

**MINUTES OF THE REGULAR MEETING OF DIRECTORS
OF THE WATER WORKS BOARD OF THE CITY OF BIRMINGHAM
July 26, 2018**

The regular meeting of the directors of The Water Works Board of the City of Birmingham was held on Thursday, July 26, 2018 at 11:30 a.m., at 3600 First Avenue North, Birmingham, Alabama.

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

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

The meeting was also attended by: Mac Underwood, General Manager; Sonny Jones, Assistant General Manager of Engineering and Maintenance; Darryl Jones, Assistant General Manager of Operations and Technical Services; Michael Johnson, Assistant General Manager of Finance and Administration; Tammy Wilson, Executive Assistant to Assistant General Managers, Sonny Jones and Darryl Jones; Grace Amison, Executive Assistant to the Board of Directors; George Anderson, Barry Williams, Michael Griffin, Michael Parker, Ben Sorrell, Jeff Cochran and Terrell Jones, Board Employees; Mark Parnell, Parnell Thompson, LLC; Kelvin Howard, Kelvin Howard, LLC; Jesse Lewis, Martha Bozeman, Tommy Palladino, LeBaron Mark and Dorian Kendrick, Agency 54; Brian Ruggs, ARCADIS; Theo Johnson, Volkert, Inc.; Michael Jones and Juanita Jones, Security Capital Corporation; Larry Ward and Mike Allen, Raymond James; Yvonne, Green-Davis, Yvonne, Green-Davis, P.C.; Mark Ezell, Ezell Law, LLC; Matthew Arrington, Terminus; Kim Bevins, Birmingham Construction Industry Authority; Bruce Holcomb, Citigroup; Jason Grubbs, Frazer Lanier; Ayanna Louis-Charles, Morgan Stanley; Daniel Conner and Lloyd Fitzpatrick, Burke-Kleinpeter; M. Lezcano and M. A. Price, UBS; Jon Paepcke, WVTM 13 News; Nelda Thompkins, Birmingham Water Works Board retiree; Chandra Abesingha, C E & Associates, Inc.; E. Philemon Hill, II Shower of Love Tour; Dana Nail and Kayla Currie, Attorney General Office; Walter Lewis and Jim Folsom, Piper Jaffrey; Larry Ward and Matt Adams, Raymond James; Ed Wallace, On Call Contractors.

General Manager, Mac Underwood called the meeting to order at 11:34 a.m. and welcomed the meeting body. GM Underwood called on Information Technology Manager, George Anderson to open the meeting with prayer.

Following, the Board was asked to recognize and present the AWWA 2018 Annual Conference Birmingham Water Works (BWWB) 1st Place teams with commendations from the Governor of the State of Alabama, Kay Ivey, as set forth in agenda item 1. The 2018 Top Ops Team; Scott Gormley, Derrick Stephens and Stan Brock, the 2018 Men's Blue Tapping Team; Lakell Freeman, Johnny Bittles, Todd Stewart and Jerry Storey and the 2018 Meter Madness Team; Josh Templeton were introduced to the Board. Chairman Alexander asked if anyone had any comments. Director Mims asked if these employees could be recognized as Employees of the Month as well. Director Lewis encouraged the teams to keep up the good work and thanked them for representing the BWWB so well. Directors Clark, Mims, Munchus, Dickerson and Burbage

congratulated the 1st Place teams. 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 Ms. Sherry W. Lewis and seconded by Ms. Deborah Clark, that the Board hereby recognizes and commends the 2018 Top Ops Team; Scott Gormley, Derrick Stephens and Stan Brock, the 2018 Men’s Blue Tapping Team; Lakell Freeman, Johnny Bittles, Todd Stewart and Jerry Storey and the 2018 Meter Madness Team; Josh Templeton for their 1st Place Finishes at the AWWA 2018 Annual Conference as Employees of the Month for July 2018, 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.

Resolution No. 7833 is hereby adopted by unanimous vote.”

