vote."

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"WHEREAS, William Goldsmith, an employee of The Water Works Board of the City of Birmingham, is retiring, effective August 1, 2019, after 30 years of service with the Board; and

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

BE IT FURTHER RESOLVED, that in recognition of William Goldsmith'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. Goldsmith.

Resolution No. 8123 is hereby adopted by unanimous vote."

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"WHEREAS, Dewayne Newton, an employee of The Water Works Board of the City of Birmingham ("the Board"), is retiring, effective August 1, 2019, at an age of 58; and

WHEREAS, Dewayne Newton has 30 years of continuous service with the Board at his retirement date, and, in accordance with the terms of the Trusteed Pension Plan, Mr. Newton is entitled to receive a monthly Retirement payment from the Board's Retirement Trust Fund in the amount of \$4,703.71; 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. Brenda J. Dickerson, that the Trustee be, and is hereby instructed to pay monthly benefit payments of \$4,703.71 to Mr. Newton, beginning August 1, 2019, from the Board's Retirement Trust Fund, in accordance with the terms of the Pension Plan.

Resolution No. 8124 is hereby adopted by unanimous vote."

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"WHEREAS, Dewayne Newton, an employee of The Water Works Board of the City of Birmingham, is retiring, effective August 1, 2019, after 30 years of service with the Board; and

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

BE IT FURTHER RESOLVED, that in recognition of Dewayne Newton’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. Newton.

Resolution No. 8125 is hereby adopted by unanimous vote.”

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Next, the Board was asked to approve payment of invoices, as set forth in agenda items 3.1 through 3.4. 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 Mr. Ronald A. Mims and seconded by Dr. Brenda J. Dickerson, that the Board hereby authorizes staff to execute payments to the following:

- 3.1 Dominick Feld Hyde, PC
For professional services rendered for June 3, 2019
and June 17 – 26, 2019 \$ 2,660.80

- 3.2 Raftelis Financial Consultants, Inc.
For professional services rendered for June 2019 \$ 15,953.75

- 3.3 Parnell Thompson, LLC
For professional services rendered for June 2019 \$ 88,942.50

- 3.4 ARCADIS U.S., Inc.
For professional services rendered per May 2019 Progress Report
(May 2019) \$ 222,713.52

Resolution No. 8126 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 period ended June 30, 2019, from Schedule IV (Cash Basis). In the total amount of \$3,938,327.11, as set forth in agenda item 4. On a motion duly made and seconded, the following resolution was adopted:

“WHEREAS, ARCADIS US, Incorporated, in a Certificate dated July 15, 2019, certified that, during the period ending June 30, 2019, 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 \$3,938,327.11 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 Mr. William R. Muhammad, that the Trustee be, and is hereby instructed to immediately transfer \$3,938,327.11 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. 8127 is hereby adopted by unanimous vote.”

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Next, the Board was asked to take bids, as recommended by the Engineering and Maintenance Committee and set forth in agenda items 5.1 through 5.5. 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 “Butch” Burbage, Jr. and seconded by Dr. Brenda J. Dickerson, that the Board hereby approves Staff to take bids on the following:

- 5.1 To purchase and install a new 500HP AC Squirrel-Cage Induction Motor at Western Filter Plant at an estimated out-of-pocket cost of \$59,000.00.
- 5.2 To purchase eighty-nine (89) desktops and twenty-four (24) Lenovo laptop computers for the IT Department at an estimated out-of-pocket cost of \$101,200.00.
- 5.3 To authorize the General Manager and/or the Assistant General Manager to enter into a standard Alabama Department of Transportation (ALDOT) Supplemental Agreement (SAHD No. 6); and to take bids for relocation of Water Board facilities in conflict with ALDOT Project No. STPBH 7002(600), Morgan Road additional lanes (I-459 to South Shades Crest Road), along Morgan Road (County Highway 52) between Woodhaven Road and South Shades Crest Road located in unincorporated Jefferson County, AL, at an estimated cost of \$1,434,731.99, less estimated ALDOT reimbursement totaling \$1,201,417.93 at an estimated out-of-pocket cost of \$233,314.06.
- 5.4 To purchase Asphalt COLD Mix by delivery or by pick up for temporary and permanent patching requirements for a one-year period at an estimated out-of-pocket cost of \$185,000.00 for delivery and \$174,875.00 for pick-up of said Mix.
- 5.5 To purchase and install a Liquid Lime Process at Putnam Filter Plant at an estimated out-of-pocket cost of \$800,000.00.

