



Board of Light, Gas and Water Commissioners

220 S. Main Street

Memphis, TN 38103

www.mlgw.com

Board Meeting

~ Preliminary Agenda ~

Thursday, November 15, 2012

1:30 PM

Board Room

INFORMATION FOR THE BENEFIT OF THE PUBLIC:

Public Notice: Regular board meetings are held the first and third Thursdays 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:Chairman Wishnia**PLEDGE OF ALLEGIANCE:**Chairman Wishnia**ROLL CALL:**Dana Jeanes**APPROVALS:**

Minutes of Meeting of November 1, 2012

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated November 6, 2012, Items 8 through 20 and Items 37 and 38.

PRESENTATIONS:

1. ASTD Award - Carolyn Turman

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

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

(President's Briefing Continued on Page 7)

CONSENT AGENDA**CONSTRUCTION & MAINTENANCE DIVISION**

1. Resolution awarding contract to TUF-TUG Products, for transmission pole fall arrest protection systems in an estimated amount of \$162,613.20. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 2 to Contract No. 11414, Roof Maintenance, with B Four Plie, Incorporated with no increase in contract value. (This change renews the current contract for the second of four renewal terms covering the period January 11, 2013 to January 10, 2014). (Jozelle Booker)

3. Resolution approving Change No. 2 to Contract No. 11486, Grounds Maintenance and Landscaping Services, with The Roberts Company Ltd. of Tennessee, d/b/a Environmental Landscape Services in the funded amount of \$72,581.50. (This change is to renew the current contract for the second of four renewal terms for the period covering May 4, 2013 to May 3, 2014 in the funded amount of \$67,566.50 which reflects no increase in rates from the previous year. This change also reflects the removal of the Main Street parking lot which reflects a decrease of (\$385.00) and the addition at Whitten Road within the scope of contract in the funded amount of \$5,400.00). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Change No. 1 to Contract No. 11502, Grounds Maintenance Well Lots, with Bean and Prince Contractors, Incorporated, in the funded amount of \$67,599.14. (This change is to renew the contract for the first of four renewal terms beginning May 17, 2013 to May 16, 2014 with no increase in rates). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
5. Resolution awarding Contract No. 11592, University Ground Water Institute to the University of Memphis in the funded amount of \$1,250,000.00 (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

CUSTOMER CARE DIVISION

6. Resolution authorizing payment of \$107,390.76 of Personal Property taxes on 2.25 billion cubic feet of natural gas in the Epps Storage field in East and West Carroll parishes in Louisiana, stored per the general terms and conditions of the Trunkline tariff approved by FERC August 1, 2003. (Christopher Bieber) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS DIVISION

7. Resolution amending Purchase Order No. 144184 with Patterson Welding Company for repairs and fabrication of substation equipment in the amount of \$42,000.00, for a new contract value of \$135,000.00. (This amendment is to increase the value of the purchase order and gain approval after the fact to pay additional invoices in the amount of \$32,798.12 for work previously performed; the remaining \$9,201.88 will be allocated to pay any additional fabrication or repairs that may arise within the 2012 budget year). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution approving a contract between Memphis Light, Gas and Water and the Electric Power Research Institute, Inc. (EPRI) for professional technical services to assist MLGW with research and development of "Whole Product Performance for LED Street and Area Lighting Fixtures" in an amount not to exceed \$53,250.00. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

9. Resolution awarding 36-month blanket contract, to Ruffin and Associates, for concrete standards in the amount of \$2,270,119.76 (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution awarding 12-month blanket contract to Brighter Days and Nites, LLC, for cable, in the amount of \$401,445.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
11. Resolution approving a three-month extension of existing contract for office supplies with OfficeMax. No additional funds are being requested. (Jozelle Booker)
12. Resolution awarding 24-month blanket contract to HD Supply Power Solutions for wedge-tap connectors, in the amount of \$541,195.59. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
13. Resolution setting forth persons authorized to sign and/or countersign; transfer funds; and/or execute transactions on Division and Pension System bank accounts. (This supersedes the resolution approved by the Board on September 6, 2012). (Dana Jeanes)
14. Resolution authorizing the Secretary-Treasurer to notify banking institutions of any names that need to be removed from the list of those persons authorized to sign on MLGW bank accounts due to personnel changes. Personnel changes include retirement, resignation, termination or transfer into a position not requiring such authorization. The Board will continue to approve the names of those persons that need to be added. (Dana Jeanes)
15. Resolution authorizing MLGW to make two equal payments to the General Fund of the City as payments in-lieu-of taxes or tax equivalency payments with respect to the Water System for a total of \$2,500,000.00 with \$1,250,000.00 payable as soon as possible after November 30, 2012 and \$1,250,000.00 payable April 30, 2013. (Dana Jeanes)
16. Resolution authorizing the November payment of \$25,000,000.00 to the City of Memphis to be credited against MLGW's share of the maximum permissible amount under the Municipal Electric System Tax Equivalent Law of 1987 and the November payment of \$5,000,000.00 to the City of Memphis to be credited against MLGW's share of the maximum permissible amount under the Municipal Gas System Tax Equivalent Law of 1987. (Dana Jeanes)
17. Resolution approving Change No. 6 to Contract No. 10597, Remittance Processing System, with BancTec, Inc., with no increase in contract value. (This change is to renew the current contract to provide hardware and software maintenance services for an additional term covering the period January 29, 2013 to January 28, 2014 with no increase in rates). (Jozelle Booker)

