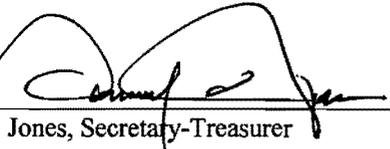


Minutes of the meeting of the Board August 14, 2017, continued

There being no further business to come before the Board, at 3:42 p.m., the meeting was adjourned. The next regular meeting is scheduled for September 11, 2017, at 2 p.m.



 Samuel L. Jones, Secretary-Treasurer

**BUSINESS OFFICE, 4725 MOFFETT ROAD, MOBILE, ALABAMA
 SEPTEMBER 11, 2017**

The Board of Water and Sewer Commissioners of the City of Mobile met this Monday in their regular session at 2:00 p.m. at MAWSS' Park Forest Plaza.

PRESENT:

Dr. James E. Laier, Chair
 Ms. Barbara Drummond, Vice Chair
 Mr. Samuel L. Jones, Secretary-Treasurer
 Ms. Sheri N. Weber, Commissioner
 Mr. Maynard V. Odom, Commissioner
 Mr. Walter E. Bell, Commissioner
 Mr. Kenneth Nichols, Commissioner

Ms. Jackie McConaha, Attorney for the Board
 Mr. Charles E. Hyland, Jr., Director
 Mr. Douglas L. Cote, Assistant Director
 Mr. Bud McCrory, Assistant Director

Chair Laier called the meeting to order. Commissioner Bell gave the invocation, following a moment of silence in remembrance of September 11, 2001. Visitors was next and MAWSS retiree Dwight McGough came forward. Mr. McGough said he's enjoying his retirement and he thanks the Board for all the employee benefits. He said you really appreciate it more as you get older and experience some of the retirement benefits. Mr. McGough said he's here today to represent the retirees and ask for the Board's consideration in a one-time retiree longevity bonus. This is a bonus that the Legislature passed this year. It has to be approved by the various agencies by October 31 and it will be distributed in December, if approved. It's \$2 per month of employment so if you were here for 25 years, that would be \$600, which is about the average amount. We have some retirees who worked 40 years or more so they would get a little more but most everyone had at least 25 years. Mr. McGough noted that several retirees are present today, including some that are included in the Hall of Fame discussed earlier today.

Mr. McGough asked if there are any questions. A few months ago, he said, the Board passed a COLA for retirees. He said he's always liked the way the Board goes back to the oldest COLA authorized so that the people who've been retired the longest and really need the money more, get it. There are 225 retirees right now on MAWSS' register and 97 of those received the last COLA passed. The remaining 132 did not because they retired since 2005, which was the date of the COLA. This one-time bonus would apply to all 225 retirees and would be a one-time cost. It doesn't commit anything for the following years like a COLA does.

Commissioner Odom asked what is the cost and Mr. McGough said for the 225 employees, based on their length of service, the total cost to the Board would be \$127,024, an average of \$564 per employee. Mr. McGough said this is for people who retired by May 1, 2017. Particularly for people who've been retired for a long time, it would be a very nice bonus for them because a lot of employees who retired 20 years ago, their salary wasn't nearly what salaries are today and, of course, that's what their retirement was based on.

Chair Laier asked if any of the Retirees present would like to speak and one of the Retirees (Gregory S. Dykes) said he must be one of those who did not receive the recent COLA even though he retired in 2004. Mr. McGough said the COLA was passed in 2005 and they set some time in there, so whether Mr. Dykes missed it by a few months, he's not sure. Mr. Dykes said he retired February 2, 2004 so he would have missed it. He said that clears it up but

Minutes of the meeting of the Board September 11, 2017, continued

he would appreciate the one-time bonus. Mr. McGough said that puzzles him a little bit because he doesn't know how that particular COLA was listed but he thinks it was the 2005.

Retiree Theresa Dumas said when they were working, they did not make great salaries. They had good benefits but the salaries weren't there. She said she is so happy to hear that they are getting much better salaries now, especially the ladies. Therefore, since they didn't get the salaries, it didn't help them out on their retirement or social security. As an older group, they know it would certainly help.

Mr. McGough said they very much appreciate everything. Even though he's only been retired three years, of all the people he knows, he's the only one sorry he got on Medicare because the benefits here were so good, especially the health insurance. He said he pays much more now than he did even between retiring and getting on Medicare. He thanked the Board for the benefits all those years and said you really see it once you get out.

The **Minutes of August 14, 2017** were presented for approval. Commissioner Odom moved for approval and Commissioner Drummond seconded. The motion then carried with the unanimous vote of the Board.

