

**BUSINESS OFFICE, 4725 MOFFETT ROAD, MOBILE, ALABAMA**  
**March 6, 2023**

The Board of Water and Sewer Commissioners of the City of Mobile met this Monday in their regular session at 1:30 p.m. at MAWSS' Park Forest Plaza.

**PRESENT:**

Mr. Thomas Zoghby, Chair  
Mr. Raymond L. Bell, Jr., Vice Chair  
Mr. Kenneth Nichols, Commissioner  
Ms. Linda St. John, Commissioner  
Mr. Jay W. Weber, Commissioner

Mr. Bud McCrory, Jr., Director  
Mr. Bradley Dean, Attorney  
Mr. Douglas L. Cote  
Ms. Calressia Clark  
Mr. Daryl Russell  
Ms. Fatima Washington

**ABSENT:**

Ms. Maria Gonzalez, Secretary-Treasurer  
Ms. Barbara Drummond, Commissioner

Chair Zoghby called the meeting to order and gave the invocation. There were no **Committee Reports**.

There was one **Visitor** present requesting to address the Board. Mr. Donald Williams of **5913 Cottage Hill Road** Mobile, Alabama presented documents detailing water usage on his account from 2019 to present. He believes there may be a discrepancy and he would like staff to review the information. Mr. McCrory responded and stated Ms. Washington will review the documentation and respond as soon as possible. Chair Zoghby thanked Mr. Williams for his time and assured that he will be contacted by staff once the investigation is completed.

Mr. McCrory extended warm wishes and congratulations to **MR. HARRY W. NOYD**, Public Service Worker II on his retirement after 26 years of service.

Chair Zoghby presented the **Consent Agenda Items** for approval, and they are as follows:

**Item 4                    Consent Agenda**

Bids and Purchasing

- A. IFB 23-006 Filter Arm Replacement at Wright Smith WWTP
- B. IFB 23-010 Mobile St. LS051 Materials
- C. Sole Source Annual Contract for Sensus Water Meters
- D. HDR Project No. 10358538 Causeway Water Main Replacement
- E. McCrory & Williams Project No. M5712-2735 North McGregor Avenue Water Relocation
- F. GMC Project No. AMOB210099 EMA Building Conversion to MAWSS Laboratory, Pretreatment & EOC Change Order No. 2
- G. HDR Project No. 10199152 Stickney WTP Building Replacements & Electrical Upgrades Project Change Order No. 3

Mr. Cote addressed the Board and directed attention to *Consent Agenda Item G HDR Project No. 10199152*. The supporting memo mentions the *possibility* of Change Order No. 4; paragraph 3 states *"The contractor is checking into the viability of replacing the defective valve when the line stop is in place. Supply chain issues might make timely acquisition of the valve impossible. The new valve installation is not in this change order because the contractor does not have sufficient information regarding valve cost and delivery schedule. If the new valve installation can be performed, staff will return to the Board for approval of a change order to install the new valve."* Staff requests approval to amend the Consent Agenda with the addition of *\*Item H* in an amount not to exceed \$65,000.

- H. *\*HDR Project No. 10199152 Stickney WTP Building Replacements & Electrical Upgrades Project Change Order No. 4 (Late Agenda Item Request)*

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Commissioner Bell moved for approval of the **Consent Agenda** as amended by Mr. Cote; Commissioner Nichols seconded and the motion then carried with the unanimous vote of the Board present.

Mr. Cote approached the Board with a slideshow **presentation** detailing the current status and costs associated with CWSRF and DWSRF Master Plan Projects.

- Master Plan Phase 1 SRF Loan Schedule
- CWSRF Master Plan Phase 1 Projects
  - Cost Summary
- DWSRF Master Plan Phase 1 Projects
  - Capital Outlay Summary
- Remaining Master Plan Phase 1 Projects

The timeline for project completion as dictated by the Consent Agenda is 2026; January 2027 should be the termination date which must be applied for in December 2026.

The **Minutes of February 6, 2023** were presented for approval. Commissioner Bell moved for approval and Commissioner St. John seconded. The motion then carried with the unanimous vote of the Board present.

**Bid Openings** was next, Mr. Cote read the bid tab as follows:

### **Item 6A HDR Project No. 10195981 Stickney WTP Reservoir Improvements**

The engineers estimate for this project is \$10,997,395. There were two bidders and the apparent low bidder was Haren Construction Company with a base bid in the amount of \$9,982,000.

**Legal** was next and Attorney Dean stated there are two matters appropriate for discussion in an Executive Session.

There were no items of **Unfinished Business**.

**New Business** was next and they are as follows:

### **Item 9A McCrory & Williams Project No M5712-2743 Annual Waterline Repairs Request for additional funds in the amount of \$200,000**

Mr. Russell presented this item to the Board for approval. Commissioner Bell moved for approval; Commissioner Nichols seconded. The motion then carried with the unanimous vote of the Board present.

### **Item 9B SRF Loan Closings:**

Approval is requested for the following items; of note, the loans are new financing and the interest rate is fixed at 1.99%.

1. Approval is requested for the following Resolutions for *closing on the SRF Loans* as itemized below:

#### **CWSRF Master Plan Phase 1 2023 Supplemental**

- Resolution Authorizing the Issuance of \$36,845,600 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-CWSRF-DL (Partial Principal Forgiveness Loan)

Commissioner Bell moved for approval; Commissioner Weber seconded. The motion then carried with the unanimous vote of the Board present.

