

Regional Planning Commission of Greater Birmingham
Board Meeting Minutes
August 17, 2011

MEMBERS PRESENT

Honorable Valerie Abbott, City of Birmingham
Mr. Tom Barnett, City of Birmingham
Honorable Doug Brewer, City of Graysville
Mr. Ray Hamilton, Town of Vincent
Honorable Tom Henderson, City of Center Point
Mr. Reginald Holloway, Shelby County
Mr. Devon Laney, City of Birmingham
Honorable Theoangelo Perkins, Town of Harpersville
Ms. Eunice Rogers, City of Birmingham
Mr. Tim Westhoven, City of Hoover

MEMBERS REPRESENTED BY ALTERNATES

Honorable Delor Baumann, City of Hueytown
 Represented by Jim Byram
Honorable William Bell, City of Birmingham
 Represented by Mr. Kevin Owens
Honorable Sandra Little Brown, Jefferson County
 Represented by Mr. Walter Jackson
Honorable William Hereford, City of Pell City
 Represented by Chief Patrick Draper
Honorable Robbie Hayes, Shelby County
 Represented by Mr. Reginald Holloway
Mr. Chester Jolly, City of Warrior
 Represented by Honorable Doug Brewer

MEMBERS ABSENT

Honorable Stan Batemon, St. Clair County
Honorable David Carrington, Jefferson County
Honorable Ken Gulley, City of Bessemer
Honorable Bruce Hamrick, Walker County Commission
Ms. Vanessa Hendricks, Chilton County
Honorable Joe Knight, Jefferson County
Honorable Tim Mims, Chilton County Commission
Honorable Gary Richardson, City of Midfield
Honorable Waymon Pitts, Blount County
Honorable David Standridge, Blount County Commission

OTHERS PRESENT

Mr. Walter Mitchell, Jefferson County Commission
Ms. Joselyn Harper, City of Birmingham
Mr. Charles Ball, RPCGB
Mr. Ray Morris, RPCGB
Mr. Brian O'Dell, RPCGB
Ms. Lindsey Gray, RPCGB
Mr. Greg Wingo, RPCGB
Ms. Cissy Edwards Crowe, RPCGB

CALL TO ORDER AND ROLL CALL

Honorable Valerie Abbott called the meeting to order at 10:37 a.m. A quorum was declared by the Chairman. The following business was conducted.

MINUTES

The minutes were accepted as presented.

FINANCE COMMITTEE

Mr. Byram presented the financial information for the period ending June 30, 2011.

Statement of Net Assets

1. The current ratio (current assets/current liabilities) for the period is 3.51 compared to June 30, 2010, which was 6.06.
2. The quick ratio (current assets-unbilled receivables/current liabilities) 1.88 compared to June 30, 2010 which was 4.64.

The current ratios reflect adequate liquidity. The long-term liability continues to decrease. Cash flow is good.

Cash and cash equivalents are \$310,595. Total Current Assets are \$1,356,893 (C), Unbilled Receivables are \$629,064 (D), Total Current Liabilities are \$386,899 (E), Accounts Receivables are \$417,234, Accounts Payables are \$224,486, (G). Deferred Revenues are \$72,608 (H), Total Long Term Liabilities are \$571,054 (I)

Budget Summary

Total Expenditures are under budget by \$655,290 (J), Salaries, Fringe and Indirect are over budget \$58,301 (K), Direct Costs are over budget \$61,661 (L) and Contracts are under budget \$775,252 (M).

Budget versus actual expenses were, overall, in good shape at June 30, 2011.

Dues

The Board reviewed the Dues Status report for FY2011. A comparison chart was distributed indicating dues as of July 31, 2011. 71 member governments have paid \$593,040 compared to 73 member governments paying \$612,140 for the same period last year.

Revolving Loan Fund (RLF) Report

This RLF funds are maintained in a separate bank account and accounting program. As of June 30, 2011 the Current Assets are: Checking, \$1,013,370, Other Assets, \$1,332,597, for a total of \$2,345,968. The Liabilities and Equity are: Other Current Liabilities, \$16,350, Equity, \$2,329,716, for a total of \$2,345,968. .

A Schedule of Loans Receivable as of April 2011 was presented. At this time, there is one loan in default (J2F) and one loan that is slow in payment (Highland Legal Media). Since the RLF was implemented, \$4 million has been loaned, leveraging \$46 million with 576 new or retained jobs.

Income/Expense report was presented. For period October 2010 through June 2011, Total Income was \$1,040,656 and Total Expense was \$65,349. For the same period, the Interest Earned was \$58,415, Loan Fees earned was \$3,850, and Late Fees earned were \$119.40. The Management Fee was \$65,000, Bank Fee was \$145, Interest Expense was \$166 and Taxes were \$41.

