

<b>MEMPHIS LIGHT, GAS &amp; WATER DIVISION OFFICIAL MINUTES</b>	
<b>Meeting Time:</b> October 1, 2009 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 Evans at 3:15 p.m.

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

The following staff members were present: John McCullough, 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; Steve Day, Acting Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Jerry R. Collins, Jr., President and CEO, and Alonzo Weaver, Vice President, Engineering and Operations, were not present.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held September 17, 2009, that they be recorded as the official record, seconded by Vice Chairman Cobbins and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated September 15, 2009, Items 10 through 26, approving items approved by the MLGW Board at its meeting held September 3, 2009. (See Minute File No. 1321).

**GENERAL STATEMENTS FROM THE PUBLIC:**

1. Sandra Benson, 1443 Oberle, and Peggy Evans, 1960 N. Parkway #209, MLGW employees, addressed the Board regarding CCC/SCADA/Systems Operations.
2. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding Items 11 and 12 of today's agenda and position cuts for the 2010 Budget.

**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. 11343, Re-roof Various MLGW Buildings, to B Four Plid, Inc. in the funded amount of \$88,855.00.

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

2. Resolution awarding Contract No. 11348, Facility Information System/Geographical Information System Replacement, to MJ Harden in the funded amount of \$1,320,157.00.

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

3. Resolution renewing Contract No. 8122, Interlocal Agreement between Memphis Light, Gas and Water Division and Shelby County Government on behalf of the Public Works Division for fire fee billing and/or related services in Shelby County, Tennessee.

**APPROVED**

4. Resolution approving Amendment K to Contract No. 10629, Memorandum of Understanding with Memphis Electric Health and Welfare Plan and Trust (NECA-IBEW) and the Memphis Retirement Plan and Trust. (This renews the contract for a three-year term, August 14, 2009 to July 31, 2012).

**APPROVED**

5. Resolution approving Change No. 3 to Contract No. 10990, Master Agreement for Services, with Equifax Information Services, LLC, with no increase in contract value. (This covers the addition of the Business Fraud Advisor feature to identify, prevent and mitigate identity theft due to the Red Flags Legislation. The use of this feature will not exceed \$16,500.00).

**APPROVED**

- 6. Resolution rejecting bids received on Contract No. 11357, Fleet Tire and Tire Repair, and the contract will be rebid.

**APPROVED**

- 7. Resolution awarding contract for electronic voltage detectors to HD Electric Company c/o Utility Specialists, Inc. in the amount of \$46,899.00.

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

- 8. Resolution awarding contract for Cisco multiplexer parts to Coleman Technologies, Inc. in the amount of \$59,414.00.

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

- 9. Resolution awarding 60-month contract for paper products to Memphis Chemical and Janitorial Supply in the amount of \$335,850.00.

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

- 10. Resolution awarding 60-month contract for protectors and transformers as follows:

Carte International LLC c/o Vincent Sales, Inc.....	\$1,942,928.00
Eaton Electrical c/o ACF Associates.....	<u>1,279,161.00</u>
Total.....	<u>\$3,222,089.00</u>

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

- 11. Resolution authorizing the emergency and expedited procurement and contracting of materials and supplemental construction resources required to relocate 16” XXHP and 22” XHP gas transmission lines located in the Robco Lake Levee in an amount not to exceed \$2,500,000.00.

**ITEM 11 WAS DELETED. (It was determined at the President’s Briefing that this item falls within the emergency procedures and policies of the Division and will be handled in that manner).**

- 12. Resolution approving the Engineering Career Ladder designed to recruit engineers and to retain existing experienced engineers.

**ITEM 12 WAS DELETED**

- 13. Resolution approving Position No. 00142, Graphic Artist; Position No. 01351, Mechanic; Position No. 03733, Graphic Artist; and Position No. 05803, Distribution Design Engineer I.

**APPROVED**

14. Resolution approving actuarial funding to the Retirement and Pension System in the amount of \$22,400,925 for the 2009 Plan Year.

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

15. Resolution approving the 2009 funding requirement to the OPEB Trust in an amount not to exceed \$18,567,577.71.

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

**ROLL CALL CONSENT AGENDA, AS AMENDED**

MOTION: Commissioner Brittenum  
 SECOND: Vice Chairman Cobbins  
 RECUSE: Commissioner Brittenum on Item 3 only  
 AYES: Commissioner Brittenum, Commissioner Masson, Commissioner Wishnia,  
 Vice Chairman Cobbins, and Chairman Evans

**CONSENT AGENDA APPROVED, AS AMENDED**

**APPROVAL OF MINUTES OF ITEMS 3, 6, 14 AND 15 OF TODAY'S MEETING**

It was moved by Commissioner Masson, seconded by Vice Chairman Cobbins and unanimously carried that the minutes of Items 3, 6, 14 and 15 of today's agenda be and are hereby approved, with Commissioner Brittenum recusing on Item 3.

**OTHER BUSINESS:**

Chairman Evans asked everyone to remember injured MLGW employee Corey Malone in their prayers. The Chairman also asked everyone to remember the family of Dr. Vasco Smith who recently passed away.

There being no further business, the meeting was adjourned at 3:35 p.m.

SEE MINUTE FILE NO. 1322.

Secretary-Treasurer