

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: February 5, 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.

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; and Steven Wishnia. (*Commissioner Brittenum entered the meeting after the approval of the minutes of January 22, 2009).

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; Nick Newman, Vice President, Construction and Maintenance; Alonzo Weaver, Vice President, Engineering and Operations; Charmiane Claxton, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Christopher Bieber, Vice President, Customer Care was not present.

Barbara Swearngen Ware, City Council Member, was present.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held January 22, 2009, that they be recorded as the official record, seconded by Vice Chairman Cobbins and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated January 27, 2009, Items 16 through 21, approving items approved by

the MLGW Board at its meeting held January 8, 2009 (see Minute File No. 1313); Items 23 through 27, approving amendments to the Retirement and Pension System (the "Plan"), approved by the MLGW Board at its meeting held December 18, 2008 (see Minute File No. 1312); and Item 28, approving policy to manage the price volatility of commodities, approved by the MLGW Board at its meeting held December 18, 2008 (see Minute File No. 1312).

PRESENTATIONS:

1. Plus-1 Check – Gale Jones Carson
Ms. Carson announced that MLGW's pole attachment program would donate more than \$23,000.00 to the Plus-1 utility assistance program. Phyllis Phillips and Sally Jones Heinz of MIFA attended.
2. Thomas H. Allen Awards – Jerry R. Collins, Jr.
President Collins announced the two winners of the T. H. Allen Award of Excellence. They were Becky Williamson and Glen Thomas.
3. Art Contest Winners – Jerry R. Collins, Jr.
President Collins announced the winners of the art contest. They were Cameron Doty for Grades K-5, Kelsey Moore for Grades 6-8, and their teacher, Emily Walls, from Berclair Elementary.

GENERAL STATEMENTS FROM THE PUBLIC:

1. Mr. Leandrew Collins, 723 Barrett Place, addressed the Board regarding his utility bill.
2. Ms. Nisha Powers, 11 S. Orleans St., Powers Hill Design, addressed the Board regarding the procurement process.

COMMITTEE REPORT:

1. Supplier Diversity Committee – Vice Chairman Cobbins
 - a. Supplier Diversity Update – 4th Quarter '08 – Kimberly Lehew

Vice Chairman Cobbins announced that the External Supplier Diversity Committee would meet on Monday, February 9, at 11:30 a.m. in the MLGW Auditorium.

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 awarding Contract No. 11332, Short & Long Term Disability, to Unum Group in the funded amount of \$2,458,724.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution awarding Contract No. 11333, Group Term, Voluntary Life and Accidental Death and Dismemberment, to Unum Group in the funded amount of \$3,419,040.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 5 to Contract No. 10580, Service Agreement, with Motorola, Inc. in the funded amount of \$104,175.84. (This change covers quarterly payments in the amount of \$13,021.98, to be paid over a two-year period, March 1, 2009 to February 28, 2011, for hardware/software support to MLGW's 800mz voice communications system.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 5 to Contract No. 10765, Private Label Service Agreement, with Aclara Software in the funded amount of \$194,500.00. (This change expands the scope of work to include additional customer service applications for MLGW's general power customers and also to add "water" as a service type for existing residential applications. In addition, this change customizes and implements the Business Bill Prism Contact Center application, including billing history integration and adds "water" as a commodity/service type to existing residential Bill Prism applications (web and call center).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 3 to Contract No. 10985, Master Lease Agreement, with SkillSoft Corporation in the funded amount of \$26,600.00. (This change provides a Library License for up to 100 management, supervisory, desktop and safety courses with an audience size of 250 employees for the period January 1, 2009 to December 31, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution approving Change No. 6 to Contract No. 11016, Drug and Alcohol Collection Provider, with True Test Collection in the funded amount of \$29,800.00. (This change covers the increase in the number of employees being tested due to the change to MLGW HR Policy No. 23-09, Post Accident Alcohol and Drug Testing.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution approving Change No. 3 to Contract No. 11096, Mobile Sweeping Cleaning, with Horizon of Memphis, Inc. in the funded amount of \$73,205.00. (This change renews the contract for the third of four renewal terms, March 1, 2009 to February 28, 2010.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution approving Change No. 1 to Contract No. 11261, Commercial Auto Insurance, with Pete Mitchell & Associates, Inc. in the funded amount of \$89,750.00. (This change renews the contract for the first of four annual renewal terms, March 14, 2009 to March 13, 2010, with a 2.44% increase in rates.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution approving and ratifying the employment of Cheryl W. Patterson as Vice President and General Counsel of MLGW.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

10. Resolution approving and ratifying the employment of Charmiane Claxton as Vice President, Human Resources Division of MLGW.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

11. Resolution approving line-of-progression mass job reclassifications for: 9 – Helpers, Electric Distribution (Pre-Apprentice); 9 – Utility Workers I; 5 – Utility Workers I; 4 – Helpers, Electric Distribution (Pre-Apprentice); and 1 – Cable Splicer Helper (Pre-Apprentice).

APPROVED

12. Resolution approving Position No. 05060, Helper, Electric Distribution (Pre-Apprentice) and Position No. 05680, Computer Software Specialist II.

APPROVED

ROLL CALL CONSENT AGENDA

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

Commissioner Brittenum recused himself from Item 3.

CONSENT AGENDA APPROVED

ROLL CALL ON APPROVAL OF MINUTES OF ITEMS 9 AND 10 OF TODAY'S MEETING

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

MINUTES OF ITEMS 9 AND 10 OF TODAY'S MEETING APPROVED

There being no further business, the meeting was adjourned at 3:50 p.m.

SEE MINUTE FILE NO. 1314.

Secretary-Treasurer