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Next, was a request for the Board to adopt a resolution commending Paul Chatta, Maintenance Mechanic II, in the Engineering and Maintenance Division as the July 2018 Employee of the Month, as set forth in agenda item 2. Mr. Chatta was nominated for aiding a fellow employee on the job, who had an allergic reaction to a sting by driving him to a local fire station. 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 Ms. Sherry W. Lewis and seconded by Dr. Brenda J. Dickerson, that the Board hereby recognizes and commends Paul Chatta, as the Engineering and Maintenance Division’s Employee of the Month for July 2018, 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 Paul Chatta.

Resolution No. 7834 is hereby adopted by unanimous vote.”

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Following, was a request for the Board to approve minutes from Board Meetings, as set forth in agenda item 3. The minutes for approval were from Regular Board of Directors’ Meetings held on February 22, 2018 and April 12, 2018. GM Underwood indicated Staff had reviewed these minutes and recommends 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Board hereby approves minutes of the Regular Board of Directors’ Meetings held on February 22, 2018 and April 12, 2018.

Resolution No. 7835 is hereby adopted by unanimous vote.”

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Next, the Board was asked to approve payments of invoices, as set forth in agenda items 4.1 to 4.5. GM Underwood indicated Staff had reviewed the items and recommends them for payment. 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Board hereby authorizes staff to execute payments to the following:

- 4.1 Carl Dalton NeSmith, Jr., LLC
For retainer fee for July 2018 \$ 500.00
- 4.2 Volkert, Inc.
For professional services rendered for April 2018 \$ 2,656.91
- 4.3 Agency 54
For professional services rendered for May 2018 \$ 25,000.00
- 4.4 Parnell Thompson, LLC
For professional services rendered for June 2018 \$ 89,832.70
- 4.5 ARCADIS U. S., Inc.
For professional services rendered per May 2018 Progress Report \$ 242,120.14

Resolution No. 7836 is hereby adopted by unanimous vote.”

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Following, the Board was asked to approve a bond issuance team and to authorize the team to work with Terminus Securities - Financial Advisor; 2) Parnell Thompson, LLC and Kelvin Howard, LLC - Issuers Counsel; 3) Raftelis - Financial Consultant and Rate Analyst; and 4) Banks, Finley, White & Company - Revenue Certificate Provider as part of its Bond Issuance Team, as set forth in agenda item 5. GM Underwood explained the team and their roles, as recommended in the Finance Committee Meeting held July 19th. Subsequently, Director Muhammad made a motion to delay said item and Director Dickerson seconded the motion. Following, Director King asked when the delay would impact PayGo. Assistant General Manager, Michael Johnson responded in October. Some discussion occurred regarding the PayGo balance fluctuating. GM Underwood explained in 2018, the additional revenue came from the increased fee from the Jefferson County agreement. Assistant General Manager Michael Johnson stated Staff tracks the cash each month and it fluctuates. A schedule was distributed among the Board (a copy of which is on file with the Board meeting book) of the draw down of designated PayGo cash reserves to fund the Capital Program. Assistant General Manager Michael Johnson reviewed the withdrawing of PayGo funds from the schedule, indicating that the Board has spent all of its bond funds and is now withdrawing from its PayGo which the schedule shows. Director Muhammad commented that he is not saying

