



Board of Light, Gas and Water Commissioners

220 S. Main Street

Memphis, TN 38103

www.mlgw.com

Board Meeting

~ Preliminary Agenda ~

Wednesday, January 20, 2016

1:00 PM

Board Room

INFORMATION FOR THE BENEFIT OF THE PUBLIC:

Public Notice: Regular board meetings are held the first and third Wednesdays of the month at MLGW's Administration Building unless otherwise noted in the public notice filing and website. The proposed agenda will be posted in the public section of the ground floor lobby of the Administration Building and on MLGW's website at least 48 hours before the Board meets. You may access the proposed Board agenda and all available documents related to the items linked from the agenda on the Internet at: www.mlgw.com. Large agreements, items related to Homeland Security or items received too late to post may not be viewable. You may view those documents in the Public Records Office prior to or after the Board meeting. By Board action, agenda items may be added, deleted or held for later consideration at a later board meeting.

Consent Agenda: Items shown under the Consent Agenda consists of items considered to be routine and non-controversial upon which the documentation provided to the Board is adequate to give sufficient information for approval without inquiry or discussion during the Board meeting. The use of the Consent Agenda is designed to minimize the time required for the handling of routine matters in order to permit additional time to be spent on more significant matters. The Chairman will call for approval on the Consent Agenda as a whole and the vote will be treated as a separate vote on each item. At the request of a Board member, the Chairman may move any item on the Consent Agenda to the Regular Agenda.

Regular Agenda: Item(s) to be individually considered for Board action.

Filed Items: The Board may be provided information which does not require Board approval or Board discussion but which is noted for the official record as having been supplied to the Board.

Resolutions: Generally, there are two types of resolutions subject to approval by the MLGW Board of Commissioners. Internal Board Resolutions are within the full authority of the Board and considered final upon the acceptance of the minutes of that board action. External Board Resolutions are subject to the approval of the City Council and are not considered final until the City Council accepts the minutes of their approval for such.

ADA: As a covered entity under Title II of the Americans with Disabilities Act, MLGW does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities. To ensure availability, such request should be made 72 hours in advance by contacting Eric Conway at (901) 528-4486 during business hours.

To Officially Communicate to the Board: Any individual member or group of the general public desiring to address the Board orally on items of interest to the public that are within the subject matter jurisdiction of the Board, shall complete an **MLGW Board Speaker Card** to make such desire known to the Board Secretary. Such request to be heard should be marked with the date of the meeting; the agenda item number; if the comments are in support, opposition, or general as they relate to the item; the speaker's name and address; and if the speaker is representing someone else as a paid consultant. Paid lobbyists must complete the required disclosure of their client's name, phone number, and address. Statements shall not exceed three minutes unless additional time is granted by the Board Chair. When recognized, please proceed forward to the podium and state your name and address. The board and staff will not answer questions that are asked in this forum but written questions or a written statement may be provided to the Board Secretary for entry into the official record. If any Board member receives approval of the Board Chairman, that Board Member may address questions to the person providing the public statement.

CALL TO ORDER AND OPENING REMARKS:Acting-Chairman Wishnia**PLEDGE OF ALLEGIANCE:**Acting-Chairman Wishnia**ROLL CALL:**Dana Jeanes**APPROVALS:**

Approve Minutes of the Meeting of January 6, 2016.

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated January 5, 2016, Items 11 through 25 and Item 46.

PRESENTATIONS:

(None)

GENERAL STATEMENTS FROM THE PUBLIC:**PRESIDENT'S BRIEFING:**

1. Review of Consent Agenda - Jerry R. Collins, Jr.

(President's Briefing Continued on Page 5)

CONSENT AGENDA

(Items 1 through 15)

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution awarding Contract No. 11775, Roof Maintenance, to Dakota Corporation, d/b/a Jessie Bryant Roofing, based on approved unit prices, in the funded amount, not-to-exceed \$65,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving payment of an invoice from Tennessee One Call System, Inc., for annual membership dues for the year 2016 plus locate request tickets, in the amount of \$101,514.80. (Nick Newman) (REQUIRES CITY COUNCIL APPROVAL)

CUSTOMER CARE DIVISION

3. Resolution approving rejection of bids received up to 4:00 p.m., Tuesday, September 16, 2015, for furnishing MLGW with commercial and industrial gas rotary meters. (Jozelle Booker)
4. Resolution approving rejection of bids received up to 4:00 p.m., Tuesday, August 18, 2015, for furnishing MLGW with residential gas meters. (Jozelle Booker)

