

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: March 4, 2010 at 3:00 P.M.	
Meeting Location: Board Room, Fifth Floor, Administration Building, Memphis, Tennessee	



The meeting was called to order by Chairman Cobbins at 3:10 p.m.

Chairman Cobbins welcomed Councilwoman Barbara SwearengenWare.

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

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; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Von W. Goodloe, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer.

Commissioner Masson moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held February 18, 2010, that they be recorded as the official record, seconded by Commissioner Wishnia and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated February 23, 2010, Items 10 through 25, approving items approved by the MLGW Board at its meeting held February 4, 2010. (See Minute File No. 1326).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Don Stewart, Imperial Security, 2555 Poplar Avenue, addressed the Board regarding the security contract.
2. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Cr., addressed the Board regarding Human Resources Policy #23-15 (Item 8 of today's agenda).
3. Rickey Lewis, 6399 Dimwood Cove, addressed the Board regarding the Worker's Compensation Policy.

Alfred Washington completed a card but did not speak.

PRESENTATION:

MLGW received the *2009 Lifesaver of the Year Award* from Lifeblood. Von W. Goodloe, Vice President, Human Resources, presented the award to President Jerry Collins.

COMMITTEE REPORT:

1. Human Resources Committee Update – Commissioner Masson

The Committee met and discussed Human Resources Policy No. 22-05 – Holidays.

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

1. Resolution approving Change No. 7 to Contract No. 9955, Partial Funding of Pollution Control, Ground Water Quality Control Program, with Memphis & Shelby County Health Department in the funded amount of \$140,267.60. (This change renews the contract for 2010 and includes a decrease in meters from the previous year).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution approving Change No. 1 to Contract No. 11279, Third Party Administrator for Worker's Compensation, with Brentwood Services Administrators, Inc. in the funded amount of \$130,000.00. (This change renews the contract for the first of six renewal terms, January 1, 2010 to December 31, 2010, with no increase in rates).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 4 to Contract No. 10990, Master Agreement for Services, with Equifax Information Services, LLC, with no increase in contract value. (This change covers a 90-day extension, April 1, 2010 to June 30, 2010, with no increase in terms to allow time for the transition period of a new credit information service provider).

APPROVED

4. Resolution awarding contract to Union Metal Corporation for galvanized steel expressway poles in the amount of \$51,900.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution awarding 12-month contract to Polypipe, Inc. for polyethylene pipe in the amount of \$183,211.34.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution awarding contract to Logicalis, Inc. for maintenance and support of Bindview software in the amount of \$36,055.88.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution amending Section 13.2 of the Electric Service Policy regarding initial terms for alternate circuit agreements with customers.

APPROVED

REGULAR AGENDA

8. Resolution approving revised MLGW Human Resources Policy No. 23-15, Standards of Business Conduct.

APPROVED, AS AMENDED

CONSENT AGENDA (Continued)

9. Resolution approving and adopting the Revised Rules of Procedure as the official rules governing the procedures of the meetings of the Board of Light, Gas and Water Commissioners. (This adds the Pledge of Allegiance to the meetings).

APPROVED

10. Resolution approving Position No. 02222, Supervisor, Data Processing.

APPROVED

11. Resolution approving Amendment No. 13 to Resolution approved by the Board on July 7, 2005, listing those persons authorized to sign and/or countersign Division and Pension System checks, as follows:

By **deleting** Charmiane Claxton from the list and by **adding** Von W. Goodloe to the list of persons authorized to sign or countersign MLGW Common Account checks (First TN – MLGW Common Account No. 00-0090239).

By **deleting** Charmiane Claxton from the list and by **adding** Von W. Goodloe to the list of persons authorized to sign or countersign Customer Deposit checks (First TN – MLGW Customer Deposit Account No. 00-0090352).

By **deleting** J. D. Cox from the list and by **adding** Mary Helen Lovett to the list of persons authorized to sign but not countersign Retirement and Pension General Fund checks (First TN – MLGW Retirement and Pension General Fund Account No. 00-0090328).

By **deleting** V. Lynn Evans from the list and by **adding** Darrell T. Cobbins to the list of persons authorized to countersign but not sign Retirement and Pension General Fund checks (First TN – MLGW Retirement and Pension General Fund Account No. 00-0090328).

By **deleting** J. D. Cox from the list and by **adding** Mary Helen Lovett to the list of persons to sign Retirement and Pension Payroll checks (First TN – MLGW Retirement and Pension Payroll Account No. 000-90344).

APPROVED

12. Resolution approving release of easements to Alice Rawlins for the sum of \$1.00 each, property located on the northwest corner of Cloister Green Lane and Ascot Park Common.

APPROVED

13. Resolution approving release of easement to J Quince Avenue LLC and KJF/Faris, LLC for the sum of \$1.00, property located on the southeast corner of White Station Road and Quince Avenue.

APPROVED

ROLL CALL ON CONSENT AGENDA, AS AMENDED:

MOTION: Commissioner Evans
 SECOND: Commissioner Wishnia
 AYES: Commissioner Masson
 Commissioner Evans
 Commissioner Wishnia
 Vice Chairman Brittenum
 Chairman Cobbins
 RECUSE: Vice Chairman Brittenum (Item #1 only)

CONSENT AGENDA APPROVED, AS AMENDED

ROLL CALL TO APPROVE REGULAR AGENDA (ITEM #8):

MOTION: Vice Chairman Brittenum
 SECOND: Commissioner Wishnia

ROLL CALL TO DELETE THE ONE-YEAR SERVICE PROVISION FROM HUMAN RESOURCES POLICY NO. 23-15 (ITEM #8):

Vice Chairman Brittenum stated that the City of Memphis does not have such provision.

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

APPROVED

BACK TO ROLL CALL TO APPROVE ITEM #8, AS AMENDED:

AYES: Commissioner Wishnia
 Vice Chairman Brittenum
 Chairman Cobbins
 NAYS: Commissioner Masson
 Commissioner Evans

ITEM #8 APPROVED, AS AMENDED

APPROVAL OF MINUTES OF ITEMS 7 AND 11 ONLY OF TODAY'S AGENDA:

It was moved by Commissioner Evans, seconded by Commissioner Masson and unanimously carried that the Minutes of Items 7 and 11 of today's agenda be and are hereby approved.

OTHER BUSINESS:

Commissioner Wishnia distributed copies of the resolution approved by the Board on April 17, 2008, regarding the Contractor Appeal Committee. Commissioner Wishnia requested that the policy be changed. (Complete discussion is on tape in Minute File No. 1327).

There being no further business, the meeting was adjourned at 3:38 p.m.

SEE MINUTE FILE NO. 1327.

Secretary-Treasurer