he is against going to the bond market, referencing a recent email sent to the General Manager stating that there is a second step missing. He pointed out that the first step is the Board has depleted funds and the second step includes ensuring that the Board approves and is comfortable with everything that happened relative to going to the bond market. Director Muhammad stated in his opinion, it appears the Board skipped that step, stating he made this statement in a recent Finance Committee Meeting. He stated that the Board went from step one, depleting of funds to step three, selecting a bond team. He commented that the second step should ensure the Directors understand the bond issuance because he has several questions. He indicated that he wanted to be comfortable understanding the total process of the bond issuance. In addition, Director Muhammad commented that he had asked about Capitalized O&M and indicated he has not yet received an answer. Director Muhammad stated he still has questions and commented he feels as though the Directors are being rushed and pushed into the bond issuance in which they do not understand. Director Munchus asked Attorney Parnell if another firm could perform the Issuer's Counsel role from a legal standpoint. Attorney Parnell responded they would need to have a knowledge and history with the system, but it is not required by law. The General Manager reviewed "Ongoing Board Approved Projects" within the Engineering Department and the System Development Department, and others. He pointed out with the ongoing approved projects and signed contracts the Board has a total of \$68,500,000.00 in contracts outstanding with balance of \$58,100,000.00. The projects amount pending for approval on today's agenda is \$2,100,000.00. The total project amounts ongoing and pending is \$72,300,000.00 with \$57,800,000.00 remaining to be expended on those projects. GM Underwood stated he wanted to inform the Board when considering or delaying the bond issue and whether the Board would be utilizing its reserve fund money. Subsequently, the General Manager asked if the Directors had any other questions, commenting a motion and a second had been made to delay the bond issue. Director King asked if the bond issue is delayed for two weeks if the Board would have enough time to get the money before PayGo is depleted. AGM Johnson stated he did not think a two-week delay would be a problem. Director Burbage pointed out on September 18th the Board would run out of PayGo. Chairman Alexander asked the Directors why they would want to delay the bond issuance when it is needed, commenting that he is not for delaying it. GM Underwood stated there is a Committee meeting scheduled on August 9th and 14th before the 16th Regular Board meeting. Director King stated he was fine with delaying the vote on the bond issue team for two weeks, based on comments from Assistant General Manager Johnson and Financial Advisor Arrington stating it would not be a problem. Director Clark stated that AGM Johnson had commented on why the Board needs to go to the Bond Market and its Financial Advisor Arrington had indicated it would not be a problem if the Board delayed the bond issue for two weeks, but Director Muhammad had indicated that he has some questions. Director Clark asked whether the Board could have a meeting sooner rather than later to address everyone's issues at the same time. Director Clark stated after all questions have been addressed and answered the Directors probably would know how they are going to vote. Chairman Alexander proposed that the Board have a Special Board Meeting to address everyone's concerns. The Board agreed to schedule a meeting prior to the next Board Meeting to discuss the proposed bond issuance team. A roll call vote was taken to delay the bond issuance. 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 Dr. Brenda J. Dickerson, that the Board hereby delays the vote on its 2018 Refunding Bond Issuance Underwriters Team as follows:

<u>Underwriters</u>	<u>Role</u>
1. Raymond James/Piper Jaffray	Senior
2. Raymond James/Piper Jaffray	Co-Manager
3. Citi	Co-Manager
4. Stifel	Co-Manager
5. Frazer Lanier	Co-Manager
6. Securities Capital	Co-Manager

<u>Role</u>	<u>Firm</u>
1. Bond Counsel Yvonne Green-Davis, P.C.	Ezell Law, LLC
2. Disclosure Counsel Ken Sullivan	Sirote & Permutt
3. Underwriter’s Counsel	TBD (U/W recommend)

Resolution No. 7837 is hereby adopted by a roll call vote: Directors Lewis, Mims, Munchus, Dickerson and Muhammad voted yes. Directors Alexander, Clark, King and Burbage voted no.”

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Next, the Board was asked to approve Helen Ridge Subdivision Declaration, as set forth in agenda item 6 and recommended by the Engineering and Maintenance Committee. Director Munchus stated he wanted to have more discussion with the Cahaba River Society adding he thinks it is a bad idea to have a development so close to our watershed. 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 Dr. Brenda J. Dickerson, that the Board hereby approves the Helen Ridge Subdivision Declaration of Watershed Protection Covenants and the Helen Ridge Declaration of Protective Covenants for the Helen Ridge residential development project located adjacent to the Cahaba River Pump Station on Cahaba Heights Road at no cost to the Board, as recommended by the Engineering and Maintenance Committee.

Resolution No. 7838 is hereby adopted by Directors Alexander, Lewis, Clark, Mims, King, Muhammad and Burbage. Directors Munchus and Dickerson voted no.”

