



# Board of Light, Gas and Water Commissioners

220 S. Main Street  
Memphis, TN 38103  
www.mlgw.com

## Board Meeting

~ Minutes ~

Thursday, March 7, 2013

1:30 PM

Board Room

### CALL TO ORDER AND OPENING REMARKS:

Chairman Wishnia

The meeting was called to order at 1:30 p.m.

### PLEDGE OF ALLEGIANCE:

Chairman Wishnia

The Pledge of Allegiance was recited.

### ROLL CALL:

Dana Jeanes

The Secretary-Treasurer called the roll:

Attendee Name	Title	Status	Arrived
Derwin Sisnett	Board Member	Present	
Rick Masson	Vice Chairman	Present	
Steven Wishnia	Chairman	Present	
Darrell Cobbins	Board Member	Absent	1:32 PM

The following staff members were present: Jerry R. Collins, Jr., President and CEO; Dana Jeanes, Vice President, CFO and Secretary-Treasurer; Cheryl Patterson, Vice President and General Counsel; Alonzo Weaver, Vice President, Engineering and Operations; and Lashell Vaughn, Vice President and Chief Technology Officer. The following members were absent: Christopher Bieber, Vice President, Customer Care; Von Goodloe, Vice President, Human Resources; and Nick Newman, Vice President, Construction and Maintenance.

### APPROVALS:

**Motion To:** Approve the Minutes of Meeting of February 21, 2013.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Derwin Sisnett, Board Member
<b>SECONDER:</b>	Rick Masson, Vice Chairman
<b>AYES:</b>	Derwin Sisnett, Rick Masson, Steven Wishnia
<b>ABSENT:</b>	Darrell Cobbins

### CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated February 19, 2013, Items 14 through 18 and Item 22, approved by the Board on February 7, 2013 (See Minute File 1362).

**PRESENTATIONS:**

1. Chris Bieber and Tony Wilson presented the similarities and differences of dial meters, digital meters and smart meters. Chris Bieber noted that smart meters do not cause fires. The communication device of the smart meter was explained in detail.

**GENERAL STATEMENTS FROM THE PUBLIC:**

1. Ray McClanahan, 497 Laclede St., addressed the Board regarding a reconnection fee charge.
2. Chet A. Kibble, Sr., 3229 Lakeview Rd., addressed the board regarding his concern of lead in the water lines. Nicholas Newman spoke of an informative public community meeting he and others from MLGW attended. The discussion at the meeting included lead and fluoride in water, lead poisoning, smart meters and other informative topics. He plans to make a presentation at a future Board Meeting to address some of the concerns Mr. Kibble and Minister Yahweh have expressed in the past.
3. Bill Hawkins, IBEW Local 1288, 4000 Clearpool Circle, addressed the board regarding Smart Meters and the concern of fires explaining facts from various sources throughout the country.

**PRESIDENT'S BRIEFING**

1. Review of Consent Agenda - Jerry R. Collins, Jr.  
(President's Briefing Continued on Page 138)

**Motion To:** Request to add Item #8 to the Agenda.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Darrell Cobbins, Board Member
<b>SECONDER:</b>	Derwin Sisnett, Board Member
<b>AYES:</b>	Derwin Sisnett, Rick Masson, Steven Wishnia, Darrell Cobbins

The original of the resolutions and documents relating to each item is filed in the vault on the fifth floor of the MLGW Administration Building, 220 South Main. The original documents shall control in the event of any conflict between the description in these minutes and the original documents.

