



~ Preliminary Agenda ~

Thursday, December 20, 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 December 6, 2012

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE: Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated December 4, 2012, Items 18 through 45 and Items 64 and 65.

PRESENTATION:

1. TVA Check Presentation to Weekend Academy Program - Laura Campbell, TVA

GENERAL STATEMENTS FROM THE PUBLIC:

PRESIDENT'S BRIEFING:

1. Review of Consent Agenda - Jerry R. Collins, Jr.
(President's Briefing Continued on Page 4)

CONSENT AGENDA

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution approving Change No. 1 to Contract No. 11491, System Furniture, with Staples, in the funded amount of \$248,890.00. (This change renews the current contract for the first of four renewal terms covering the period January 23, 2013 to January 22, 2014 with no increase in rates.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 1 to Contract No. 11504, Cooling Tower Rebuild Administration Building, with CS3, Inc., with no increase in the contract value. (This change is to extend the contract term from December 31, 2012 to February 28, 2013. The contractor was unable to complete the work prior to the original end date as a result of beginning the work on October 15, 2012.) (Jozelle Booker)

CUSTOMER CARE DIVISION

3. Resolution approving MLGW Customer Care Policy to be effective January 1, 2013. (Christopher Bieber)
4. Resolution approving 2013 MLGW Incentive Policy to be effective January 1, 2013. (Christopher Bieber)
5. Resolution approving the 2013 Electric, Gas and Water Service Policy to be effective January 1, 2013. (Christopher Bieber)
6. Resolution approving MLGW Schedule of Charges to be effective January 1, 2013. (Christopher Bieber)

ENGINEERING & OPERATIONS DIVISION

7. Resolution approving the renewal of Cooperative Agreement No. 5447, investigation of Water Resources, for the period of January 1, 2013 to December 31, 2013, in the amount of \$57,000.00. (MLGW to provide \$57,000.00 and a like sum will be provided by the United States Department of the Interior Geological Survey for continuation of the ground water data collection program in the Memphis area). (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution approving Water System Service Contract No. 11610, between MLGW and the Town of Collierville. (MLGW will continue to provide customers in the 2012 annexed area with potable water until such time as Collierville and MLGW have consummated a transaction for the acquisition by Collierville of existing facilities in accordance with the provisions of Tennessee law and Collierville has assumed responsibility for providing the customers in the 2012 Annexed Area with potable water.) (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution approving Change No. 2 to Contract No. 11413, Surveying Services, with Benchmark-Ollar Surveying, in the funded amount of \$136,095.00. (This change is to renew the contract for the second of four renewal terms for the period covering January 19, 2013 to January 18, 2014.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution approving Contract No. 11611 between Memphis Light, Gas and Water Division and Nike for an In-Kind Loan for Utility Installation, in connection with the relocation and expansion of Nike's distribution facility to 3100 North Frayser Boulevard, Memphis, Tennessee, in an amount not to exceed the higher of \$3,600,000 or the actual cost of the Project. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

11. Resolution approving the selection of Memphis Biomed Ventures III, LP to manage approximately \$2,000,000.00 for the benefit of the MLGW OPEB Trust Fund, as part of a reallocation. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

12. Resolution approving Change No. 1 to Contract No. 11455, Comprehensive Disparity Study and Policy Formulation, with MGT of America, Inc., with no increase in the contract value. (This change is to extend the contract term from December 31, 2012 to February 28, 2013. This change will allow the contractor to complete the work as outlined in the contract document.) (Jozelle Booker)

GENERAL COUNSEL DIVISION

(None)

HUMAN RESOURCES DIVISION

13. Resolution approving revised MLGW Policy No. 23-15, Standards of Business Conduct. (Jerry R. Collins, Jr./Von Goodloe)
14. Resolution approving revised MLGW Policy No. 21-01, Employment of Relatives. (Jerry R. Collins, Jr./Von Goodloe)
15. Resolution approving the following positions: Position No. 00259, Gas Fitter; Position No. 04201, Gas Fitter; Position No. 05308, Gas Fitter; Position No. 05680, Computer Software Specialist 3; and Position No. 06428, Billing Process Coordinator. (Jerry R. Collins, Jr.)

INFORMATION SERVICES DIVISION

16. Resolution approving Change No. 3 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, 2013 to December 31, 2013.) (Jozelle Booker)

PRESIDENT'S DIVISION

(None)

PRESIDENT'S BRIEFING (Continued)

2. NERC Update - Allan Long
3. Other - Jerry R. Collins, Jr.

ADDITIONAL MEETING:

11:00 a.m. - Human Resources Committee Meeting - Room 511