Resolution No. 8128 is hereby adopted by unanimous vote.”

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Following, the Board was asked to exercise its bid option for a 2nd extension contract with American Ductile Iron Pipe, as set forth in agenda item 6. 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. Brett A. King and seconded by Dr. Brenda J. Dickerson, that the Board hereby approves Staff exercise its bid option for a 2nd extension contract with American Ductile Iron Pipe, the lowest responsible and responsive bidder, for estimated annual quantities of Pipe (slip joints, pressure class pipe and MJ fittings), at an estimated out-of-pocket cost of \$2,500,708.00; and to authorize the General Manager and/or Assistant General Manager to execute a contract per Bid Specifications and Conditions.

Resolution No. 8129 is hereby adopted by unanimous vote.”

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Next, the Board was asked to award bids, as recommended by the Engineering and Maintenance Committee and set forth in agenda items 7.1 through 7.3. 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. Brett A. King and seconded by Mr. Ronald A. Mims, that the Board hereby authorizes staff to award bids on the following:

- 7.1 Siemens Industry, Inc., the lowest responsible and responsive bidder, for estimated annual quantities of FM Static Flowmeters 4” and larger, at an estimated out-of-pocket cost of \$544,590.14; and to authorize the General Manager and/or Assistant General Manager to execute a contract per Bid Specifications and Conditions. No HUB participation.
Number of bids: 3 Minority bid award: No New vendor: No

- 7.2 Consolidated Pipe & Supply, the lowest responsible and responsive bidder, for estimated quantities of Positive Displacement Meters, at an estimated out-of-pocket cost of \$474,682.50; and to authorize the General Manager and/or Assistant General Manager to execute a contract per Bid Specifications and Conditions. No HUB participation.
Number of bids: 3 Minority bid award: No New vendor: No

- 7.3 Tank Pro, Inc., the lowest responsible and responsive bidder, for painting and repairs of six Raw Water Tanks at Sipsey Sites Nos. 1, 4 & 5, at an estimated out-of-pocket cost of \$1,899,852.00; and to authorize the General Manager and/or Assistant General Manager to execute a contract per Bid Specifications and Conditions. Sub participation 29% (WBE) and 0.31% (MBE).
Number of bids: 6 Minority bid award: No New vendor: No

Resolution No. 8130 is hereby adopted by unanimous vote.”

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Following, the Board was asked to approve an update to BWWB’s Internal Investment Policy, as recommended by the Finance Committee and set forth in agenda item 8. 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 update to BWWB’s Internal Investment Policy, that is, attached hereto as “Exhibit “A”, as recommended by the Finance Committee.

Resolution No. 8131 is hereby adopted by unanimous vote.”

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Next, under New business, General Manager, Michael Johnson announced that the closing ceremony for the Young Water Ambassadors would be held at 9:00 a.m. at the Cahaba Pump Station, Friday, July 26th.

Following, the Open Forum began with employees from the Call Center, Electrical & Mechanical, System Development, Engineering, Mapping & Records and the EnviroLab departments. Each manager introduced their team and gave a brief description of their departments’ job duties. Topics of discussion among employees, Board and Senior Staff included the Board’s Capital Program relating to the bid process and how it might be improved, employees being afraid to speak and ask questions in an Open Forum setting and the process used in the Salary Survey which was conducted last year.

As there was no further business before the Board, a motion was made and seconded, and the meeting was adjourned at 12:29 p.m.

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

Attest:

_____/s/
Ronald A. Mims
Secretary-Treasurer