



**REGULAR MEETING OF THE BOARD OF DIRECTORS
MINUTES
January 17, 2023 (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.

Call to Order and Acknowledgement of Guests – Chair Wilson

Board Members Attendance			
Darlene Wilson	P	Ashby Pate	P
David Germany	A	Bill Smith	Z
Jennifer Egbe	A	Tommy Spina	P
Bobbie Knight	P	Earl Hilliard Jr.	P

Others Present: Attorney David Smith, Maynard Cooper & Gale Law Firm
Attorney Ken Perry, Ken Perry Law Firm, LLC.

Agenda Items

Approval of Minutes

Board of Directors Meeting held on November 15, 2022

MOTION: Motion for approval was made by Director Spina, seconded by Director Pate. The meeting minutes were properly approved with no opposition.

BA-23-01-2

Consider approving a resolution between the Birmingham Airport Authority and Birmingham Fire and Rescue Services.

Mr. Mathieu, President & CEO, provided the Board with an overview of the item.

Chair Wilson opened the floor for any questions or comments.

The floor closed for discussion.

MOTION: Motion for approval of item number BA-23–01-2 was made by Director Pate, seconded by Director Spina. The item was properly approved with no opposition.



BA-23-01-3

Consider approving entering a contract with Dunn Building Company for the acquisition and delivery of PEMB materials related to the construction of the new air cargo building.

Marcelo Lima, VP of Planning & Development, provided the Board with an overview of the item.

Chair Wilson opened the floor for any questions or comments.

The floor closed for discussion.

MOTION: Motion for approval of item number BA-23-01-3 was made by Director Pate seconded by Director Knight. The item was properly approved with no opposition.

*****In the essence of time the Board combined the next three items*****

BA-23-01-4 Consider approving executing a Hangar Lease Agreement with BHM Hangar, LLC for the lease of Corporate Hangar 4.

BA-23-01-5 Consider approving executing a Hangar Lease Agreement with Building 31, LLC for the lease of Corporate Hangar 31.

BA-23-01-6 Consider approving executing a Hangar Lease Agreement with Ergon Holding, LLC for the lease of Corporate Hangar 32.

Ingrid Hairston, VP of Properties & Business Development, provided the Board with an overview of the terms of each item.

Chair Wilson opened the floor for any questions or comments.

The floor closed for discussion.

MOTION: Motion for approval of item numbers BA-23-01-4, BA-23-01-5, and BA-23-01-6 was made by Director Pate seconded by Director Knight. The items were properly approved with no opposition.

BA-23-01-7

Consider approving an order with Soft Play to replace the kid play area in Concourse A, B and C with new Soft play designs.



Ed Seoane, VP of Purchasing, provided the Board with an overview of the item.

Chair Wilson opened the floor for any questions or comments.

The floor closed for discussion.

MOTION: Motion for approval of item number BA-23-01-7 was made by Director Pate seconded by Director Spina. The item was properly approved with no opposition.

CEO Report

Mr. Mathieu updated the Board on key topics pertaining to the airport.

Public Comments

The Board received comments from Scott Burnett, AOPA, regarding their concerns about Million Air’s plans for the T Hangars.

Mr. Mathieu stated that the Authority would discuss their concerns with Million Air and follow up with the AOPA.

Executive Session

During a public meeting of the Board, where a quorum was present, Chair Wilson expressed the need for the Board to go into an attorney-client privileged Executive Session. Attorney David Smith offered an oral declaration that the Executive Session exception to Alabama’s Open Meetings Act was applicable to the planned discussion. A motion was made by Director Pate, and seconded by Director Spina, a roll call vote proceeded as follows:

Director Wilson	YES
Director Knight	YES
Director Pate	YES
Director Spina	YES

Director Wilson expressed that when the open meeting reconvened, the Board would conduct further business.

By a majority consent of Board members present, Executive Session was held.

Upon the open meeting reconvening Director Pate made a motion, seconded by Director Spina to add the following item to the agenda:

To provide Ronald Mathieu, President & CEO, the authority to resolve litigation for the claim and counterclaim for case # CV-2021-900801 and take all necessary steps to fully finalize the matter.



Chair Wilson opened the floor for any questions or comments.

The floor closed for discussion.

The item was properly approved with no opposition.

Adjournment

Date/ Time Next Board Meeting: February 21, 2023, at 12:00 p.m.

A handwritten signature in black ink, appearing to read "Ashby Pate", is positioned above a horizontal line.

Director Ashby Pate, Secretary