



Board of Light, Gas and Water Commissioners

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

Board Meeting

~ Minutes ~

Thursday, April 18, 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:

The Secretary-Treasurer called the roll:

Dana Jeanes

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

The following staff members were present: Jerry R. Collins, Jr., President and CEO; Dana Jeanes, Vice President, CFO and Secretary-Treasurer; Cheryl Patterson, Vice President and General Counsel; Nick Newman, Vice President, Construction and Maintenance; Christopher Bieber, Vice President, Customer Care; Von W. Goodloe, Vice President, Human Resources; and Lashell Vaughn, Vice President and Chief Technology Officer. Alonzo Weaver, Vice President, Engineering and Operations was absent.

APPROVALS:

Motion To: Approve the Minutes of Meeting of April 11, 2013, as amended.

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

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated April 2, 2013, Item 12, approved by the Board on March 7, 2012 and Items 13 through 21, approved by the Board on March 21, 2013 (See Minute File 1363).

GENERAL STATEMENTS FROM THE PUBLIC:

1) Current MLGW customers, David James, Donna Bohannon, Anne Grosvenor, Ray Bratcher, Bob Turner, Brenda Fowles, Cathie Auxier, Arthur Everett, Kathy Kennedy, Trudy Stamps, Yvonne Burton, Lee Cochran, Minister Suhkara Yahweh, Chet A. Kibble, Sr., Michael Lloyd, and Lela Haraway, spoke individually, expressing their concerns in regard to the Smart Meters replacement program. Each expressed various concerns such as fires, health hazards and magnetic affects, time-of-use and changes in behavior, the opt-out program, possible increase of rates, concern of whether or not technology is ready and reliable, cyber security, theft of utilities, the lack of a PILOT program for gas and water and various other concerns. Jerry Collins and Chris Bieber confirmed the time-of-use feature is optional. Mr. Kibble read from an article, "I Want Lead In My Water". Ms. Bohannon publicized phone number 901-634-7494, for those interested in registering for Smart Meter classes.

2) Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board in opposition to Item No. 3 on the Consent Agenda. He asked that the item be delayed in order to allow time to hear more from the public. He also expressed his concern of no PILOT for the gas and water programs, costs, warranty issues, time-of-use, and other areas in the country that have banned Smart Meters.

3) Janet Kelley addressed the Board in support of the Smart Meter program. She opted in the program and has been using the Smart Meter in her home for the last two years. She has been very pleased with the fact her bill has shown a cost savings for her family. She stated it has made her family more aware of their daily activities and mindful of saving energy.

PRESIDENT'S BRIEFING**1. Review of Consent Agenda - Jerry R. Collins, Jr.**

(President's Briefing Continued on Page 151)

DELETED ITEM:

Resolution approving Change No. 5 to Contract No. 11258, Ground Maintenance, with Bean and Prince Contractors, Incorporated, to extend the current contract in the funded amount of \$111,483.50. (This change is to extend the current contract through the 2013 mowing season from May 16, 2013 to December 31, 2013 with no increase in rates. This extension is needed to allow time to rebid a new contract to provide the mowing and grounds maintenance services covered in Contract 11564 Grounds Maintenance to Vanderbilt Landscaping that was approved by the Board of Commissioners at its meeting on March 7, 2013 and not approved by the Memphis City Council at its meeting on April 2, 2013.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

Motion To: Delete Item 2 from the Consent Agenda.

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

The original of the resolutions and documents relating to each item is filed in the vault on the fifth floor of the MLGW Administration Building, 220 South Main. The original documents shall control in the event of any conflict between the description and these minutes and the original documents.

CONSENT AGENDA

(Items 1; 3 – 12)

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution awarding contract to Scott Construction Equipment, LLC, for a 60-ton hydraulic mobile crane, in the funded amount of \$604,279.85. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Item 2 was deleted

CUSTOMER CARE DIVISION

3. Resolution awarding Contract No. 11618, Smart Meter Solution, to Elster Solutions, LLC., in the funded amount of \$10,150,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Change No. 11 to Contract No. 10765, Private Label Service Agreement, with Aclara Software to change the current contract in the funded amount of \$100,750.00. (This change is to add the Goals and Alerts functionality with email notification to My Account in the funded amount of \$100,750.00. This change will allow MLGW residential customers with smart meters to utilize this tool. The term will remain through December 31, 2014. The new contract value is \$3,402,085.50. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS DIVISION

5. Resolution approving the option to renew the contract with Pencco, Inc. for the first of two twelve-month renewals terms for fluorosilicic acid in the amount of \$609,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

6. Resolution approving to ratify the issuance of Purchase Order Numbers 147906 in the amount of \$41,218.00 and 147908 in the amount of \$26,675.00 to NESCO Sales and Rentals in the total amount of \$67,893.00, for the rental of equipment for a six (6) month period. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

GENERAL COUNSEL DIVISION

7. Resolution approving the March 31, 2013 Quarterly Report of the Customer Appeal Committee. (Cheryl Patterson)

HUMAN RESOURCES DIVISION

(None)

INFORMATION SERVICES DIVISION

8. Resolution awarding a sixty month blanket contract to Dell Marketing L.P., for Microsoft software and licenses as needed, in the amount of \$1,565,364.91. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution approving Change No. 4 to Contract No. 9820, Cobol Debugger Software Package, with Allen Systems Group, Incorporated, to ratify a payment and renew the current contract with no increase in contract value. (This change is to ratify a payment in the amount of \$11,785.90, which covered the maintenance costs for the period June 1, 2012 through May 31, 2013. Although the invoice for the payment was received and paid from the existing approved contract value, the renewal term had not been previously approved. In addition, this change is also to renew the annual software maintenance, license, and support services, in the funded amount of \$35,357.00 (\$11,785.90 each year), for a three (3) year period covering June 1, 2013 to May 31, 2016, with no increase in rates during each year of the upcoming period and annual fees will be absorbed from the current approved contract value. The contract value will remain \$286,427.47.) (Jozelle Booker)
10. Resolution awarding a contract to Advizex Technologies in the amount of \$3,583,680.66 for Oracle software solutions. The request will cover the purchase of Oracle Database and Middleware software which is required for the deployment of Project Inspire. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S DIVISION

11. Resolution awarding a forty-eight month contract to Bell and Howell, LLC, for annual maintenance on the Bowe Bell Howell BH3500 utility bill inserter, in the amount of \$228,480.84. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution approving the Time-of-Use Residential Rate, to those residential customers who have a smart meter and have elected the voluntary rate. (Jerry R. Collins, Jr.) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S BRIEFING (Continued):

2. Michael Taylor presented a LNG Sales Update to the Board. He reported that over three million gallons have been sold. He discussed the expected market growth and future of LNG sales.
3. Tom Chamberlain presented an Overview of Residential Energy Conservation Programs. He detailed the programs that MLGW is involved in to reduce energy use and promote conservation, provide weatherization assistance for homeowners, and energy education.

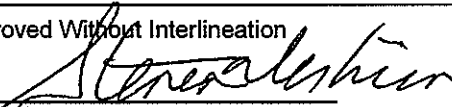
4. Other - Jerry R. Collins, Jr.

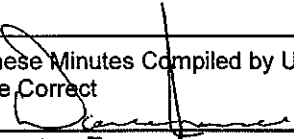
OTHER BUSINESS:

Happy Birthday wishes were extended to Commissioner Masson.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 3:29 p.m.

Approved Without Interlineation

Chairman

These Minutes Compiled by Undersigned and
are Correct

Secretary-Treasurer