

<b>MEMPHIS LIGHT, GAS &amp; WATER DIVISION OFFICIAL MINUTES</b>	
<b>Meeting Time:</b> June 16, 2011 at 3:00 P.M.	
<b>Meeting Location:</b> Board Room, Fifth Floor, Administration Building, Memphis, Tennessee	



The meeting was called to order by Chairman Cobbins at 3:04 p.m.

The Pledge of Allegiance was recited.

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

The following staff members were present: Jerry R. Collins, Jr., President and CEO; Dana Jeanes, Acting Vice President, CFO and Secretary-Treasurer; Cheryl Patterson, Vice President and General Counsel; and Elvis Morgan, Acting Vice President and Chief Technology Officer. Nick Newman, Vice President, Construction and Maintenance; Alonzo Weaver, Vice President, Engineering and Operations; Christopher Bieber, Vice President, Customer Care; and Von W. Goodloe, Vice President, Human Resources, were not present.

Prior to the approval of the minutes of meeting of June 2, 2011, Ricky Wilkins, 66 Monroe, attorney for Mason Tillman, addressed the Board requesting that the Board rescind the action taken on June 2, 2011, awarding Contract No. 11455 to MGT of America, Inc.

It was moved by Vice Chairman Brittenum, and seconded by Commissioner Evans that the Board hold the approval of the minutes of Regular Agenda Item No. 2 (award of Contract No. 11455 to MGT of America, Inc.) from the MLGW Board meeting of June 2, 2011,

until the next Board meeting of July 7, 2011, to allow Mason Tillman and MGT of America, Inc. the opportunity to address the Board and to submit legal briefs by July 1, related to the legal opinion in Item No. 7 provided by MLGW legal staff.

**ROLL CALL ON ABOVE MOTION:**

**PASS:** Commissioner Masson  
**AYE:** Commissioner Evans  
**NAY:** Commissioner Wishnia  
**AYE:** Vice Chairman Brittenum  
**AYE:** Chairman Cobbins

**MOTION PASSED**

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held June 2, 2011, that they be recorded as the official record, seconded by Commissioner Evans and unanimously carried, with the exception of Regular Agenda Item No. 2 (award of Contract No. 11455 to MGT of America, Inc.), which was held to July 7, 2011.

The Acting Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated June 7, 2011, Item 1 and Items 9 through 20 (see Minute File No. 1340).

**GENERAL STATEMENTS FROM THE PUBLIC:** (None)

**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 awarding Contract No. 11449, North Service Center Gate and Gate House, to SMS Contractors, Inc., in the funded amount of \$210,800.00.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 2. Resolution awarding Contract No. 11478, Exhaust Fan Replacement at North Service Center and Hickory Hill Service Center, to Air Technical Services, Inc., in the funded amount of \$252,260.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 3. Resolution approving Change No. 5 to Contract No. 11071, Emergency Storm Restoration, with Davis H. Elliot Company, Inc., in the funded amount of \$207,497.35. (This change covers payment for work performed as a result of the April 4, 2011 storm).

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 4. Resolution approving Change No. 4 to Contract No. 11437, Emergency Aid Agreement, with Standard Electric Company, in the funded amount of \$129,685.21. (This change covers payment for work performed as a result of the April 4, 2011 storm).

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 5. Resolution awarding contract for one tractor and mower to Mid-South Ag Equipment, Inc., in the amount of \$50,745.00.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 6. Resolution awarding contract for Chiller R'Newal to Trane in the amount of \$52,768.00.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 7. Resolution awarding contract for two-ton and five-ton cab and chassis trucks, as follows: (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

Diamond International.....	\$815,065.00
Tag Truck Center.....	<u>73,500.00</u>
Total:	<u>\$888,565.00</u>

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 8. Resolution rejecting bids received for construction and maintenance shirts.

**APPROVED**

- 9. Resolution awarding Contract No. 11484, Over-the-Phone Interpreter, to Universe Technical Translation, Inc., in the funded amount of \$126,848.00.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

- 10. Resolution awarding Contract No. 11400, Internet Service Provider, to TW Telecom, Inc., in the funded amount of \$66,600.00.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

11. Resolution approving Change No. 2 to Contract No. 10699, Access Agreement, with Fidelity National Title Group, in the funded amount of \$112,000.00. (This change is to ratify payments in the amount of \$7,000.00 for the period March 1, 2011 to June 30, 2011, and to renew the contract for a five-year period, March 1, 2011 to February 28, 2016, in the amount of \$105,000.00).

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

12. Resolution approving Change No. 1 to Contract No. 11470, Wireless Communications Services, with Cellular South, for Voice Plan and BlackBerry services, in the funded amount of \$71,400.00. (This change adds 100 cell phones and services which will be used by the MLGW Customer Service Technicians).

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

13. Resolution ratifying emergency/expedited purchases and contract awards for the materials and supplemental construction resources required for the relocation of 16" XXHP and 22" HXP gas high-pressure transmission lines located in the Robco Lake Levee, as follows:

P. O. No. 137783	Consolidated Pipe & Supply Company.....	\$350,206.64
P. O. No. 137812	Pipeline Roller Systems, Inc.....	25,994.02
P. O. No. 137837	Hertz Equipment Rental.....	29,144.69
P. O. No. 138001	Thompson Machinery of West TN.....	59,940.00
P. O. No. 138065	Pipeline Roller Systems, Inc.....	31,000.00
P. O. No. 138361	Magnetic Products and Services, Inc.....	29,667.84
P. O. No. 139850	Consolidated Pipe & Supply Company.....	215,190.30
P. O. No. 140167	Ferguson Enterprises.....	41,475.20
P. O. No. 140208	Thompson Machinery of West TN.....	27,420.99
Contract No. 11387	Utility Services Authority, LLC.....	747,000.00
Change No. 1	Utility Services Authority, LLC.....	139,844.25
Contract No. 11466	Rosen USA, Inc.....	46,660.00
Total:		<u>\$1,743,543.93</u>

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

14. Resolution approving payment to the City of Memphis Public Works Department for annual sewer discharge fee for the 2010 filter backwash discharge for six water pumping stations in the amount of \$252,406.77.

**APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)**

15. Resolution rejecting proposal received for Contract No. 11452, Consultant Risk Management Audit.

**APPROVED**

**APPROVAL OF CONSENT AGENDA (Items 1 through 15):**

**MOTION:** Commissioner Wishnia  
**SECOND:** Commissioner Masson

**ROLL CALL:**

**AYE:** Commissioner Masson  
**AYE:** Commissioner Evans  
**AYE:** Commissioner Wishnia  
**PASS:** Vice Chairman Brittenum  
**AYE:** Chairman Cobbins

**CONSENT AGENDA APPROVED**

There being no further business, the meeting was adjourned at 4:00 p.m.

SEE MINUTE FILE NO. 1342.

**APPROVED WITHOUT INTERLINEATION**

\_\_\_\_\_  
**Chairman**

**These Minutes Compiled by  
Undersigned and are Correct.**

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**Acting Secretary-Treasurer**