#### **DWSRF Master Plan Phase 1 2023 Supplemental**

- Resolution Authorizing the Issuance of \$6,520,000 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-C-DWSRF-DL

Commissioner Nichols moved for approval; Commissioner Bell seconded. The motion then carried with the unanimous vote of the Board present.

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- Resolution Authorizing the Issuance of \$7,345,000 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-D-DWSRF-DL

Commissioner St. John moved for approval; Commissioner Nichols seconded. The motion then carried with the unanimous vote of the Board present.

### Causeway Waterline Repairs

- Resolution Authorizing the Issuance of \$2,210,000 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-A-DWSRF-DL

Commissioner Nichols moved for approval; Commissioner Bell seconded. The motion then carried with the unanimous vote of the Board present.

- Resolution Authorizing the Issuance of \$4,715,000 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-B-DWSRF-DL

Commissioner St. John moved for approval; Commissioner Weber seconded. The motion then carried with the unanimous vote of the Board present.

### Lead Service Line Identification

- Resolution Authorizing the Issuance of \$1,435,000 Principal Amount of Subordinated Water and Sewer Revenue Bond, Series 2023-E-DWSRF-DL (Partial Principal Forgiveness Loan)

Commissioner Nichols moved for approval; Commissioner St. John seconded. The motion then carried with the unanimous vote of the Board present.

2. Approval is requested for *ADEM Resolutions designating* Mr. Cote as the official representative of MAWSS for each of the SRF loans as indicated above.

Commissioner Weber moved for approval; Commissioner Nichols seconded. The motion then carried with the unanimous vote of the Board present.

## Item 9C Proposed Changes to MAWSS Investment Policy FIN 15-02

Mr. Shepard addressed the Board with a request for approval of proposed changes as reviewed and discussed during the February 6, 2023 Finance/Risk Management Committee Meeting. Commissioner Bell moved for approval with a question and Commissioner Nichols seconded.

Commissioner Bell acknowledged that Mr. Shepard provides annual financial status reports to the Finance/Risk Management Committee; is it reasonable for the report to be presented to the full Board? This would allow for better understanding by all of the changes that are involved. Chair Zoghby responded and stated that a financial update will be presented during the upcoming Board Retreat, which is scheduled for April 3, 2023 at 10:00 a.m.

Of note, all committee meeting minutes are included in the subsequent Board Agenda packages in the Information File Section.

The motion then carried with the unanimous vote of the Board present.

## Item 10 Information Only Items:

- A. IFB 23-004 Canal Brush & Tree Mulching
- B. IFB 23-008 Purchase of a Submersible Pump
- C. Change Order 1 to IFB 23-009 Materials for Big Creek Lake Dam
- D. IFB 23-011 Flask Scrubber Glassware Washer

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- E. IFB 23-013 Annual Contract – Tapping Saddles, Clamps & Couplings
- F. Change Order 1 to Co-op Purchase of Two (2) 2023 Ford F-150 Hybrid Vehicles
- G. Co-op Purchase of Three (3) 2023 Ford F-150 Pickup Trucks
- H. Co-op Purchase of a 2023 Ford F-150 XL 4WD Truck
- I. Co-op Purchase of a 2023 Ford F-150 XL 2WD Truck
- J. Ext 1 Annual Contract MAWSS 22015 – Corrosion Control (**YEAR 2**)
- K. Ext 1 Annual Contract MAWSS 22016 – HVAC Maintenance Service (**YEAR 2**)
- L. Ext 2 Annual Contract MAWSS 21005 – Easement Herbicide Treatment (**YEAR 3**)
- M. Sole Source Purchase of H-TEC Air Release Valves
- N. GMC Project No. AMOB21009 EMA Conversion to MAWSS Laboratory, Pretreatment & EOC Change Order No. 1
- O. HDR Project No. 10170707 Myers WTP Solids Handling Improvements Owner’s Allowance Allocation #2
- P. GMC Project No. AMOB210099 EMA Conversion to MAWSS Laboratory, Pretreatment & EOC Owner’s Allowance Allocation #10
- Q. GMC Project No. AMOB210099 EMA Conversion to MAWSS Laboratory, Pretreatment & EOC Owner’s Allowance Allocation #11
- R. GMC Project No. AMOB210099 EMA Conversion to MAWSS Laboratory, Pretreatment & EOC Owner’s Allowance Allocation #12
- S. Volkert Project No. 1025613 Magnolia Grove Lift Station and Force Main Owner’s Allowance Allocation #1
- T. HDR Project No. 10199152 Stickney WTP Building Replacements & Electrical Upgrades Project - Change Order No. 1 and Change Order No. 2
- U. Consultant Project Status Reports – *January 2023*

Chair Zoghby mentioned this will be Commissioner Nichols last Board Meeting. His presence and institutional knowledge in so many wide-ranging areas has been invaluable and will be greatly missed. Mr. McCrory presented a token of appreciation to Commissioner Nichols, who expressed his gratitude and thanked all present.

There being no further business to come before the Board at 2:10 p.m., Chair Zoghby adjourned the regular meeting to enter into **Executive Session**.

The next regular meeting is scheduled for April 3, 2023 at 1:30 p.m.



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Maria Gonzalez, Secretary-Treasurer