



# Board of Light, Gas and Water Commissioners

220 S. Main Street

Memphis, TN 38103

[www.mlgw.com](http://www.mlgw.com)

## Board Meeting

### ~ Preliminary Agenda ~

---

Thursday, November 21, 2013

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](http://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:**

1. Minutes of Meeting of November 6, 2013
2. Minutes of Meeting of November 15, 2013

**CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:**Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated November 5, 2013, Items 13 through 15 and Items 17 and 18 approved by the Board on October 17, 2013. Also acknowledge receipt of Item 26, "Ruled Out of Order".

**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 6)

**CONSENT AGENDA**

(Items 1 through 27)

**CONSTRUCTION & MAINTENANCE DIVISION**

1. Resolution approving Change No. 3 to Contract No. 11414, Roof Maintenance, with B Four Plie Incorporated, in the funded amount of \$25,000.00. (This change renews the current contract for the third of four renewal terms covering the period January 11, 2014 to January 10, 2015. In addition, this change reflects no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 2 to Contract No. 11491, System Furniture, with Staples, in the funded amount of \$271,434.00. (This change renews the current contract for the second of four renewal terms covering the period January

23, 2014 to January 22, 2015, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 1 to Contract No. 11545, Weld Testing and Inspection Services, with American Industrial Testing, LLC, in the funded amount of \$10,127.50. (This change is to renew the current contract for the first of four annual renewal terms covering the period January 1, 2014 through December 31, 2014, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Change No. 4 to Contract No. 11516, Tire and Tire Repair Service, with Southern Tire Mart, in the funded amount of \$959,373.59. (This change is to renew the current contract for the second of four annual renewal terms covering the period January 1, 2014 through December 31, 2014, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

#### **CUSTOMER CARE DIVISION**

5. Resolution awarding Contract No. 11585, Collection Services-Secondary Collection Agencies to Professional Recovery Consultants (PRC), in the funded amount of \$2,000,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution awarding Contract No.11684, Collection Services- Tertiary Collection Agencies to The Affiliated Group, in the funded amount of \$500,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution awarding Contract No.11692, Collection Services - Tertiary Collection Agencies to Aargon Agency, in the funded amount of \$500,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

#### **ENGINEERING & OPERATIONS DIVISION**

8. Resolution approving Change No. 3 to Contract No. 11413, Surveying Services, with Benchmark-Ollar Surveying, in the funded amount of \$190,175.00. (This change is to add additional funds due to an increase in the projected workload relative to preparing easement and construction surveying, involving the Nike and KTG expansion projects. The funds will be added to the current contract term which ends January 18, 2014 in the funded amount of \$50,000.00. In addition, this change is to renew the current contract for the third of four renewal terms for the period covering January 19, 2014 to January 18, 2015 in the funded amount of \$140,175.00. This change represents a 3% increase in rates from the previous year due to operating costs including insurance, fuel, software and field supplies.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution approving Change No. 1 to Contract No. 11639, McCord Pumping Station Sewer Upgrades, with Madden-Phillips Construction, Incorporated, in the funded amount of \$1,720.50. (Due to unforeseeable conditions encountered at

the beginning of construction, this change is necessary to raise the height of the manhole to grade.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

10. Resolution awarding contract to Geo-JOBE G.I.S. Consulting for global positioning system (GPS) handheld devices, in the funded amount of \$97,950.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
11. Resolution approving Change No. 1 to Contract No. 11582, Programmable Logic Controller (PLC) Maintenance, with Logical Systems Incorporated, in the funded amount of \$30,000.00. (This change is to request approval of payment for services rendered in excess of the original contract approval amount. The services included programming of the Distribute Control System (DCS) which operates and controls the plant process equipment in the amount of \$8,228.00. In addition, this change is to renew the current contract for the first of four annual renewal terms covering the period January 4, 2014 through January 3, 2015 in the funded amount of \$21,772.00. This renewal represents a 2.64% increase in rates from the previous year due to increased operational cost which includes insurance premium coverage.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution approving Change No. 1 to Contract No. 11453, Voice and Data Services, with AT&T, Inc., in the funded amount of \$636,000.00. (This change is to renew the current contract for the third and fourth renewal terms covering the period July 11, 2014 through July 10, 2016, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

#### **FINANCE DIVISION**

13. Resolution awarding a twelve month blanket contract to Mueller Company, LLC for fire hydrants, in the funded amount of \$518,863.22. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
14. Resolution approving the revision of MLGW Supplier Diversity Policy. (Jozelle Booker)
15. Resolution approving the rejection of the bid for Contract No. 11643, Minutes Scanning and Archiving Minutes. The proposals are being rejected due to the fact the project can be completed in-house with a substantial cost savings. (Jozelle Booker)
16. Resolution approving the Division to execute an interdivisional loan from the Gas Division to the Water Division, pursuant to Section 689 of the MLGW Charter, as amended by Ordinance No. 3054 (HRA-117), in an amount up to \$7,000,000 at an interest rate or rates not to exceed the lower of two and a half percent (2.5%) per annum or the legal limit in Tennessee, for the purpose of paying the costs of construction of additions, betterments, improvements to and extensions of the water system for the remainder of the fiscal year ended December 31, 2013, in anticipation of the collection of revenues from the water system. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