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Following, the Board was asked to approve a Scope of Services with Burke-Kleinpeter, as set forth in agenda item 7 and recommended by the Engineering and Maintenance Committee. Director Munchus asked for confirmation that this is a joint venture with A. G. Gaston. A

spokesperson for Burke-Kleinpeter confirmed that the Scope of Services includes a joint venture with A. G. Gaston, adding they were happy with the agreement. 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. Ronald A Mims and seconded by Dr. Brenda J. Dickerson, that the Board hereby approves and authorizes the General Manager and/or the Assistant General Manager to accept a Scope of Services agreement with Burke-Kleinpeter, Inc. for the design and inspection of a water main replacement project in the City of Birmingham. The water mains to be replaced in said city are 2-Inch unlined cast iron pipe/2-inch galvanized steel pipe installed before 1928 and 2-inch cast iron cement lined (CICL) pipe installed between 1930 and 1940. Various Sites #3 Project includes the replacement of 2-inch water mains in three (3) independent locations through the Water Board’s Distribution System along McMillion Avenue SW, 22nd Avenue North/25th Street North and 33rd Terrace North/33rd Court North; and 30th Way North located in the City of Birmingham at an out-of-pocket cost of \$145,379.00 as recommended by the Engineering and Maintenance Committee. [NOTE: HUB participation is 44%]

Resolution No. 7839 is hereby adopted by unanimous vote.”

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Next, the Board was asked to approve three contracts to purchase parcels of property on Messer Airport Highway, as set forth in agenda item 8 and recommended by the Engineering and Maintenance Committee. Director Munchus asked Ms. Abra Barnes if the contracts were firm. Ms. Barnes responded yes. 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 Dr. Brenda J. Dickerson, that the Board hereby approves three contracts to purchase parcels of property on Airport Messer Highway from the following property owners as recommended by the Engineering and Maintenance Committee:

Gym Service & Installation Company - 3627 Messer Airport Highway - \$140,000

Merle & Lorene Ballenger - 310 37th Street North - \$50,000

Tommy Wooten - 312 37th Street North - \$65,000

Resolution No. 7840 is hereby adopted by unanimous vote.”

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Following, the Board was asked to approve expenditures, as set forth in agenda items 9.1 to 9.3 and recommended by the Engineering and Maintenance Committee. 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 approves expenditures with the following as recommended by the Engineering and Maintenance Committee.

- 9.1 YSI Incorporated, a wholly-owned subsidiary of Xylem Corporation, a sole source provider, for purchase of an online YSI Vertical Profiler to be installed at Lake at an estimated out-of-pocket cost of \$235,318.65. [NOTE: This expenditure is exempt from bidding under the Alabama State Competitive Bid Law because it is a sole source.]

- 9.2 Aqua Metrology Systems, a sole source provider, for purchase of an online THM-100 Analyzer at Western Filter plant which includes 4 years of service at an estimated out-of-pocket cost of \$104,319.00. [NOTE: This expenditure is exempt from bidding under the Alabama State Competitive Bid Law because it is a sole source.]

- 9.3 Accelerated Technology Laboratory (ATL), a sole source provider, and authorize the General Manager and/or the Assistant General Manager to enter into a one-year ATL Gold Support agreement for the EnviroLab’s LIMs System and the LIMs Remote Server Management at an out-of-pocket cost of \$23,848.92 for said agreement, and the LIMs Remote Server Management for \$4,995.00, at a total out-of-pocket cost of \$28,843.92. [NOTE: This expenditure is exempt from bidding under the Alabama State Competitive Bid Law because it is a sole source.]

Resolution No. 7841 is hereby adopted by unanimous vote.”

