

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: July 1, 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 3:30 p.m.

The Pledge of Allegiance was recited.

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; Alonzo Weaver, Vice President, Engineering and Operations; Von W. Goodloe, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Christopher Bieber, Vice President, Customer Care, 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 June 17, 2010, that they be recorded as the official record, seconded by Commissioner Evans and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated June 22, 2010, Items 14 through 24, approved by the MLGW Board at

its meeting held June 3, 2010; and Items 25 and 44 (claims and legal settlements). The Secretary-Treasurer also acknowledged receipt of Certified Copy of City Council Document dated June 22, 2010, Item 26, approving the reappointment of Rick Masson to the Board of Light, Gas and Water Commissioners, with term expiring June 30, 2013. (See Minute File No. 1330).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding Items 1 and 2 of today's agenda.
2. Linda L. Williams, 990 S. Willett Street, addressed the Board regarding tree trimming policy.
3. Linda Lipinski, 774 E. Snowden Circle, addressed the Board regarding tree trimming policy.
4. Lee Wardlaw, 601 S. Belvedere Blvd., addressed the Board regarding tree trimming suggestions.
5. Stoy Bailey, 1700 Vesey Avenue, addressed the Board regarding tree trimming.

COMMITTEE REPORTS:

1. Human Resources Committee Update – Commissioner Masson

Commissioner Masson advised that amendments to the following policies were reviewed:

1. Policy #21-05 – Exit Interview
2. Policy #23-06 – Inclement Weather and Emergency Conditions

2. Audit Committee Update – Commissioner Evans

Commissioner Evans advised that a Called Meeting of the Audit Committee was held on Monday, June 28, to review the independent audit reports of the Retirement and Pension Fund and the OPEB Trust Fund. The audit reports were accepted by the Committee.

PRESENTATION:

1. Utility Compliance Manager – Alonzo Weaver

This presentation was moved from the 1:30 p.m. President's Briefing Meeting. Mr. Weaver discussed the need for the Utility Compliance Manager position. (See Minute File No. 1331 for handout).

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.

Discussion of the Consent Agenda was held.

CONSENT AGENDA

1. Resolution awarding Contract No. 11399, Right-of-Way Mowing, to Rotolo Consultants, Inc. in the funded amount of \$217,152.00. This replaces award made to Southern Spray Company at the Board's meeting of May 6, 2010.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution awarding Contract No. 11403, Painting of the LNG Storage Tank (Exterior), to General Construction Services, Inc., in the funded amount of \$249,299.93.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 6 to Contract No. 11110, Courier Services, with Express Courier, Inc. in the funded amount of \$144,869.52. The new contract value is \$725,710.82. (This change renews the contract for the fourth and final renewal term, September 7, 2010 to September 6, 2011, with an increase in the number of runs from the previous year. The rates will remain the same).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 2 to Contract No. 11281, Maintaining MLGW Archival Documents, with Vital Records Control, Inc. in the funded amount of \$28,269.00. The new contract value is \$84,807.00. (This change renews the contract for the second of four renewal terms, July 14, 2010 to July 13, 2011, with no increase in rates from the previous year).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

REGULAR AGENDA (Item #5)

5. Resolution approving Change No. 1 to Contract No. 11355, Line Clearance, with Bean and Prince Contractors, Inc. with no increase in contract value. (This adds the following equipment to the contract: Tractor/Mower at \$45.00 per hour, term not to exceed 12 months; Tractor Driver at \$20.00 per hour, term not to exceed 12 months; Utility Worker at \$15.00 per hour, term not to exceed 12 months; and Weed Eater at \$1.75 per hour, term not to exceed 12 months).

APPROVED

CONSENT AGENDA (Continued)

6. Resolution awarding contract for approximately 96,000 ft. of innerduct to Petroflex, Inc. in the amount of \$28,425.60.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution awarding 12-month maintenance contract for inserter machine to Bowe Bell and Howell in the amount of \$56,400.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution awarding contract for capacitor banks to Utilicor in the amount of \$180,080.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution approving name change to the investment management agreement with Atlanta Life Investment Advisors for the OPEB Trust Fund, from Atlanta Life Investment Advisors to Herndon Capital Management.

APPROVED

10. Resolution approving name change to the investment management agreement with Atlanta Life Investment Advisors for the MLGW Retirement and Pension Fund, from Atlanta Life Investment Advisors to Herndon Capital Management.

APPROVED

11. Resolution approving revised MLGW Human Resources Policy No. 22-16, Jury Duty/Summons.

APPROVED

12. Resolution approving Position No. 01616, Helper; Position No. 05709, Utility Compliance Manager; and Position No. 06284, Manager, Customer Relations.

APPROVED

13. Resolution ratifying six-month extension of contract through December 30, 2010, with Konica Minolta Business Solutions U.S.A., Inc. d/b/a Danka in the amount of \$123,840.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

ROLL CALL CONSENT AGENDA:

MOTION: Commissioner Wishnia
 SECOND: Commissioner Masson

It was moved by Vice Chairman Brittenum, seconded by Commissioner Evans and unanimously carried that Item #5 be moved from the Consent Agenda to the Regular Agenda.

BACK TO ROLL CALL:

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

CONSENT AGENDA APPROVED, AS AMENDED (Items 1 through 4 and 6 through 13)**ROLL CALL REGULAR AGENDA:****Item #5**

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

REGULAR AGENDA APPROVED (Item #5)**APPROVAL OF MINUTES OF ITEMS 12 AND 13 OF TODAY'S MEETING:**

It was moved by Vice Chairman Brittenum, seconded by Commissioner Wishnia and unanimously carried that Items 12 and 13 of today's agenda be and are hereby approved.

OTHER BUSINESS:

Chairman Cobbins wished everyone and safe and happy 4th of July holiday and advised that the next Board meeting scheduled for July 15, 2010, will be held at Shelby Farms Park Conservancy.

There being no further business, the meeting was adjourned at 4:15 p.m.

SEE MINUTE FILE NO. 1331.

APPROVED WITHOUT INTERLINEATION

CHAIRMAN

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

Secretary-Treasurer