



Board of Light, Gas and Water Commissioners

220 S. Main Street
Memphis, TN 38103
www.mlgw.com

Board Meeting

~ Minutes ~

Thursday, June 20, 2013

1:30 PM

Board Room

CALL TO ORDER AND OPENING REMARKS:

Chairman Wishnia

The meeting was called to order at 1:30 p.m.

PLEDGE OF ALLEGIANCE:

Chairman Wishnia

The Pledge of Allegiance was recited.

ROLL CALL:

Roland McElrath

The Acting Secretary-Treasurer called the roll:

Attendee Name	Title	Status	Arrived
Derwin Sisnett	Board Member	Present	
Rick Masson	Vice Chairman	Present	
Steven Wishnia	Chairman	Present	
Darrell Cobbins	Board Member	Absent	

The following staff members were present: Jerry R. Collins, Jr., President and CEO; Nick Newman, Vice President, Construction and Maintenance; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Von W. Goodloe, Vice President, Human Resources; and Lashell Vaughn, Vice President and Chief Technology Officer. The following staff members were absent: Dana Jeanes, Vice President, CFO and Secretary-Treasurer and Cheryl Patterson, Vice President and General Counsel. Roland McElrath, Controller, served as the Acting Secretary-Treasurer due to the absence of Dana Jeanes. Yvonne Chapman-Hendree, Attorney Litigation Coordinator 4, served as Legal Counsel, due to the absence of Cheryl Patterson.

APPROVALS:

Motion To: Approve Minutes of Meeting of June 6, 2013.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Derwin Sisnett, Board Member
SECONDER:	Rick Masson, Vice Chairman
AYES:	Derwin Sisnett, Rick Masson, Steven Wishnia
ABSENT:	Darrell T. Cobbins

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE: Roland McElrath

The Acting Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated June 4, 2013, Items 13 through 23 (See Minute File 1365).

PRESENTATIONS:

(None)

GENERAL STATEMENTS FROM THE PUBLIC:

1. Craig Powers, Manager of the MLGW Gas Matrix Department, made a request to address the Board prior to the June 6, 2013 Minutes being approved. He read a letter addressed to the President and to the MLGW Board of Commissioners, regarding Contract #11538 with Geographic Information System (GIS) Data Capture Software and Support. In accordance to MLGW Policy #23-15, Standards of Business Conduct, he declared his indirect relationship with Powers Hill Design, LLC. His wife, Nisha Powers, is President of Powers Hill Design, LLC, who is a MBE sub-contractor for Geo Jobe Consultants.
2. Bill Hawkins, 4000 Clearpool Circle, addressed the Board regarding Craig Powers' statements to the Board as noted above. Mr. Hawkins felt the policy may have been violated and questioned the reasoning for this not being discussed prior to the June 6, 2013 Board Meeting.

PRESIDENT'S BRIEFING:

1. Review of Consent Agenda - Jerry R. Collins, Jr.
(President's Briefing Continued on Page 170)

CONSENT AGENDA

(Items 1 through 13)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Rick Masson, Vice Chairman
SECONDER:	Derwin Sisnett, Board Member
AYES:	Derwin Sisnett, Rick Masson, Steven Wishnia
ABSENT:	Darrell T. Cobbins

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution approving Change No. 3 to Contract No. 11399, Right of Way Mowing, with Rotolo Consultants, Incorporated, in the funded amount of \$236,256.00. (This change is to renew the current contract for the third of four renewal terms covering the period August 9, 2013 through August 8, 2014 with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution awarding a contract to Dobbs Ford, Inc. for the purchase of aerial towers in the amount of \$148,596.00. The purchase includes one 30' and one 35' two-man aerial tower that will be used by employees to maintain the electric, gas and water systems and for various customer service functions throughout Shelby County. This equipment will replace existing equipment that can no longer meet the performing areas' needs and will be retired from service. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