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Next, the Board was asked to award bids for pipe replacement projects and vehicle purchases, as set forth in agenda items 10.1 to 10.4 and recommended by the Engineering and Maintenance Committee. Director Mims requested the items be voted on separately. Item 10.1 was voted on first. Director Munchus asked Attorney Parnell if he thought Jones Utility would contact the Board regarding the award of this contract. Director Muhammad responded that this could not be talked about in an open meeting. 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. Ronald A. Mims and seconded by Mr. William R. Muhammad, that the Board hereby authorizes staff to award bid to Global Construction & Engineering, Inc., the lowest responsible and responsive bidder, for the replacement of approximately 4,800’ of 2” CICAL pipe and 330’ of 8” CICAL pipe with approximately 400’ of 4” DICL pipe; 4,450’ of 6” DICL pipe; 870’ of 8” DICL pipe and related appurtenances; and 100 water services along Pineview Road; Avenue “O”; Meadow Lane, 58th Street; 57th Place; 60th Street and Avenue “P” in the Ensley Community of the City of Birmingham, Alabama at a bid amount of \$838,312.50; plus estimated cost of materials and Water Board labor in the amount of \$504,670.37; for an estimated out-of-pocket cost of \$1,342,982.87. [NOTE: The apparent low bidder, Jones Utility and Contracting Company, Inc., was deemed non-responsible and rejected due to concerns with their integrity involving public contracts as raised by allegations in the ongoing lawsuit styled Startley General

Contractors, Inc. et. al. v. The Water Works Board of the City of Birmingham, et. al.] [HUB contractor participation is 100%; subcontractor participation is 11.1%], as recommended by the Engineering and Maintenance Committee.

Resolution No. 7842 is hereby adopted by unanimous vote.”

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Following item 10.2 was voted on. 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. Ronald A. Mims and seconded by Dr. George Munchus, that the Board hereby authorizes staff to award bid to Global Construction and Engineering, Inc., the lowest responsible and Responsive bidder, for the paving work associated with the Gloria Road & Surrounding Area Main Replacement Project along Gloria Road SW; Henry Crumpton Drive SW; and Ethel Avenue SW located in the City of Birmingham at a bid amount of \$130,972.50; plus, estimated cost of materials (supplied by Water Board under separate contract) in the amount of \$64,500.00; for an estimated out-of-pocket cost of \$195,472.50. [HUB contractor participation is 100%; subcontractor participation is 80%], as recommended by the Engineering and Maintenance Committee.

Resolution No. 7843 is hereby adopted by unanimous vote.”

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Next, item 10.3 was voted on. 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 authorizes staff to award bid to B & H Contracting, Inc., the lowest responsible and responsive bidder, for the replacement of approximately 1,620’ of 2” galvanized steel pipe / 2” unlined cast iron pipe with approximately 1,960’ of 8” DICL pipe and related appurtenances; and 26 water services along 2nd Terrace NW; 23rd Avenue NW; and Maple Way NW located in the City of Center Point at a bid amount of \$409,350.00; plus estimated cost of materials and Water Board labor in the amount of \$202,480.78; for an estimated out-of-pocket cost of \$611,830.78. [NOTE: The apparent low bidder, Jones Utility and Contracting Company, Inc., was deemed non-responsible and rejected due to concerns with their integrity involving public contracts as raised by allegations in the ongoing lawsuit styled Startley General Contractors, Inc. et. al. v. The Water Works Board of the City of Birmingham, et. al.] [HUB subcontractor participation is 31.1%], as recommended by the Engineering and Maintenance Committee.

Resolution No. 7844 is hereby adopted by unanimous vote.”

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Following, item 10.4 was voted on. Director Muhammad stated at some point he would like to do business with someone in Birmingham. Chairman Alexander concurred. Attorney Parnell stated the bid law provides for local preferences with some parameters. Attorney Parnell stated Attorney Thompson could send an email regarding this. 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 Ms. Deborah Clark and seconded by Mr. William R. Muhammad, that the Board hereby authorizes staff to award bid to the lowest responsible and responsive bidders for (33) replacement vehicles as follows: Downtown Nashville Nissan (Bid #2 for 1 vehicle) & (Bid # 5 for 5 vehicles) at an out-of-pocket cost of \$147,492.00. Long Lewis Ford (Bid #7 for 10 vehicles), (Bid #8 for 3 vehicles), (Bid #9 for 6 vehicles), (Bid #10 for 1 vehicle), (Bid #11, for 3 vehicles), (Bid #12, for 1 vehicle) & (Bid #15, for 1 vehicle) at an out-of-pocket cost of \$721,799.50. Southland International (Bid #14, for 1 vehicle) at an out-of-pocket cost of \$125,129.45. Stokes Automotive (Bid #1, for 1 vehicle) at an out of pocket cost of \$26,256.50. The total out-of-pocket cost for thirty-three (33) replacement vehicles is \$1,020,677.45, as recommended by the Engineering and Maintenance Committee.

