

**MEMPHIS LIGHT, GAS & WATER DIVISION
OFFICIAL MINUTES**

Meeting Time: May 1, 2008 at 1:30 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; William L. Taylor, Vice Chairman; Nick Clark; Rick Masson; and Darrell T. Cobbins.

The following staff members were present: Jerry R. Collins, Jr., President and CEO; John McCullough, Vice President, CFO and Secretary-Treasurer; Charlotte Knight Griffin, Acting 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; and Linda Peppers, Vice President and Chief Technology Officer. Armstead Ward, Vice President, Human Resources, was not in attendance.

City Council Member, Barbara Swearengen Ware, was in attendance.

Commissioner Clark moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held April 17, 2008, that they be recorded as the official record, seconded by Commissioner Cobbins and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated April 15, 2008, Items 9 through 29, approving items approved by the MLGW Board at its meeting held April 3, 2008; and receipt of Certified Copy of City Council

Ordinance No. 5256 dated April 24, 2008, Item 15, amending Substitute Ordinance No. 5046 (see Minute File No. 1304).

The President and staff members briefed the Board on the following items: (see Minute File No. 1305 for handouts).

1. Supplier Diversity Update – 1st Quarter 2008 – Kimberly Lehew
2. Update of Electric Division Refinancing – John McCullough/Anne Walk
3. MLGW Residency Policy #21-19 – Jerry R. Collins, Jr.

Chairman Evans advised that at the Pension Board meeting held earlier today, a resolution was passed acknowledging the longstanding and dedicated service of Ms. Jonnie Dawson who passed away on April 22, 2008.

GENERAL STATEMENTS FROM THE PUBLIC:

1. Robert F. Stark, Jr., 7989 Highway 70, Bartlett, TN
2. J. D. Cox, President, IBEW Local 1288, 4000 Clearpool Cr., Memphis, TN
3. Rick Thompson, Business Manager, IBEW Local 1288, 4000 Clearpool Cr., Memphis, TN

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 Change No. 7 to Contract No. 10783, Emergency Aid Agreement, with Dillard Smith Construction in the funded amount of \$401,809.55. (This covers reimbursement of expenses for labor, equipment and meals due to the storm of February 5, 2008.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution approving Change No. 4 to Contract No. 10973, Floor Maintenance, with Kimco Corporation in the funded amount of \$22,318.67. (This renews the contract for the fourth renewal term, July 14, 2008 to July 13, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 4 to Contract No. 10977, Tires and Tire Service, with Southern Tire Mart, LLC, in the funded amount of \$511,290.16. (This renews the contract for the fourth renewal term, June 12, 2008 to June 11, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 2 to Contract No. 11092, Over-the-Phone Interpreter Service, with Language Line Services in the funded amount of \$112,200.00. (This increases the contract value to the end of the current term ending July 31, 2008, and renews the contract for the second renewal term, August 1, 2008 to July 31, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 6 to Contract No. 11168, Medical Services, with Nursefinders, Inc. in the amount of \$8,016.00. (This covers payment of outstanding invoices and a placement fee for a Medical Assistant.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution approving Change No. 5 to Contract No. 11208, Water Production Well, with Layne-Central in the funded amount of \$15,680.00. (This covers 98' of surface casing at Mallory Well 1C.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution rejecting bids received for Contract No. 11226, Collection Services, and the contract be rebid.

APPROVED

8. Resolution awarding contract for one cable fault locator to Hipotronics c/o USI in the amount of \$30,240.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution awarding 12-month contract for ductile iron pipe to Griffin Pipe Products Company in the amount of \$1,906,393.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

10. Resolution awarding contract for steel expressway poles to Union Metal c/o John J. Aertker Company in the amount of \$43,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

11. Resolution awarding 12-month contract, with option to renew for two additional 12-month periods, for selected auto parts to NAPA-Genuine Parts Company in the amount of \$77,514.80.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

12. Resolution awarding 36-month contract for sodium hypochlorite to Vertex Chemical Corporation in the amount of \$1,472,500.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

13. Resolution approving Position No. 02935, Project Engineer II; Position No. 03564, Project Engineer II; and Position No. 05851, Business Systems Analyst III. (See Minute File No. 1305).

APPROVED

14. Resolution approving employment of Randolph Occupational Medical Services on an as-needed basis at the following agreed-upon hourly rate:

\$300.00 for Services/Per Evaluation

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

15. Resolution approving the adoption, authorization and execution of documents relating to not to exceed \$100,000,000 Electric System Subordinate Revenue Refunding Bonds, Series 2008, including a Third Supplemental Resolution authorizing the Series 2008 Bonds, a Bond Purchase Agreement authorizing the negotiated sale of the Series 2008 Bonds to the Underwriter, a Refunding Escrow Agreement and an Official Statement; selecting a Bond Registrar/Paying Agent and Escrow Agent; and approving certain documents and authorizing certain officials of the Division to execute such documents in connection with the issuance and sale of the Series 2008 Bonds and the taking of all actions in connection therewith. (See Minute File No. 1305).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

16. Resolution approving sale of surplus property, located west of Whitworth and north of the dead-end of Ridgewood, to J & J Investments and BJH & Associates, for the sum of \$130,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

17. Resolution approving release of the following easements:

Property located at 5254 Crossfield Road, Memphis, TN, 38109, to Chamberlain and McCreery, Inc., or its successors in title, for and in consideration of \$1.00.

Property located at 7908 Collection Cove, Germantown, TN, 38138, to Peyton D. Hurley, or his successors in title, for and in consideration of \$1.00.

APPROVED

18. Resolution approving revision to MLGW Residency Policy #21-19. (See Minute File No. 1305).

APPROVED

ROLL CALL AGENDA ITEMS

MOTION: Commissioner Clark
SECOND: Commissioner Masson
AYES: Commissioner Cobbins, Commissioner Masson, Commissioner Clark,
Vice Chairman Taylor and Chairman Evans

AGENDA APPROVED

There being no further business, the meeting was adjourned.

SEE MINUTE FILE NO. 1305.

Secretary-Treasurer