ENGINEERING & OPERATIONS DIVISION

5. Resolution approving Change No. 2 to Contract No. 11647, Blanket Contract Drilled Pier Foundation, with Reliable Constructors, Incorporated, in the funded amount not-to-exceed \$165,890.00. (This change is to renew the current contract for the second of four annual renewal terms covering the period February 5, 2016 through February 4, 2017. This renewal reflects a 1.88% increase in rates from the previous year due to an increase in material and equipment costs. In addition, this amount includes potential emergency projects.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution awarding Contract No. 11817, High Volume Outage Call Management, to West Notifications, Incorporated, d/b/a Twenty First Century Communications, in the funded amount of \$2,222,200.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution awarding a contract to W. R. Grace & Company, for molecular sieve and support balls, in the amount of \$58,920.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution approving payment of an invoice from the City of Memphis Public Works Department for the annual sewer discharge fee, for the 2014 filter backwash discharge for seven water pumping stations, in the amount of \$413,687.17. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution approving Change No. 1 to Contract No. 11715, In-Service Wood Pole Truss Restoration System, with Osmose Utilities Services, Incorporated, based on agreed to rates, in the funded amount of \$600,000.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering December 4, 2015 through December 3, 2016.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

10. Resolution awarding a contract to Brighter Days and Nites, Inc., for controls, in the amount of \$79,904.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
11. MLGW Division plans to issue tax-exempt Series 2016 Gas System Revenue Bonds in an original aggregated principal amount of not to exceed \$40,000,000 following completion of the Division's 2015 audited financial statements

(anticipated to be June 2016). The Division intends to use a portion of the proceeds of the Bonds to reimburse the Division for costs incurred prior to the issuance of the Bonds. Under federal tax law, in order for the proceeds of tax-exempt Bonds to be used to reimburse the Division for prior expenditures, the Division and the City must declare their official intent to reimburse the Division for prior expenditures with proceeds of the Bonds. This resolution will constitute such declaration of official intent and will allow the Division to utilize a portion of the Bond proceeds to reimburse the Division for capital expenditures incurred on or after the date that is sixty days prior to the approval date of this Resolution by the City. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

12. MLGW Division plans to issue tax-exempt Series 2016 Water System Revenue Bonds in an original aggregated principal amount of not to exceed \$30,000,000 following completion of the Division's 2015 audited financial statements (anticipated to be June 2016). The Division intends to use a portion of the proceeds of the Bonds to reimburse the Division for costs incurred prior to the issuance of the Bonds. Under federal tax law, in order for the proceeds of tax-exempt Bonds to be used to reimburse the Division for prior expenditures, the Division and the City must declare their official intent to reimburse the Division for prior expenditures with proceeds of the Bonds. This resolution will constitute such declaration of official intent and will allow the Division to utilize a portion of the Bond proceeds to reimburse the Division for capital expenditures incurred on or after the date that is sixty days prior to the approval date of this Resolution by the City. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)
13. MLGW Division plans to issue tax-exempt Series 2016 Electric System Revenue Bonds in an original aggregated principal amount of not to exceed \$40,000,000 following completion of the Division's 2015 audited financial statements (anticipated to be June 2016). The Division intends to use a portion of the proceeds of the Bonds to reimburse the Division for costs incurred prior to the issuance of the Bonds. Under federal tax law, in order for the proceeds of tax-exempt Bonds to be used to reimburse the Division for prior expenditures, the Division and the City must declare their official intent to reimburse the Division for prior expenditures with proceeds of the Bonds. This resolution will constitute such declaration of official intent and will allow the Division to utilize a portion of the Bond proceeds to reimburse the Division for capital expenditures incurred on or after the date that is sixty days prior to the approval date of this Resolution by the City. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

GENERAL COUNSEL DIVISION

14. Resolution requesting approval and the decisions to uphold the items reflected in the December 31, 2015 Quarterly Report of the Customer Appeal Committee. (Cheryl Patterson)

HUMAN RESOURCES DIVISION

15. Resolution approving Change No. 4 to Contract No. 11476, Industrial Psychology Services, with Lopez and Associates, in the funded amount of \$42,000.00. (This change is to renew the current contract for a three year term for the period covering April 1, 2016 through March 31, 2019, with no increase from the previous years.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

INFORMATION SERVICES DIVISION

(None)

PRESIDENT'S DIVISION

(None)

PRESIDENT'S BRIEFING (Continued):

2. Other - Jerry R. Collins, Jr.

COMMITTEE REPORTS:

(None)

ADDITIONAL MEETINGS

11:00 a.m. - Pension Board Meeting - Room 511

12:00 p.m. (or immediately following the Pension Board Meeting) –
OPEB Committee Meeting - Room 511