

SUMMARY OF REGULAR BOARD OF DIRECTORS' MEETING

HELD Wednesday, January 27, 2021

at 11:30 a.m. – In Person, Training Room (Electronically [via telephone])

[THESE ARE NOT THE OFFICIAL MINUTES]

The Governor's Open Meeting Act ("OMA") Proclamation allows members of governmental bodies to hold said meeting electronically (via video and telephone, etc.) for purposes of establishing a quorum, deliberating and taking action; and via electronic equipment allows members of the public to listen to the meeting.

The Regular bi-monthly meeting of the directors of The Water Works Board of the City of Birmingham was held on Wednesday, January 27, 2021 at 11:30 a.m., in person and electronically [via telephone].

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

Others present were: Michael Johnson, General Manager; Derrick Murphy and Iris Fisher, Assistant General Managers; K. Mark Parnell, Parnell Thompson Law, LLC; Emory Anthony, Attorney; Cynthia Williams, Board Administrator; Tammy F. Wilson, Executive Assistant to Assistant General Managers Derrick Murphy and Jeff Thompson; Colandus Mason, Information Technology Manager; Rick Jackson, Public Relations Manager; Terrell Jones, Interim Security Manager, Charles McGee and David King, Industrial Control Master Electricians; Phillip Moultrie, The Valent Group.

Chairman Mims called the meeting to order at 11:31 a.m. and Information Technology Manager, Colandus Mason opened the meeting with prayer.

All directors were present, so a quorum was in attendance.

Following, Chairman Mims stated he would like to table Item 5.6, an invoice payment to Birmingham Business Resource Center for professional services provided December 2020, in the amount of \$20,000.00. Other Directors recommended tabling invoices to Agency 54, Item 5.7, Birmingham Construction Industry Authority, Item 5.8 and Parnell Thompson, LLC, Item 5.9. Some discussion occurred regarding new Board members voting on action items before the Board's orientation is complete. On a motion duly made and seconded, the agenda was approved unanimously by a roll call vote, tabling Item 5.6 only.

Next, a motion was duly made and seconded to authorize surviving spouse monthly retirement benefits from the Board's Retirement Trust Fund for Helen Martin, spouse of Argus Martin, as set forth in agenda Item 1. The referenced item was approved unanimously.

Following, a motion was made and seconded to approve minutes of Board meetings from August 26, September 23, October 14, October 28, November 5, November 19 and December 2, 2020, as set forth in agenda Item 2. The referenced item was approved following some discussion surrounding obtaining signatures from a former Board member, the previous term's Secretary-

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Treasurer. Director Blankenship voted no. Further Board action would occur pending the previous term's Secretary-Treasurer refusal of signatures.

Next, a motion was duly made and seconded to table a resolution reaffirming the Board's various established Board Committees with appointments to serve on the respective Committees for calendar year 2021, as set forth in agenda Item 3. Chairman Mims requested a two-week extension in order to finalize the 2021 Committee schedule. The referenced item was approved unanimously.

Following, a motion was duly made and seconded to approve reimbursement to the Operating Account for the period ended November 30, 2020, as set forth in agenda Item 4. The referenced item was approved unanimously.

Next, invoices were voted on separately, as set forth in agenda Items 5.1 through 5.9, except for Item 5.6, which was tabled earlier. Motions were duly made and seconded. Item 5.1, Ellis, Head, Owens & Justice, was approved unanimously, by a roll call vote. Item 5.2, T. Agee, was approved unanimously, by a roll call vote. Item 5.3, Hilliard Smith & Hunt, LLC, was approved by a roll call vote. Director Huffman abstained. Item 5.4, The Jones Group, was approved unanimously by a roll call vote. Item 5.5, Raftelis Financial Consultants, Inc., was approved unanimously by a roll call vote. Item 5.7, Agency 54, was approved by a roll call vote. Directors Henderson, Huffman, NeSmith and Ward abstained. Item 5.8, Birmingham Construction Industry Authority, was approved by a roll call vote. Directors Henderson, Huffman, NeSmith and Ward abstained. Item 5.9, Parnell Thompson, LLC, was approved by a roll call vote. Director Blankenship abstained.

Under new business, Director Rice asked to review all professional service contracts. Director Rice also requested to have Pat Lynch come before the Board to present information on lobbying services he could provide. General Manager, Michael Johnson gave an update on Birmingham Water Works Board customers following the tornado that impacted the Fultondale Community earlier in the week, adding that no shutoffs had occurred. Chairman Mims asked for an update on the contract with Jefferson County Sewer collections. GM Johnson stated a report would be presented at the next Board meeting. Some discussion occurred regarding the Hilliard, Smith & Hunt, LLC contract expiring December 31, 2020. GM Johnson stated an extension of that contract was not included in the 2021 budget. Director Munchus asked about the Succession Planning status. GM Johnson stated management level positions had been identified for future needs and more information would be presented in a Human Resources Committee meeting. Director Henderson asked about fire hydrant fees. GM Johnson stated our 2021 budget did not require a rate increase for fire hydrant fees and an increase would be deferred until 2022. Director Munchus asked if Franchise Fees would be paid. Director Blankenship responded they had to be paid.

Following, Attorney Parnell certified an Executive Session to discuss pending litigation. On a motion duly made and seconded, the Board, attorneys and Senior Staff entered into an Executive Session at 12:26 p.m. At 12:44 p.m. the Board came out of Executive Session. Attorney Parnell requested the Board adopt a resolution as presented in Executive Session. On a motion duly made and seconded, the referenced item was approved unanimously.

As there was no further business before the Board, a motion was made and seconded and the Board approved to adjourn the meeting at 12:46 p.m.