**GENERAL COUNSEL DIVISION**

(None)

**HUMAN RESOURCES DIVISION**

17. Resolution approving Change No. 3 to Contract No. 11500, Temporary Service for Clerical Support, with Kelly Services, in the funded amount of \$827,790.00. (This change is to increase the current contract value for 20 Street Light Service Advisor positions through the current term of December 31, 2013 in the funded amount of \$21,004.80. This change is also to renew the current contract for the second of four renewal terms covering the period January 4, 2014 to January 3, 2015 in the funded amount of \$721,453.20, with no increase in rates from the previous year. In addition, MLGW is requesting the approval of contingency funds in the amount of \$85,332.00 for unforeseen vacancies. The new contract value is \$1,565,453.80.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
18. Resolution approving Change No. 3 to Contract No. 11465, Contract Security Services, with CDA, Incorporated, in the funded amount of \$2,944,716.72. (This change renews the current contract for the third of four renewal terms covering the period January 1, 2014 to December 31, 2014, with no increase in rates from the previous year.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
19. Resolution approving Change No. 2 to Contract No. 11499, Temporary Service for General Labor, with Pridestaff, in the funded amount of \$571,523.00. (This change is to renew the current contract for the second of four renewal terms covering the period January 4, 2014 to January 3, 2015 in the funded amount of \$518,857.00. This change reflects a 1.48% increase in rates due to the increase of the FICA (Social Security and Medicare), Federal Unemployment tax, State Unemployment tax and Workers' Compensation Insurance. In addition, MLGW is requesting the approval of contingency funds in the amount of \$52,666.00 for unforeseen vacancies. The new contract value is \$1,995,408.00.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
20. Resolution approving Change No. 2 to Contract No. 11529, Temporary Service for Skilled Craftsman, with Pridestaff, with no increase in contract value. (This change is to renew the current contract for the second of four renewal terms covering the period January 4, 2014 to January 3, 2015 in the funded amount of \$70,220.80, which will be absorbed in the current contract value. This change reflects a 1.48% increase in rates due to the increase of the FICA (Social Security and Medicare), Federal Unemployment tax, State Unemployment tax and Workers' Compensation Insurance. The contract value will remain at \$211,301.60.) (Jozelle Booker)
21. Resolution approving Change No. 1 to Contract No. 11406, Managed Prescription Drug Program, with Express Scripts, in the funded amount of \$38,610,037.00. (This change is to renew the current contract for the third and fourth terms for the period covering January 1, 2014 to December 31, 2015. This is a five year contract which allows for the requested renewal.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

22. Resolution approving the following positions: Position No. 00492, Supervisor Gas Meters and Position No. 05416, Senior Communication Specialist. (Jerry R. Collins, Jr.)

#### **INFORMATION SERVICES DIVISION**

23. Resolution approving Change No. 3 to Contract No. 11296, Enterprise GIS Software Selection and Installation, with Environmental System Research Institute (ESRI), in the funded amount of \$900,000.00. (The ELA provides ESRI's software licenses, maintenance and support services for the Enterprise GIS solution. This solution provides MLGW all of the infrastructure mapping of its electric, gas, water, land, and telecommunications infrastructures. MLGW is requesting approval of continuous maintenance of the acquired system, which can only be performed by ESRI.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
24. Resolution approving Change No. 4 to Contract No. 11363, Graphical User Interface Replacement Software, with Rocket Software, with no increase in contract value. (This change is to renew the annual subscription for LegaSuite software package support for the graphical user interface solution for the period covering January 1, 2014 to December 31, 2014 in the amount of \$10,684.42, which will be absorbed in the current contract value.) (Jozelle Booker)
25. Resolution approving Change No. 4 to Contract No. 10908, Mobile Data, with Ventyx, Inc., in the funded amount of \$199,542.65. (This change is to renew annual software maintenance, license, and support in the funded amount of \$199,542.65. The term of the annual maintenance covers the period January 1, 2014 to December 31, 2014 with a 1.62% increase from the previous year. This increase is due to an increase in overall product and delivery costs.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

#### **PRESIDENT'S DIVISION**

26. Resolution approving Change No. 1 to Contract No. 11543, Environmental Abatement Services with General Construction Services Incorporated, in the amount of \$3,500,000.00. (This change is to add additional funds for unplanned work through the end of the term December 31, 2013 in the amount of \$300,000.00. This change is also to renew the current contract for the first of four annual renewal terms covering the period January 1, 2014 through December 31, 2014 in the funded amount of \$3,200,000.00.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
27. Resolution approving the rejection of the bid, for Contract No. 11631, Waste Management Services. (Jozelle Booker)

#### **PRESIDENT'S BRIEFING (Continued):**

2. Groundwater Institute (GWI) Presentation - Jerry R. Collins, Jr.

3. Budget Update - 3rd Quarter 2013 - Roland McElrath
4. Other - Jerry R. Collins, Jr.

**ADDITIONAL MEETINGS**

12:00 p.m. (Noon) - Supplier Diversity Committee Meeting - Room 511

12:30 p.m. - Human Resources Committee Meeting - Room 507