CUSTOMER CARE DIVISION

3. Resolution approving a renewal of Contract No. 10195 between MLGW and Texas Gas Transmission, LLC, in the amount of \$62,756,000.00 approximately. The contract term is for five years, effective November 1, 2013 and ending October 31, 2018. (Chris Bieber) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Contract No. 11667 between MLGW and Texas Gas Transmission, LLC, in the amount of \$7,270,000.00 approximately. The contract term is for five years, effective November 1, 2013 and ending October 31, 2018. (Chris Bieber) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS DIVISION

5. Resolution approving Change No. 2 to Contract No. 11460, Aerator Maintenance, to R.P. Services Incorporated, in the funded amount of \$216,428.43. (This change is to renew the contract for the second of four (4) renewal terms for the period covering August 1, 2013 to July 31, 2014 in the funded amount of \$216,428.43, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL)
6. Resolution awarding a contract to Heath Consultants Incorporated for the purchase of sixty-seven GMI First Responder gas detectors in the amount of \$214,400.00. The gas detectors will be used by customer service representatives to test for gas leaks and upgrade data log capabilities. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution approving Change No. 1 to Contract No. 11569, Foundation Installation Kruger Tissue Group (KTG) Transmission Line to Reliable Constructors, Inc. (This change is to add two additional mobilization and de-mobilization charges due to unforeseen utility conflicts requiring re-mobilization at a later date in the amount of \$40,000.00.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution awarding Contract No. 11608, Canopy for Gas Emergency Materials at Capleville Liquified Natural Gas to A & B Construction Company, Incorporated, in the funded amount of \$92,088.55. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution awarding Contract No. 11639, McCord Pumping Station Sewer Upgrades to Madden-Phillips Construction, Incorporated, in the funded amount of \$56,616.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution approving payment of an invoice from Energy Worldnet, Inc. for the annual subscription service in the amount of \$31,480.00. (Alonzo Weaver)
11. Resolution approving the rejection of bids received up to 4 o'clock p.m., Tuesday, September 11, 2012 for furnishing MLGW with a carbon dioxide (CO2) and moisture gas analyzer. (Jozelle Booker)

FINANCE DIVISION

12. Resolution approving SSM Partners V Fund (private equity fund) to manage approximately \$8,000,000.00 for benefit of the MLGW Retirement and Pension Fund. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

GENERAL COUNSEL DIVISION

(None)

HUMAN RESOURCES DIVISION

13. Resolution approving Change No. 1 to Contract No. 11574, Commercial Auto Insurance for Out-of-State Travel with Pete Mitchell and Associates, Incorporated, in the funded amount of \$45,500.00. This change is to add funds to pay an invoice received in the amount of \$1,584.00, as a result of adding additional drivers and one vehicle. This change is also to request the authority to increase the number of vehicles and drivers due to personnel job changes and/or vehicle additions and replacement as needed. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

INFORMATION SERVICES DIVISION

(None)

PRESIDENT'S DIVISION

(None)

PRESIDENT'S BRIEFING (Continued):

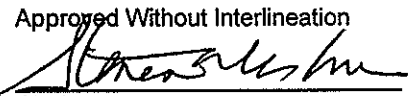
2. Contractor Appeals Hearing - Jozelle Booker - It was decided that the Contractor Appeals Hearing should not be a part of the Board Meeting. The correct process would be that upon Adjournment of the Board Meeting, a motion and vote would be made to convene as a Contractor Appeals Hearing Committee.

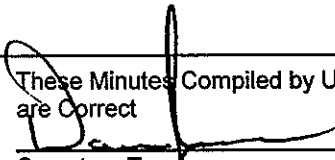
3. Other - Jerry R. Collins, Jr.

ADJOURNMENT:

The meeting was adjourned at 1:45 p.m. Upon Adjournment, the Board convened as a Contractor Appeals Hearing Committee. Video of the Hearing will be filed in the vault.

SEE MINUTE FILE NO. 1366.

Approved Without Interlineation

Chairman

These Minutes Compiled by Undersigned and
are Correct

Secretary-Treasurer