

**MEMPHIS LIGHT, GAS & WATER DIVISION
OFFICIAL MINUTES****Meeting Time:** January 8, 2009 at 3:00 P.M.**Meeting Location:** Board Room, Fifth Floor,
Administration Building, Memphis, Tennessee

The meeting was called to order by Chairman Evans.

Chairman Evans congratulated Mr. Collins on reaching one full year of service as MLGW President.

The Secretary-Treasurer called the roll. The following Board Members were present: V. Lynn Evans, Chairman; Darrell T. Cobbins, Vice Chairman; Rick Masson; Dedrick Brittenum, Jr.; and Steven Wishnia.

The following staff members were present: Jerry R. Collins, Jr., President and CEO; John McCullough, Vice President, CFO and Secretary-Treasurer; Cheryl Patterson, Vice President and General Counsel; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Charmiane Claxton, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Nick Newman, Vice President, Construction and Maintenance, was not present.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held December 18, 2008, that they be recorded as the official record, seconded by Vice Chairman Cobbins. Commissioner Brittenum moved to pull Item No. 25 (approval of Personnel Policy No. 23-16) without objection from the minutes of December 18, 2008, for approval at the next MLGW Board meeting.

Commissioner Wishnia objected. Commissioner Brittenum amended his motion to hold Item No. 25, but the motion failed due to the lack of a second. The minutes of December 18, 2008 were approved, with Commissioners Evans, Cobbins, Masson and Wishnia voting "yes" and Commissioner Brittenum voting "no."

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated December 16, 2008, Items 13 through 23, approving items approved by the MLGW Board at its meeting held December 4, 2008 (see Minute File No. 1312).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Mark Allen, 1049 Audubon Drive, Attorney for IBEW Local 1288. Discussion was held regarding Item No. 25 (Personnel Policy No. 23-16) of MLGW Board meeting of December 18, 2008.

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.

1. Resolution approving an amendment to Contract No. 10050 between MLGW and the City of Lakeland. This contract provides initial billing for residential solid waste and recyclable materials collection and disposal services on the respective monthly MLGW utility bill which MLGW deducts 2% for providing this service. This amendment is to include storm water user fees also with a deduction of 2% for providing the service.

APPROVED

2. Resolution approving Change No. 2 to Contract No. 11186, Environmental Abatement Services, with General Construction Services, Inc., in the funded amount of \$3,200,500.00. (This renews the contract for the first of four renewal terms, December 10, 2008 to December 9, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution awarding contract for 12-month supply of #2 triplex cable to Power Supply Company in the amount of \$260,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 4. Resolution awarding contract for remote terminal units and accessories to Telvent USA, Inc. in the amount of \$71,169.50.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 5. Resolution amending resolution approved by the Board on February 7, 2008, for gas meters to include the following language: *with an option to extend the contract for two additional 12-month periods, not to exceed 36 months, based on satisfactory performance of the initial 12-month period*, and requesting approval to exercise the option to extend the contract for the second 12-month period for gas meters as follows:

Elster American Meter Company.....	\$766,379.00
Romet International LTD.....	281,782.00
Total.....	<u>\$1,048,161.00</u>

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 6. Resolution awarding contract for one hydraulic excavator to Power Equipment Company in the amount of \$142,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 7. Resolution awarding contract to Diamond International Trucks, Inc. for modifications to four cabs and chassis in the amount of \$51,621.12.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 8. Resolution approving Position No. 00499, Crew Leader, Directional Drilling; Position No. 01366, Delinquent Accounts Processing Clerk; and Position No. 05505, Design Engineer I.

APPROVED

- 9. Resolution adopting Board of Commissioners' Rules of Procedure. (See Minute File No. 1312.)

APPROVED

ROLL CALL AGENDA ITEMS

MOTION: Commissioner Masson
 SECOND: Commissioner Brittenum
 AYES: Commissioner Masson, Commissioner Brittenum, Commissioner Wishnia,
 Vice Chairman Cobbins and Chairman Evans

AGENDA APPROVED

There being no further business, the meeting was adjourned at 3:25 p.m.

SEE MINUTE FILE NO. 1313.

Secretary-Treasurer