PROGRAM BUDGET COMMITTEE

Retirement Systems of Alabama (RSA) Resolution

Mr. Hamilton presented the RSA resolution which states the Board of Directors of the Regional Planning Commission of Greater Birmingham elects to come under the provisions of Act 2011-676 of the Regular Session of the 2011 Legislature, and that by electing to come under the provisions of Act 2011-676 the Regional Planning Commission of Greater Birmingham agrees to increase employee contribution rates as specified by said Act for members of the Employees' Retirement System of Alabama, and that the provisions of Act 2011-676 shall become effective the first of the month next following the month of adoption of said Resolution, and that the election to come under the provisions of Act 2011-676 is irrevocable as of the effective date of this Resolution.

Mr. Hamilton moved and Mr. Westhoven seconded to approve this resolution for the RSA. Motion passed on a voice vote.

Medicaid Waiver Program

Mr. Hamilton presented the following information. There are several waiver programs available to qualifying citizens, but RPCGB will only be responsible for implementing Elderly and Disabled Waiver (EDW) Program for Jefferson County. The EDW is designed to provide services to allow elderly and/or disabled individuals who would otherwise require care in a nursing facility to remain living at home or in the community. The program is leaving Jefferson County for a number of reasons. The first is that Medicaid and ADSS are not satisfied with the structure of the program since Jeffco uses a subcontractor to operate the program, mainly due to issues related to the Personnel Board. In the State of Alabama, this is the only situation of its kind as all other Medicaid Waiver programs are operated directly by non-profits such as M4A or other regional councils. RPCGB is the only regional council in Alabama that does not operate these programs. The impact to the budget will be major. The MW program budget is \$4.3 million. The vast majority of this is for the direct providing of service by contractors with the balance going toward program administration. This will necessitate the transfer of employees (if they are willing) to RPCGB as well as additional space which has been budgeted for in this request. Additionally, the impact to our other programs is significant as well. Through the addition of direct salaries and a new program to which administrative time may be charged, our existing programs may gain as much as \$300,000 in unprogrammed funds that can be used during FY2012. The dues balance will also increase from \$170,000 to approximately \$188,000.

Mr. Hamilton moved and Ms. Rogers seconded to approve and authorize the RPCGB Executive Director to enter into a contract with ADSS for the Medicaid Waiver program and necessary authority to transfer operations in a timely manner. Motion passed on a voice vote.

Attorney General's Opinion

Mr. Hamilton presented the request for opinion of the Alabama Attorney General. Following is a summation of this request:

Recently, the MPO began the process of developing a TIP project list to be initiated in the Birmingham Urbanized Area for the period October 1, 2011 through September 30, 2014. One of the projects on the draft list is a project of the Alabama Department of Transportation ("ALDOT") to fund components of the Norfolk-Southern Intermodal Facility, which is under construction in the Jefferson Metropolitan Industrial Park in McCalla, Alabama. It is my understanding, and that of the RPCGB, that from a federal law standpoint the FHWA has approved this proposed electronic gate project for the TIP project list under the Transportation Planning Process Agreement. Nevertheless, in view

of the indemnity obligation which RPCGB has to ALDOT, RPCGB is concerned about this proposed use of FHWA funds as a matter of Alabama constitutional law which reads,

“[N]or shall the state be interested in any private or corporate enterprise, or lend money or its credit to any individual, association or corporation, except as may be expressly authorized by the Constitution of Alabama or amendments thereto.” Without authorization from the Attorney General of Alabama, the RPCGB would not feel comfortable in administering TIP money for the electronic gate project at the Norfolk-Southern Intermodal Facility.

Mr. Hamilton moved and Mayor Brewer seconded to approve this request for an Attorney General’s Opinion. Passed on a voice vote.

Alabama Department of Transportation Agreement for Corridor Feasibility Study

Mr. Hamilton presented the agreement, STPBH-PE12, Corridor Feasibility Study in the Birmingham area. Estimated total funds are \$200,000 federal, local match required of \$50,000 for a total of \$250,000. This agreement funds performance of corridor studies to both motorized and non-motorized travel corridors at the regional, sub-regional and local levels in order to better define project concepts, identify planning considerations, communicate with and educate stakeholders and characterize anticipated costs for the purpose of aiding the Birmingham MPO better uncertainties in TIP funding.

Mr. Hamilton moved and Mr. Westhoven seconded to approve resolution to enter into this agreement. Motion passed on a voice vote.

OTHER

Meetings for September were announced. The Board commended the RPCGB staff on their performance in operations of the agency.

There being no further business, the meeting adjourned at 10:55 a.m.



Honorable Theoangelo Perkins, Secretary

10/19/11

Date

