



MINUTES

Birmingham Airport Authority Board of Directors Meeting May 18, 2021 (12:00 p.m.)

The Birmingham Airport Authority Board of Directors met in regular session in the Event Room, located within the Birmingham Shuttlesworth International Airport, on May 18, 2021.

Members Present: Chairman David Germany
Vice – Chairman Bobbie Knight
Director Christopher Johnson
Director Bill Smith

Members Absent: Director Ashby Pate
Director Robert Kelly
Director Darlene Wilson

Others Present: Attorney Stephanie Mays, Maynard Cooper & Gale Law Firm
Attorney Ken Perry, Ken Perry Law Firm, LLC

Chairman Germany called the meeting to order at 12:04 p.m., welcomed all attendees, and acknowledged guests. Chairman Germany noted that a quorum was not currently present. Chairman Germany requested that Mr. Mathieu present his CEO report while the Board waited for additional Board members to arrive, at which time the Board would entertain the action items.

CEO Report

Mr. Mathieu highlighted the following items:

- BHM Vaccination site update
- Increase in PFC's
- SEC-AAAE Presentation
- Air Service Development Update from TJ Williams
- World Games Update
- Terminal Improvements
- Update on the VP of Purchasing Search
- BAA's Equipment & vehicle auction
- BAA Goes Blue for Autism



Chairman Germany noted at 12:52 p.m. a quorum was now present and that the Board would now entertain the action items as presented.

Approval of Minutes

Chairman Germany requested approval of the February 23, 2021 Board of Directors meeting minutes. A motion to approve was made by Vice - Chairman Knight, seconded by Director Smith and approved by a unanimous vote.

VLA Project Resolution

The Board was asked to consider approving a resolution regarding the status of the VLA (Vacant Land Acquisition) Project. Chairman Germany stated that the resolution is in response to inquiries Mr. Mathieu has received regarding his handling of the VLA Project. Mr. Mathieu has provided the Board with updates on steps he has taken in this process, which are entailed within the presented resolution. The presented resolution acknowledges the Boards support of Mr. Mathieu's actions.

Vice - Chairman Knight made a motion to approve that was seconded by Director Johnson and approved by a unanimous vote.

Lawsuit Counterclaim

The Board was asked to consider approving authorizing legal counsel for the Birmingham Airport Authority, acting in consultation with the Chief Executive Officer, to assert any compulsory counterclaims regarding the lawsuit filed by Attorney Yvonne Green Davis against the Birmingham Airport Authority and several Board members.

Director Johnson made a motion to approve that was seconded by Vice - Chairman Knight and approved by a unanimous vote.

Vending License

Ingrid Hairston, Vice President of Properties & Business Development, presented to the Board for approval a First Amendment to Buffalo Rock Company's vending concession license. The proposed amendment would extend the term of their agreement for two (2) years.

Director Smith requested to abstain from discussion or voting regarding the item. With only three (3) Board members that could vote on the item, the item was tabled for next month's meeting.

Rental Car Concession and Lease Agreements

Ms. Hairston, presented to the Board for approval the 2021 on-airport rental car concession and lease agreements. Both the concession and service center agreements have expired and are in



holding over status. Staff and tenants negotiated the terms and conditions for this new concession and lease agreement.

Director Smith made a motion to approve that was seconded by Director Johnson and approved by a unanimous vote.

Receiving Building

Marcelo Lima, Vice President of Planning & Development, presented to the Board for approval the budget for the design and construction of a temporary receiving building. The scope of work for this project will include project management services, fencing relocation, associated site work/building pad, electrical connection and the purchase and installation of a prefabricated building.

Vice - Chairman Knight made a motion to approve that was seconded by Director Johnson and approved by a unanimous vote.

Air Cargo Structure

Mr. Lima presented to the Board for approval authorizing the execution of agreements to construct the air cargo metal structure and associated facilities.

Director Smith made a motion to approve that was seconded by Vice - Chairman Knight and approved by a unanimous vote.

Runway 18 Safety Area Improvement Project

Mr. Lima presented to the Board for approval ratifying a contract that Mr. Mathieu previously executed with RS&H for engineering services associated with the Runway 18 Safety Area Improvement Project. Mr. Mathieu informed the Board that the project was 100 % funded by the FAA, and there would be no cost to the BAA.

Vice - Chairman Knight made a motion to approve that was seconded by Director Johnson and approved by a unanimous vote.

CFC Sub Account

Korey Campbell, Vice President of Finance, requested that the Board approve a Resolution for the Authority's CFC Sub Accounts. The resolution would authorize the creation of two (2) sub accounts to hold the reserve funds for the new rental car agreement. Mr. Mathieu proposed to the Board whether a resolution was necessary to set up the sub accounts contingent on the BAA's purchasing resolution. The Board deliberated upon the matter and requested that staff consult with



legal counsel and provide the bank with the required documents in lieu of providing a resolution. If not applicable for the bank, then a Special Called meeting would need to be called.

Public Comments

The Board received comments from Mr. Juan Munoz and Ms. Elvia Martinez requesting that the Board assist them with their grievances with HMS Host.

Adjournment

With no further business, the open meeting was adjourned at 1:50 p.m.

Date/ Time Next Meeting

The next Board meeting will be held on June 22, 2021, at 12:00 pm

A handwritten signature in black ink, appearing to read "C. Johnson", is written over a solid horizontal line.

Christopher Johnson, Secretary