



~ Preliminary Agenda ~

Thursday, July 17, 2014

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 Masson

PLEDGE OF ALLEGIANCE: Chairman Masson

ROLL CALL: Dana Jeanes

APPROVALS:

Approve Minutes of the Meeting of July 10, 2014.

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE: Dana Jeanes

There are no City Council Acknowledgements for this Board Meeting.

PRESENTATIONS:

2014 Black Business Association BENNY Awards - Jozelle Booker

GENERAL STATEMENTS FROM THE PUBLIC:

PRESIDENT'S BRIEFING:

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

(President's Briefing Continued on Page 3 – See Item No. 10 of Consent Agenda)

CONSENT AGENDA

(Items 1 through 16)

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution approving payment of labor, equipment and work performed for emergency restoration to Cleveland Utilities for Contract No. 11708, Mutual Aid Agreement, in the funded amount of \$68,657.35. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving the ratification of a contract change and the approval of an invoice payment to Davis H. Elliot Company, Incorporated for Contract No. 11576, Emergency Aid Agreement, based on agreed to rates in the funded amount of \$445,580.50. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

3. Resolution awarding contract to Vermeer Mid-South Inc., for the purchase of a trenching machine, in the funded amount of \$69,100.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution awarding Contract No. 11663, Professional Engineering Services to Thompson Engineers, Incorporated, in the funded amount of \$326,500.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

CUSTOMER CARE DIVISION

5. Resolution approving payment of \$175,000 to cover the services rendered by the Greater Memphis Chamber to facilitate economic and community development in Memphis and Shelby County for the period September 1, 2014 through August 31, 2015. (Chris Bieber) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution requesting the approval of TVA Contract No. 8640 between MLGW and TVA to support industrial recruitment, development and expansion of business and industry in the Memphis/Shelby County area. MLGW will pay the Greater Memphis Chamber \$80,000.00 and TVA will reimburse MLGW \$40,000.00. (Chris Bieber) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS DIVISION

7. Resolution approving payment of an invoice from the City of Memphis Public Works Department for the annual sewer discharge fee, for the 2013 filter backwash discharge for seven water pumping stations, in the amount of \$470,742.81. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution awarding Contract No. 11675, Professional Engineering Services for the Water Department, to SSR, Incorporated, in the funded amount, with approved rates, not-to-exceed \$50,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution awarding Contract No. 11721, Implementation Consulting Services to KEMA, Inc., in the funded amount not-to-exceed \$104,999.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution requesting advanced approval to assist in expediting the material acquisition in a cost sharing project between MLGW and the Federal Emergency Management Agency (FEMA) to seismically retrofit Memphis' Downtown Electric Network transformers, in the amount not to exceed \$100,000. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL) (**Reference President's Briefing-No. 2 – Downtown Network Seismic Retrofit Project – Keenan Wilburn**)
11. Resolution awarding contract to Brighter Days and Nites for steel fittings, pipe and flanges, in the funded amount of \$72,757.75. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

12. Resolution requesting the authority to pay the City of Memphis the following payments: 1) the final installment of the pledged PILOT payment for MLGW fiscal year 2014 in the amount of \$1,250,000 to be paid on December 31, 2014; 2) the final installment of the incremental PILOT payment for MLGW fiscal year 2014 in the amount of \$100,000 to be paid by July 31, 2014; 3) the pledged PILOT Payments of \$2,500,000 for each of MLGW's fiscal years 2015, 2016 and 2017 to be paid in two installments of \$1,250,000 each on or about April 30th and December 31st of said years, subject to appropriation in the MLGW budget for such fiscal years; and 4) the incremental PILOT payments of \$1,900,000 for each of MLGW's fiscal year 2015, 2016 and 2017 to be paid on or about April 30th of said years, subject to the appropriation in the MLGW budget for such fiscal years. (Dana Jeanes) (SAME DAY MINUTES ARE NEEDED)

GENERAL COUNSEL DIVISION

(None)

HUMAN RESOURCES DIVISION

13. Resolution awarding Contract No. 11681, DOT (Department of Transportation) Drug and Alcohol Testing, to Mid South Drug Testing, Incorporated, in the funded amount of \$100,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
14. Resolution awarding Contract No. 11672, Healthcare Claims Audit to BMI Audit Services, LLC, in the funded amount of \$195,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

INFORMATION SERVICES DIVISION

15. Resolution awarding contract to Logicalis, Inc. for Citrix Software maintenance, in the funded amount of \$62,550.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S DIVISION

16. Resolution approving Change No. 2 to Contract No. 11352, External Auditing Services, with Mayer Hoffman McCann P.C., formerly known as Thompson Dunavant, in the funded amount of \$197,000.00. (This change is to extend the current contract for one year covering the period January 1, 2015 to December 31, 2015. This change allows time needed to complete the 2014 audit period which ends December 31, 2014. In addition, this change also allows for the smooth transition and consistency during the current preparations of and pending implementation of Project Inspire.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S BRIEFING (Continued):

2. Downtown Network Seismic Retrofit Project – Keenan Wilburn (Reference Item No. 10 on Consent Agenda)
3. Other - Jerry R. Collins, Jr.

ADDITIONAL MEETINGS

11:30 a.m. Human Resources Committee Meeting - Room 507

12:00 Noon - Audit Committee Meeting - Room 511