

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: July 21, 2011 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.

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; and Rick Masson. Steven Wishnia was not present.

The following staff members were present: Dana Jeanes, Acting 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 Lashell M. Vaughn, Vice President and Chief Technology Officer. Due to the absence of Jerry R. Collins, Jr., Alonzo Weaver was Acting President & CEO.

Commissioner Masson moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held July 7, 2011, that they be recorded as the official record, seconded by Vice Chairman Brittenum and unanimously carried.

The Acting Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated July 5, 2011, Items 19 through 31, approved by the MLGW Board on June 16, 2011. (See Minute File No. 1342).

SPECIAL PRESENTATION:

1. APPA Lineman Rodeo - Reggie Bowlin, Manager of Electric Matrix, Distribution Support, presented the following awards to Chairman Cobbins, Alonzo Weaver, Nick Newman and Bill Hawkins: Second Place Overall Team Award; First Place Team Award in Cross-Arm Change Out; and First Place Team Award in the Underground Terminator Event. The following employees participated: Jack Brown, Gaspareni Dixon, Ronald Faulk, Richard Gullet, Sean Joyner, Steve Ledford, Freddie Mendius, and Kevin Stockbridge.

GENERAL STATEMENTS FROM THE PUBLIC:

1. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding Item No.16.
2. Roosevelt Bowles, 1642 Central Avenue, addressed the Board regarding the OnTrack Program.

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. 6 to Contract No. 11071, Emergency Storm Restoration, with Davis H. Elliott Company, Inc., in the funded amount of \$566,468.33. (This change covers payment of work performed due to the storm of April 20, 2011).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution approving Change No. 5 to Contract No. 11437, Emergency Aid Agreement, with Standard Electric Company, in the funded amount of \$51,749.18. (This change covers payment of work performed due to the storm of April 20, 2011).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 1 to Contract No. 11399, Right-of-Way Mowing, with Rotolo Consultants, Inc., in the funded amount of \$231,152.00. (This renews the contract for the first of four renewal terms, August 9, 2011 through August 8, 2012, which includes a 6.45% increase from the previous year due to an increase in insurance and fuel costs).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 1 to Contract No. 11433, Palmer Pumping Station Concrete Restoration, with Mid-South Specialties, in the funded amount of \$18,225.00, for a new contract value of \$202,500.00. (This change covers the unanticipated cost of replacing the coke tray for the Palmer aerator restoration project).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 10 to Contract No. 10562, PBX/AC System, with Black Box Network Services, in the funded amount of \$111,384.00. (This renews the support maintenance services for the period January 1, 2013 to December 31, 2017, in the amount of \$306,085.00, which will be absorbed in the current contract value, and adds 115 licenses to two existing features on the current OpenScape ACD Management System in the amount of \$111,384.00).

ITEM #5 WAS DELETED

6. Resolution approving agreement for and payment of MLGW's on-going commitment to the Greater Memphis Chamber in the amount of \$175,000.00, to facilitate economic and community development in Memphis and Shelby County for the period September 1, 2010 through August 31, 2011, provided that no part of this funding shall be used for lobbying public officials or to oppose or promote ballot initiatives.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution approving Contract No. 4555 between MLGW and TVA, to support industrial recruitment, development and expansion of business and industry in the Memphis/Shelby County area, whereby MLGW will make payment to the Greater Memphis Chamber in the amount of \$80,000.00, provided that no part of this funding shall be used for lobbying public officials or to oppose or promote ballot initiatives. TVA will reimburse MLGW in the amount of \$40,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution awarding contract for #57 washed limestone to Martin Marietta Aggregate in the amount of \$101,470.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution approving release of easement to Golden Leaf M.B. Church, Inc., property located on the northwest corner of Hollywood Street and Chelsea Avenue, for the sum of \$1.00.

APPROVED

10. Resolution approving release of easement to Golden Leaf M.B. Church, Inc., property located on the east side of Oakwood Street approximately 150' north of the north line of Chelsea Avenue, for the sum of \$1.00.

APPROVED

11. Resolution approving release of easement to Golden Leaf M.B. Church, Inc., property located on the north side of Chelsea Avenue, approximately 100' east of the east line of Oakwood Street, for the sum of \$1.00.

APPROVED

12. Resolution approving release of easement to Golden Leaf M.B. Church, Inc, property located on the northwest corner of Hollywood Street and Chelsea Avenue, for the sum of \$1.00.

APPROVED

13. Resolution approving transfer of funds from the Common Fund to the OPEB Trust in an estimated amount of \$18,805,432.59, with a settlement at year end to equal the 2011 Annual OPEB Cost.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

REGULAR AGENDA

14. Resolution approving actuarial funding to the Retirement and Pension System in the amount of \$26,208,301.00 for the 2011 Plan Year.

APPROVED, AS AMENDED (SUBJECT TO CITY COUNCIL APPROVAL)

CONSENT AGENDA (Continued)

15. Resolution adopting the revised Procurement Complaint and Appeals Process as the official rules governing the procedures of the Board of Light, Gas and Water Commissioners regarding procurement complaints and appeals to be heard by the Board, effective immediately.