Resolution No. 7845 is hereby adopted by unanimous vote.”

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Next, the Board was asked to decline the right of first refusal on structure of Lot 10 for sale at Inland Lake, as set forth in agenda item 11 and recommended by the Engineering and Maintenance Committee. Director Munchus reminded Attorney Parnell about seeking an opinion from The Ethics Commission regarding him being able to purchase these properties as they are offered for sale. 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 authorizes staff to decline the right of first refusal on structure of Lot 10 for sale at Inland Lake, as recommended by the Engineering and Maintenance Committee.

Resolution No. 7846 is hereby adopted by Directors Alexander, Lewis, Clark, Mims, Dickerson, King, Muhammad and Burbage. Director Munchus Abstained.”

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Next, an update was presented on Jefferson County Sewer Collection Accounts Receivables as of May 31, 2018, as set forth in agenda item 12. GM Underwood provided a handout (a copy is on file with the Board meeting book) to the Board members. The collection agreement was finalized shortly after February 22, 2018. We were to determine the receivables amount as of June 1, 2018 and we were to purchase them at a discount. Director Munchus asked if we were giving Jefferson County a discount. Director Lewis said Jefferson County is giving BWWB a discount. GM Underwood explained the collection fees and discount on face value. GM Underwood explained that BWWB is basically paying .93 on the dollar. The BWWB is getting an additional \$365,183.97 on these receivables. Beginning June 1, 2018 through June 19, 2018 we have collected \$9,876,197.60. Charged-off amounts as of April 2018 (Statistical

Accounts) is left for Jefferson County to settle. Director Muhammad asked how much was billed for the month of June. GM Underwood stated he did not have that figure, but he could get it. Some discussion occurred regarding upcoming meetings with Jefferson County. Director Muhammad asked Michael Parker how things are going with the collections. Mr. Parker responded things are going well. Director Dickerson asked how many employees hired came from the county. Mr. Parker responded not any that he knew of. Director King asked if the collections were for May bills. GM Underwood stated a 15-day period was built into the agreement. GM Underwood stated Chairman Alexander and Director Lewis did a good job negotiating the contract. GM Underwood stated we are doing better at this point than we anticipated. We are asking the Board to hear an update as the approval was already given according to GM Underwood. We are going to work through the process to see how current the charged-off amounts were when we meet with Jefferson County, GM Underwood stated. The Board discussed scheduling a Special Board Meeting and sending out two dates for consideration. GM Underwood stated Staff received notice regarding opening Cahaba Beach Road and Staff would like to meet with the Board to determine our position prior to that meeting. Director King asked our Engineering staff to be present for the meeting to express their opinion also.

Following, citizen Mr. Philemon Hill, II stated he represented The Shower of Love Tour. Mr. Hill stated he had contacted Mr. Rick Jackson about a year ago. This is a mobile hygiene service that provides showers for the local homeless and other citizens in need. The purpose of the outreach is to provide a safe, clean and private showering space. Mr. Hill stated he would like to provide a strategic partnership with the BWWB. Director Munchus stated he thought this was a good service. GM Underwood stated he would take a look at this and asked Mr. Hill to please email him adding he would get with Mr. Jackson.

Following Director Dickerson requested an Executive Session. Attorney Parnell certified the request for Executive Session was to discuss the general reputation and character of an employee. Attorney Parnell estimated the session to last about 30 minutes with the possibility of some action being taken. The Board entered into Executive Session at 12:49 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 Mr. Ronald A. Mims, that the Board hereby approves an Executive Session to discuss the general reputation and character of an employee.

Resolution No. 7847 is hereby adopted by unanimous vote.”

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Next, the meeting reconvened at 1:39 p.m.

As there was no further business before the Board, the meeting was adjourned at 1:39 p.m.

/s/

Tommy Joe Alexander
Chairman/President

Attest:

/s/

William "Butch" Burbage, Jr.
Secretary-Treasurer