

**BUSINESS OFFICE, 4725 MOFFETT ROAD, MOBILE, ALABAMA**  
**May 1, 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. Bud McCrory, Jr., Director
Mr. Raymond L. Bell, Jr., Vice Chair	Mr. Bradley Dean, Attorney
Ms. Maria Gonzalez, Secretary-Treasurer	Mr. Douglas L. Cote
Ms. Barbara Drummond, Commissioner	Ms. Calressia Clark
Ms. Linda St. John, Commissioner	Mr. Daryl Russell
Mr. Jay W. Weber, Commissioner	Ms. Fatima Washington
Mr. John C. Williams, Commissioner	

Chair Zoghby called the meeting to order and Commissioner Drummond gave the invocation.

Chair Zoghby and Mr. McCrory addressed the recent overflow which occurred on April 17, 2023 at 1601 Neshota Lane in Mobile, Alabama. Actions to stop the spill and notification to the appropriate agencies and affected residents, began immediately following the leak and the repair was completed last week. Remediation efforts by all involved are underway and will continue until the entire site has been restored. Water quality samples which were taken after the overflow by a third-party laboratory, and are ongoing to date, determined that recent samples indicate the e-coli counts are now normal.

The Board and Staff strive to be proactive and minimize large scale overflows. This event while disheartening and unfortunate, serves to support and validate the long-range decisions by MAWSS to commit \$150,000,000 on the repair and replacement projects in the area.

**Committee Reports** was next and Commissioner Drummond provided a brief recap of the topics discussed during the **Growth and Development/Infrastructure/Property Committee** meeting conducted on April 24, 2023. There was also a **Finance/Risk Management Committee Meeting** on April 27, 2023; Chair Zoghby gave an update on the financial and insurance topics reviewed in detail, including the 2022 Annual Financial Report. Minutes from each meeting will be available as soon as they are completed.

There were no **Visitors**. Mr. McCrory extended warm wishes and congratulations to **MR. TED A. HUBBARD**, Water Service Supervisor II, on his retirement after 44 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 23-014 Nortons Lane Pump Station Materials
- B. IFB 23-023 Lime Slurry at HE Myers WTP
- C. Co-op Purchase of Two (2) 2024 Freightliner M2112 Dump Trucks
- D. McCrory & Williams Project No. M5712-2741 Various Sewer Line Repairs & Replacements

Commissioner Bell moved for approval of the **Consent Agenda**; Commissioner Williams seconded and the motion then carried with the unanimous vote of the Board.

Representatives from Smith, Dukes & Buckalew, LLP approached the Board with a condensed presentation of the **2022 Annual Financial Report**. At the conclusion, Mr. Chapman highlighted the following statements:

- 'In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the business-type and fiduciary activities of the Board as of December 31, 2022, and the

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respective changes in financial position and, where applicable, cash flows thereof for the years then ended in accordance with accounting principles generally accepted in the United States of America.’

- ‘In our opinion, the supplementary information and the schedule of expenditures of federal awards are fairly stated, in all material respects, in relation to the basic financial statements as a whole.’
- ‘...during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses.’
- ‘The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under Government Auditing Standards.’
- ‘In our opinion, the Board complied, in all material respects, with the compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended December 31, 2022.’

The **Minutes of April 3, 2023** were presented for approval. Commissioner Bell moved for approval and Commissioner Drummond seconded. The motion then carried with the unanimous vote of the Board.

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

**Item 6A HDR Project No. 10358538/DWSRF FS010096-09  
Causeway Watermain Replacement – Apalachee and Blakeley River Crossings**

The engineers estimate for this project is \$8,529,493; there were two bidders and the apparent low bidder was Hemphill Construction Company, LLC in the amount of \$7,197,855. If it pleases the Board, staff requests Directors Award authorization after review by the engineer and DBE Manager has been completed. Commissioner Drummond moved for approval; Commissioner Gonzalez seconded. The motion then carried with the unanimous vote of the Board.

**Legal** was next and Attorney Dean stated there is one matter 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 2022 Annual Comprehensive Financial Report**

This item presented for acceptance was reviewed in depth during the April 27, 2023 Finance/Risk Management Committee Meeting and shown in a condensed version during the presentation given by Smith, Dukes & Buckalew, LLP earlier today. Commissioner Drummond moved for acceptance; Commissioner Bell seconded and the motion then carried with the unanimous vote of the Board.

**Item 9B 2022 Municipal Water Pollution Prevention Reports (MWPPs)**

- i. MWPP Resolution Form for the Clifton C. Williams WWTP NPDES Permit ID AL0023086
- ii. MWPP Resolution Form for the Wright Smith Jr. WWTP NPDES Permit ID AL0023094

As presented during the April 3, 2023 Board meeting by Mr. Tillman, staff requests approval of the 2022 MWPP Reports as indicated above. Commissioner Bell moved for approval and Commissioner Williams seconded. The motion then carried with the unanimous vote of the Board.

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**Item 9C            Proposed MAWSS Real Property Disposition Policy**

As discussed on April 24, 2023 during the Growth and Development/Infrastructure/Property Committee Meeting; staff requests approval of the proposed policy. Mr. McCrory brought attention to a needed correction to the proposed policy as noted on page 1 of the document; ‘*certified appraiser*’ will be changed to ‘*licensed appraiser*’.

Commissioner Drummond moved for approval of the proposed policy as amended with a question. Commissioner Bell seconded.

Does the proposed policy address ‘property exchanges for public good’? Mr. Russell confirmed that allowance is within the proposed policy as stated on page 3 of the document. The motion then carried with the unanimous vote of the Board.

**Item 10            Information Only Items:**

- A. Annual Service Agreement for Microsoft Enterprise Select 2023 (**YEAR 3**)
- B. Change Order 2 for 2023 Freightliner M2106 Crew Truck (SIN: 21C027009)
- C. Change Order 2 for 2023 Freightliner M2106 Crew Truck (SIN: 21C027012)
- D. IFB 23-020 Annual Contract – Mowing/Grounds Maintenance Zone 16 (Rebid)
- E. IFB 23-022 Purchase of a CL2/SO2 Scrubber Pump for CC Williams
- F. IFB 23-024 Annual Contract – Hurricane Equipment Rental
- G. Ext 1 Annual Contract MAWSS 22018 – Safety Shoes (**YEAR 2**)
- H. Ext 1 Annual Contract MAWSS 22019 for Mechanical Joint Ductile Iron Pipe and Fittings (**YEAR 2**)
- I. Ext 1 Annual Contract MAWSS 22020 – Custodial Services (**YEAR 2**)
- J. Sole Source Purchase of Two (2) Ford Hall Weir-Wolf Cleaning Systems
- K. Sole Source Purchase & Installation of Two (2) Wallace & Tiernan Vacuum Regulators for Myers WTP
- L. HDR Project No. 10170707 Myers WTP Solids Handling Improvements Owners Allowance Allocation #3
- M. Jacobs Project No. D3532200 Consent Settlement Assistance – Progress Report
- N. Consultant Project Status Reports – *March 2023*

There being no further business to come before the Board at 2:00 p.m., Commissioner Bell moved to adjourn regular meeting and enter into **Executive Session**. Commissioner Williams seconded and the motion then carried with the unanimous vote of the Board.

The next regular meeting is scheduled for June 5, 2023 at 1:30 p.m.



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Maria Gonzalez, Secretary-Treasurer