APPROVED, AS AMENDED

16. Resolution approving revised MLGW Human Resources Policy No. 22-17, Workplace Safety.

APPROVED

17. Resolution approving Position No. 05878, Reliability Quality Analyst. (Jerry R. Collins, Jr.)

APPROVED

18. Resolution approving Change No. 14 to Contract No. 10019, Agreement between Southwest Tennessee Community College and MLGW, with no increase in contract value. (This extends the current contract for one additional term, July 1, 2011 through June 30, 2012, with no increase from the previous year).

APPROVED

19. Resolution approving Change No. 1 to Contract No. 9716, Sysout Manager Software, with Software Engineering of America, in the funded amount of \$16,125.74, for a new contract value of \$130,212.02. (This renews annual software maintenance and support services and license fees for the period October 1, 2011 to September 30, 2013, with no increase from the previous year).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

20. Resolution approving Change No. 1 to Contract No. 10072, Online Summary and Reference Product, with Chicago-Soft, Ltd., in the funded amount of \$14,711.00, for a new contract value of \$98,381.00. (This renews annual software maintenance, license, and support covering the period May 8, 2011 to May 7, 2014. Maintenance costs for May 8, 2011 to May 7, 2012 is \$5,254.00 or a 6% increase over the previous year. The costs for the period May 8, 2012 to May 7, 2014 includes a 10% per-pay discount or \$4,728.50 per year. The net change in annual costs for this renewal is -1.0%).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

21. Resolution approving Change No. 1 to Contract No. 11393, Network Maintenance, with Venture Technologies, Inc., in the funded amount of \$613,295.32. (This renews the contract for the first of four renewal terms, October 15, 2011 through October 14, 2012, which includes an 8.37% decrease from the previous year).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

22. Resolution rejecting bids received for a Universal Log Collection and Management System.

APPROVED

23. Resolution rejecting bids received for Storage Area Network Switch Upgrade.

ITEM #23 WAS DELETED

24. Resolution rejecting proposal received for Contract No. 11401, Bill Insert Coupons.

APPROVED

25. Resolution approving Position No. 03248, Customer Service Technician I. (Jerry R. Collins, Jr.)

APPROVED

26. Resolution approving Change No. 10 to Contract No. 10562, PBX/AC System, with Black Box Network Services, in the funded amount of \$123,032.86. (This change is to renew support maintenance services for the period covering January 1, 2013 to December 31, 2017 in the amount of \$306,085.00, which will be absorbed in the current contract value. This change is also to add 115 licenses to two (2) existing features, which include web chat and e-mail on the current OpenScape ACD Management System in the amount of \$111,384.00. In addition, this change is to add hardware and software to the PBX/ACD system to allow for immediate customer feedback following a customer contact (via Common Application Platform (CAP) and Verint's Customer Feedback System) in the amount of \$11,648.86).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

AMENDMENT OF CONSENT AGENDA:

It was moved by Commissioner Evans, seconded by Commissioner Masson and unanimously carried that Items 5 and 23 be and are hereby deleted from the Consent Agenda; Items 25 and 26 be and are hereby added to the Consent Agenda; and Item 14 be and is hereby moved from the Consent Agenda to the Regular Agenda.

Related to Item 15, Cheryl Patterson, General Counsel, stated for the record that the following language was added to page 3 of 5 of the Procurement Complaint and Appeals Process: *Motions to approve or deny appeals shall set forth the reasons for such action which reasons shall become a part of the record with respect to the award of the contract.*

APPROVAL OF CONSENT AGENDA, AS AMENDED (Items 1 through 4; Items 6 through 13; Items 15 through 22; and Items 24 through 26):

MOTION: Commissioner Evans
SECOND: Vice Chairman Brittenum

ROLL CALL:

AYE: Commissioner Masson
AYE: Commissioner Evans
AYE: *Vice Chairman Brittenum
AYE: Chairman Cobbins
RECUSE: *Vice Chairman Brittenum on Item 8 only

CONSENT AGENDA APPROVED, AS AMENDED

ROLL CALL ON ITEM 14 (REGULAR AGENDA):

- MOTION:** Commissioner Evans
- SECOND:** Commissioner Masson

- AYE:** Commissioner Masson
- AYE:** Commissioner Evans
- AYE:** Vice Chairman Brittenum
- AYE:** Chairman Cobbins

APPROVED, AS AMENDED

APPROVAL OF SAME DAY MINUTES:

It was moved by Commissioner Masson, seconded by Commissioner Evans and unanimously carried that the minutes of Items 15 and 25 of today’s agenda be and are hereby approved.

There being no further business, the meeting was adjourned at 3:42 p.m.

SEE MINUTE FILE NO. 1343.

<p>APPROVED WITHOUT INTERLINEATION</p> <hr/> <p>Chairman</p>

<p>These Minutes Compiled by Undersigned and are Correct.</p> <hr/> <p>Acting Secretary-Treasurer</p>