18. Resolution approving Change No. 2 to Contract No. 11370, Electronic Bill Presentation and Payment Services, with Fidelity National Information Services Incorporated (FIS) in the funded amount of \$1,400,000.00. (This change is to increase the current contract value due to the increase in the number of transactions over the period of the contract). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

GENERAL COUNSEL DIVISION

19. Resolution approving Change No. 5 to Contract No. 11279, Third Party Administrator for Worker's Compensation, with Brentwood Services Administrators, Incorporated, in the funded amount of \$125,000.00. (This change is to renew the contract for the fourth of six renewal terms beginning January 1, 2013 to December 31, 2013 with no increase in rates). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

HUMAN RESOURCES DIVISION

20. Resolution approving Position No. 05315 - Electric Distribution Operator 1. (Jerry R. Collins, Jr.)
21. Resolution approving Change No. 2 to Contract No. 11465, Contract Security Services, with CDA, in the funded amount of \$2,944,716.72. (This change renews the contract for the second of four renewal terms covering the period January 1, 2013 to December 31, 2013. In addition, this change reflects an increase in the number of hours for armed guards at the Netters Business Center from 96 to 168 as a result of the North American Electric Reliability Corporation (NERC) requirement). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
22. Resolution approving Change No. 1 to Contract No. 11499, Temporary Service for General Labor, with Pridestaff, in the funded amount of \$746,533.00. (This change is to renew the current contract for the first of four renewal terms with no increase in rates from the previous year for the period covering January 4, 2013 to January 3, 2014 in the funded amount of \$677,352.00. In addition, MLGW is requesting the approval of contingency funds in the amount of \$69,181.00 for unforeseen vacancies). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
23. Resolution approving Change No. 2 to Contract No. 11500, Temporary Service for Clerical Support, with Kelly Services, Incorporated, in the funded amount of \$400,325.00. (This change is to renew the current contract for the first of four renewal terms with no increase in rates from the previous year for the period covering January 4, 2013 to January 3, 2014 in the funded amount of \$314,993.00. In addition, MLGW is requesting the approval of contingency funds in the amount of \$85,332.00 in the event of unforeseen vacancies). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

24. Resolution approving Change No. 1 to Contract No. 11529, Temporary Service for Skilled Craftsman, with Pridestaff, in the funded amount of \$129,180.80. (This change is to renew the current contract for the first of four renewal terms with no increase in rates from the previous year for the period covering January 4, 2013 to January 3, 2014 in the funded amount of \$60,000.00. In addition, MLGW is requesting the approval of contingency funds in the amount of \$69,190.80 in the event of unforeseen vacancies). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

INFORMATION SERVICES DIVISION

25. Resolution awarding contract to Venture Technologies, for a corporate network upgrade, in the amount of \$610,553.90. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
26. Resolution awarding Contract No. 11537, Professional Services Support, to Nextech Solutions, in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
27. Resolution awarding Contract No. 11548, MSS ERP Replacement System, to Rolta International, in the funded amount of \$31,199,068.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
28. Resolution awarding Contract No. 11586, Professional Services Support, to VACO Mid South, in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
29. Resolution awarding Contract No. 11587, Professional Services Support, to Zycron, Incorporated in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
30. Resolution awarding Contract No. 11588, Professional Services Support, to Cook Systems International, Inc. in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
31. Resolution awarding Contract No. 11589, Professional Services Support, to TEK System, in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
32. Resolution awarding Contract No. 11590, Professional Services Support, to Conch Technologies Incorporated, in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
33. Resolution awarding Contract No. 11591, Professional Services Support, to Stragistics Technology Incorporated, in the funded amount of \$599,957.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S DIVISION

34. Resolution approving Change No. 5 to Contract No. 11185, Environmental Consulting Services, with Center for Toxicology and Environmental Health, in the funded amount of \$587,500.00. (This change is to renew the current contract for the fourth and final annual renewal term covering the period January 1, 2013 to December 31, 2013 with no increase in rates from the previous year). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
35. Resolution approving Change No. 5 to Contract No. 11250, Waste Management Services, with Tradebe, in the funded amount of \$175, 000.00. (This change is to renew the contract for the fourth and final renewal term for the period covering January 1, 2013 to December 31, 2013, with no increase in unit prices from the previous year). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
36. Resolution awarding Contract No. 11543, Environmental Abatement Services, to General Construction Services Incorporated, in the funded amount of \$7,734,500.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S BRIEFING (Continued):

2. Budget Update - 3rd Quarter 2012 - Rodney Cleek
3. Other - Jerry R. Collins, Jr.

ADDITIONAL MEETINGS:**12:00 noon**

Supplier Diversity Committee Meeting

Room 511

* * *

12:30 p.m.

Human Resources Committee Meeting

Room 507