**CONSENT AGENDA**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Rick Masson, Vice Chairman
<b>SECONDER:</b>	Darrell Cobbins, Board Member
<b>AYES:</b>	Derwin Sisnett, Rick Masson, Steven Wishnia, Darrell Cobbins

**CONSTRUCTION & MAINTENANCE DIVISION**

1. Resolution awarding Contract No. 11564, Grounds Maintenance to Vanderbilt Landscaping, in the funded amount of \$496,606.50. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

**CUSTOMER CARE DIVISION**

(None)

**ENGINEERING & OPERATIONS DIVISION**

(None)

**FINANCE DIVISION**

2. Resolution approving Change No. 7 to Contract 10793, Professional Portfolio Software, with Advent Software, Incorporated, in the funded amount of \$29,286.11. (This change is to renew the contract term covering the period May 11, 2013 through May 10, 2014 for the current software license and maintenance support.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
3. Resolution approving an extension of Purchase Order Number 138713 for office supplies, with OfficeMax, until June 30, 2013 or until a new contract has been executed. (Jozelle Booker)

**GENERAL COUNSEL DIVISION**

(None)

**HUMAN RESOURCES DIVISION**

4. Resolution approving Change No. 2 to Contract No. 11476, Industrial Psychology Services, with Lopez and Associates, in the funded amount of \$60,000.00. (This change is to extend the current contract term for an additional three year term covering the period April 1, 2013 through March 31, 2016 with no increase from the previous term. The new contract value is \$120,000.00.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
5. Resolution approving Change No. 8 to Contract No. 10985, Master Lease Agreement, with Skill Soft Corporation, in the funded amount of \$12,113.20. (This change extends

the current contract for an additional one (1) year term covering the period January 31, 2013 through January 30, 2014. The new contract amount will be \$212,290.20.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

#### **INFORMATION SERVICES DIVISION**

6. Resolution approving Change No. 2 to Contract No. 11090, Serena Master License Agreement, with Serena Software, Incorporated, to amend the current contract in the funded amount of \$35,265.00. (This amendment is to purchase ten additional Business Manager Licenses and one year of maintenance support for those licenses. The contract term will remain through July 28, 2014. The new contract amount will be \$334,329.75.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution approving Change No. 4 to Contract No. 10070, Remote Printer Control Product, with Macro 4, in the funded amount of \$15,341.00. (This change is to renew the annual software maintenance and support services for the period covering March 31, 2013 to March 30, 2014. The new contract amount is \$270,398.18.) (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution approving the selection of Kennedy Capital Management to manage approximately \$8,000,000.00 for the Benefit of the MLGW OPEB Trust Fund, as part of a reallocation. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

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

(None)

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

2. Budget Update - 4th Quarter 2012 - Rodney Cleek - Presented a detailed report of the 4th Quarter, 2012 Budget. He answered questions from the Board and also noted that customer's utility bills have not been lower since 2004.
3. Disparity Study - A Closer Review - Jozelle Booker - A more detailed report was given in regard to the Disparity Study at the request of the Board of Commissioners. The presentation included clarification of definitions, comparisons to the private sector, as well as future policy revisions and implementation plans.
4. Other - Jerry R. Collins, Jr.

#### **COMMITTEE REPORTS:**

1. Human Resources Committee Report - Commissioner Darrell Cobbins stated on February 21, 2013 the HR Committee heard reports on safety, grievances and demographics. Old business was discussed related to Florence Smith and her dissatisfaction with a performance evaluation given by her previous Supervisor who is now retired. Ms. Smith felt there had been some retaliation since she spoke out, but there was not enough evidence to prove that. Von Goodloe has provided Ms.

Smith with a letter assuring her the performance evaluation would not negatively influence future job opportunities.

2. Supplier Diversity Committee Report - Commissioner Derwin Sisnett requested Renise Holliday present the 4th Quarter Supplier Diversity Report, as well as the Year End Report.
3. Supplier Diversity Update - Renise Holliday presented the 4th Quarter Supplier Diversity Report, as well as the Year End Report.

**ADJOURNMENT:**

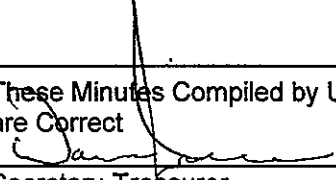
There being no further business, the meeting was adjourned at 3:06 p.m.

SEE MINUTE FILE NO. 1363.

Approved Without Interlineation

  
Chairman

These Minutes Compiled by Undersigned and  
are Correct

  
Secretary-Treasurer