

MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 6, 2007

A regular meeting of the Board of Light, Gas and Water Commissioners, City of Memphis, was held at Memphis Light, Gas & Water Division, 220 S. Main, Thursday, September, 6, 2007 at 1:30 p.m. The following were in attendance: Rick Masson, Chairman and Acting President & CEO; V. Lynn Evans, Vice Chairman; Nick Clark, Commissioner; William L. Taylor, Commissioner; Jerry R. Collins, Jr., Interim Chief Utility Officer; John McCullough, Vice President, CFO and Secretary-Treasurer; Charlotte Knight Griffin, Acting Vice President and General Counsel; Nick Newman, Acting Vice President, Construction and Maintenance; Christopher Bieber, Vice President, Customer Care; and Armstead Ward, Vice President, Human Resources. Alonzo Weaver, Vice President, Engineering and Operations and Linda Peppers, Vice President and Chief Technology Officer were not in attendance.

Vice Chairman Evans moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held August 16, 2007, that they be recorded as the official record, seconded by Commissioner Taylor and unanimously carried.

The Secretary-Treasurer acknowledged receipt of certified copies of City Council Resolutions dated August 21, 2007, Items 7 through 36, approving items approved by the MLGW Board at meeting held August 2, 2007 (see Minute File No. 1296); Item No. 38, approving item approved by the MLGW Board at meeting held August 19, 2004 (see Minute File No. 1260); Item No. 39, approving item approved by the MLGW Board at meeting held November 18, 2004 (see Minute File No. 1263); Item No. 40, approving item approved by the MLGW Board at meeting held June 16, 2005 (see Minute File No. 1270); Item No. 41, approving item approved by the MLGW Board at meeting held February 17, 2005 (see Minute File No. 1266); Item No. 42, approving item approved by the MLGW Board at meeting held July 7, 2005 (see Minute File No. 1271); Item No. 43, approving item approved by the MLGW Board at meeting held February 16, 2006 (see Minute File No. 1278); Item No. 44, approving item approved by

the MLGW Board at meeting held July 20, 2006 (see Minute File No. 1283); Item No. 45, approving item approved by the MLGW Board at meeting held November 16, 2006 (see Minute File No. 1287); and Item No. 69 (see Minute File No. 1296).

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. 3 to Contract No. 6962, Muzak Services, with Mid-South Music and Sound. (This changes the name of the company to South Central Sound.)

APPROVED

2. Resolution approving Change No. 7 to Contract No. 9850, Management Support Cartridge Tape System, with Sun Microsystems, Inc., in the funded amount of \$35,286.60. (This covers continuous maintenance for the period July 7, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 9 to Contract No. 10562, Installation of PBX/ACD System, with Black Box Network Services, in the funded amount of \$9,852.00. (This covers installation and activation of additional remote communications shelf at the Hansen Administration Building that is connected to Customer Care Center (CCC) Model 80 telephone switch.)

APPROVED

4. Resolution approving Change No. 11 to Contract No. 10718, Long and Short Term Disability, with Unum Provident. (This extends the current contract term, which expires December 31, 2007, to March 31, 2008.)

APPROVED

5. Resolution approving Change No. 6 to Contract No. 10878, Information Services Support, with KC Management Group, in an estimated funded amount of \$114,718.00. (This extends the current contract for the period October 4, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution approving Change No. 7 to Contract No. 10879, Information Services Support, with TEK System, in an estimated funded amount of \$143,963.00. (This extends the current contract for the period October 4, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution approving Change No. 5 to Contract No. 10881, Information Services Support, with Cook Systems International, in an estimated funded amount of \$306,552.00. (This extends the current contract for the period October 4, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution approving Change No. 5 to Contract No. 10883, Information Services Support, with Ciber, Inc., in an estimated funded amount of \$245,773.00. (This extends the current contract for the period October 4, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution approving Change No. 2 to Contract No. 11080, Managed Prescription Drug Program, with Express Scripts, Inc., in the funded amount of \$24,500.00. (This covers additional work to facilitate the filing of prescription information to the Center for Medicare Services for Medicare Part D Subsidy payments on behalf of MLGW.)

APPROVED

10. Resolution approving Change No. 3 to Contract No. 11141, Information Services Support, with ViaSys Technology, in an estimated funded amount of \$157,500.00. (This extends the current contract for the period October 4, 2007 through December 31, 2007.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

11. Resolution awarding various purchase orders to Prestress Services Industries of TN, LLC, which were originally awarded to CPI Concrete Products, Inc.

APPROVED

12. Resolution approving rental of two 127-ft. cranes and end-hung baskets with Global Rental Company in the amount of \$32,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

13. Resolution awarding contract for substation batteries to Saft America, Inc. c/o HV Sales Company, Inc., in the amount of \$66,433.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

14. Resolution awarding contract for central processing units to Tate Computer Systems, in the amount of \$31,755.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

15. Resolution awarding contract for corporate DNS DHCP system to Venture Technologies, in the amount of \$83,830.90.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

16. Resolution approving Position No. 02930, Legal Clerk I; Position No. 03467, Attorney III; Position No. 04574, Accountant IV; Position No. 05304, Associate Information Systems Specialist III; Position No. 05457, Staff Auditor; Position No. 05876, Associate Engineer; and Position No. 06162, Clerk, Human Resources II.

APPROVED

17. Resolution approving payment of invoice from the Tennessee Department of Environment and Conservation for annual facility maintenance fee for public water systems in the amount of \$70,693.94, payable to the Treasurer, State of Tennessee.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

18. Resolution approving payment to the Operations Technology Development Company for 2007 gas system research and development, in the amount of \$250,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

19. Resolution approving renewal of Cooperative Agreement No. 5447, Investigation of Water Resources, with the U. S. Department of the Interior Geological Survey for the period October 1, 2007 to September 30, 2008, in the amount of \$55,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

20. Resolution approving the employment of Spicer, Flynn & Rudstrom for providing legal services on an as-needed basis at the following hourly rates:

Partners	-	\$210.00
Associates	-	\$175.00
Paralegals	-	\$ 90.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

21. Resolution approving a weather-related disconnect moratorium policy:

MLGW shall defer disconnection of residential utility services for non-payment, except in cases of theft or safety, whenever:

- The forecasted temperature or wind chill factor will be 32 degrees Fahrenheit or below for a period of twenty-four (24) hours or more.
- The forecasted temperature or heat index will be 100 degrees Fahrenheit or above at any time during a twenty-four (24) hour period.
- For customers 60 years of age or older, physically challenged, or customers certified as life support dependent, when the heat index will be 95 degrees Fahrenheit or above at any time during a twenty-four (24) hour period.

The forecasting source used by MLGW for making determinations regarding application of this moratorium policy shall be the National Weather Service.

APPROVED

22. Resolution approving release of various easements, as follows:

Property located at 3213 Club Breeze Drive
 Property located on the northeast corner of Chelsea Avenue and Fifth Street
 Property located at 5368 Blue Diamond
 Property located at 4963 Crested Pine Cove

APPROVED

ROLL CALL AGENDA ITEMS

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

Vice Chairman Evans recused on Item No. 5.

AGENDA APPROVED

APPEARANCES BEFORE THE BOARD

J. D. Cox, President, IBEW Local 1288, 4000 Clearpool Circle

Corean Mobley, 644 White Rock

OTHER BUSINESS

Chairman Masson advised that the MLGW Board meeting scheduled for October 4 will be held October 11.

There being no further business, the meeting was adjourned.

SEE MINUTE FILE NO. 1297.