Bids & Purchasing was next. Mr. Cote said for Item A, **GMC Project CMOB170025, Cleaning Primary Digester at the Wright Smith, Jr., WWTP**, we had one bidder, Denali Water \$296,625. He asked that the Board authorize a Director's award upon review and recommendation by the engineers. Commissioner Odom moved for approval and Commissioner Drummond seconded. Commissioner Nichols asked what was the amount of the original bid and Mr. Cote said approximately \$200,000. The motion then carried with the unanimous vote of the Board.

Mr. Cote said Item B was **M5712-2610, 2018 Annual Manhole Frame & Cover Replacement** and we had four bidders. Sunset Contracting was the apparent low bidder in the amount of \$125,824. We will bring this back for approval and the next Board meeting.

Item C is entered here for the record:

Sole Source Purchase of Flygt Pump Parts Value - \$34,970
Sole Source Provider: Jim House & Associates

Mr. Cote said these are parts for three large pumps at the influent pump station at the Smith WWTP. Based on staff's recommendation, Commissioner Odom moved for approval and Commissioner Nichols seconded. The motion then carried with the unanimous vote of the Board.

Item D is entered here for the record:

Sole Source Purchase of Fifteen (15) Flow Monitors Value - \$63,870
Sole Source Provider: Teledyne ISCO

Mr. Cote said these are flow monitors that we use to measure the flow rates in the gravity sanitary sewer system. We have approximately 66 flow monitors in our network and those are in the process of being replaced. Based on staff's recommendation, Commissioner Drummond moved for approval and Commissioner Odom seconded. Commissioner Drummond asked if there is no one else that can provide these. Mr. Cote said the ISCO monitors are what we have in the collection system and they are part of a network. One doesn't typically mix and match instruments because of the different technologies, not to mention the software used with them. The motion then carried with the unanimous vote of the Board.

Legal was next. Attorney McConaha said we need an **Executive Session** expected to last about 15-20 minutes to discuss litigation related matters.

Unfinished Business was next with **MAWSS Policy 16-01, Disadvantaged Business Enterprise Policy for Public Works Act Contracts**. Mr. McCrory said, as a follow-up to the contractors meeting and the Growth & Development meeting, there are a couple of proposed changes and he's passed those out today. On page 2, we are

Minutes of the meeting of the Board September 11, 2017, continued

adding the definition of “commercial useful function” and on page 5, we are giving bidders a 4-day window to provide the supporting documentation to their bid package as far as the DBE Program. Commissioner Drummond moved for approval and Commissioner Bell seconded. The motion then carried with the unanimous vote of the Board.

New Business was next with **Facilities for Acceptance** and it is entered here for the record:

303 Subdivision, Lots 2 & 3 – Sewer Only

Water & Sewer Engineering Manager Daryl Russell said this is located on University Boulevard at Overlook. The lots were part of a subdivision originally developed for the Walmart Neighborhood Shopping Center. A small extension of sewer was constructed at the same time the Walmart facility was constructed; however, easements were not provided at that time so they were not accepted by the Board. They’ve come back now and provided the easements. Staff has reviewed the facilities and recommends acceptance. The value of the facilities is \$28,000. Commissioner Odom moved for approval and Commissioner Weber seconded. The motion then carried with the unanimous vote of the Board.

Item B was **Holiday Schedule 2018** and Mr. McCrory said staff requests the Board’s approval of the schedule. It’s in line with what we’ve done the past few years, including the floating holidays. Commissioner Bell moved for approval and Commissioner Drummond seconded. The motion then carried with the unanimous vote of the Board

Item C was **Holiday Gift Cards** and Mr. Hyland requested this item be held over until the next meeting. Item D was **Appointment of Nominating Committee for Election of Board Officers**. Chair Laier said the Committee (Chair Laier, and Commissioners Weber and Odom) met actually for the last 2 or 3 of weeks trying to decide on the order of promotion for the Chair, Vice Chair, and Secretary. The Committee decided that the candidates include for Chair – Barbara Drummond, Vice Chair – Sam Jones, and Secretary-Treasurer – Kenny Nichols. Chair Laier said the Board will vote on the slate of officers at the next meeting.

Items presented to the Board for **Information Only** were:

- A. **AL17052, Gulfwood Drive Sewer Replacement** with tabulation of the August 9, 2017 bids and recommendation to award to the low bidder, W. R. Mitchell, Contractor, Inc., for \$216,640. (Confirmation of Director’s Award)
- B. **M5712-2617, Driftwood Emergency Repairs at Manhole #039**, with tabulation of the August 18, 2017 bids and recommendation to award to the low bidder, Ballcon, Inc., in the amount of \$183,500. (Confirmation of Director’s Award)
- C. **Royal 2016-03-02, Moffett & Schillinger Water Tower Maintenance Project**, with Change Order #1 in the amount of \$3,290 (0.9% of original \$363,662 contract) resulting in a revised \$366,952 contract. Change covers installation of plating over weak spots in catwalk floor, installing threaded studs on each leg to connect grounding straps, and adds additional 31 calendar days to contract time due to inclement weather.
- D. **T15-1101-0161, Lime Silo E.M. Stickney Plant**, with no-cost Change Order No. 2 adding 49 calendar days to the contract time beyond original schedule for delivery of the lime silo by Merrick. The contract amount remains \$831,354.49.
- E. **Sole Source Purchase of KSB Pumps and Parts**
Value - \$19,381
Sole Source Provider: KSB Pumps and Parts

Minutes of the meeting of the Board September 11, 2017, continued

- F. **Sole Source Purchase of Two (2) Flygt Submersible Pumps**
Value - \$23,603
Sole Source Provider: Jim House

- G. **IFB 17-027, Purchase a Clarifier Scum Chopper Pump**
(1 bid, 2 NQ) Value – \$23,868
Low responsive bidder: The Eshelman Company

- H. **Annual Support Agreement for Mobile Data Management (MDM) Licenses**
Value - \$24,330
Provider: MCG Business Solutions

- I. **Annual Support Agreement for UPS Systems at MAWSS**
Value - \$33,628.97
Support term: 8/31/17 – 8/30/18

- J. **Sensitive Positions**

- K. **In-Kind & Contributions Requests**
 - 1. Live on Adam 5-K Sponsorship
 - 2. Magnolia Breeze Youth Ensemble

Commissioner Jones said he has a question on a previous issue that came up as it relates to the proposal made by the gentleman who came earlier (one-time retiree bonus). Do we have an in-house assessment of costs of all those things on that particular issue? Mr. Hyland said we have the information that had been submitted by RSA to our Finance department but he doesn't know that we had looked at the previous information on the COLA and how many of the retirees actually got that. We'll be glad to put that information together in a summary packet and submit that to the Board. Commissioner Jones said yes, please do.

Commissioner Odom asked when is the deadline and Mr. Hyland said the end of October. Commissioner Odom said we have enough time until the October meeting. Commissioner Drummond said and it has to be paid by December; is that correct? Mr. Hyland said he thinks that is correct.

Commissioner Weber said there was discussion about this issue in the Finance Committee meeting. If everyone would please check the minutes from the meeting, you will find the information the staff provided. Commissioner Jones asked if that included a staff assessment and Commissioner Weber said yes. Mr. Hyland said it had the recommendation. We had looked at the cost but we didn't get into going further in how that COLA impacted what number of retirees. Commissioner Jones said he wasn't really speaking of the COLA, he was speaking of the present request, and he asked if we had some information as it relates to what the state passed, how it applies, etc. Mr. Hyland said we will resend that information and any other pertinent data.

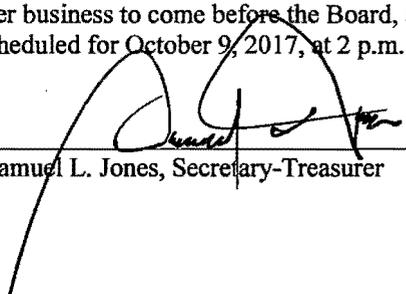
There being no further business to come before the Board, at 2:25 p.m., Commissioner Weber moved to adjourn and reconvene in **Executive Session**. Commissioner Odom seconded and the motion carried with the unanimous vote of the Board.

At 2:52 p.m., the meeting reconvened with all members present. Commissioner Drummond moved to allow Legal to file the documentation as per the case described in Executive Session. Commissioner Odom seconded and the motion carried with the unanimous vote of the Board.

Mr. Hyland said he recommends the Board allow staff to move forward with the purchase of the **Infirmary property**. Commissioner Drummond moved for approval and Commissioner Odom seconded. The motion then carried with the unanimous vote of the Board.

Minutes of the meeting of the Board September 11, 2017, continued

Mr. Hyland said he also requests the Board allow us to move forward with the application process of the **\$32 million SRF**. Commissioner Bell moved for approval and Commissioner Odom seconded. The motion then carried with the unanimous vote of the Board. There being no further business to come before the Board, at 3:04 p.m., the meeting was adjourned. The next regular meeting is scheduled for October 9, 2017, at 2 p.m.



Samuel L. Jones, Secretary-Treasurer