

MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
October 11, 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, October 11, 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; Armstead Ward, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Christopher Bieber, Vice President, Customer Care, and Alonzo Weaver, Vice President, Engineering and Operations, were not in attendance.

Commissioner Clark moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held September 20, 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 September 18, 2007, Items 4 through 17, approving items approved by the MLGW Board at its meeting held September 6, 2007 (see Minute File No. 1297); Items 18 through 23, 25 through 31, approving items approved by the MLGW Board at meetings held on various dates (see Minute File No. 1297); Item 41, approving sale of property to Shelby County for the sum of \$20,000.00, approved by the MLGW Board at its meeting held August 2, 2007 (see Minute File No. 1296); and Item 42, approving OPEB Trust, approved by the MLGW Board at its meeting held August 16, 2007 (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 awarding Contract No. 11186, MLGW Environmental Abatement Services, to General Construction Services in the funded amount of \$1,950,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution awarding Contract No. 11213, Meter Data Management System, to Itron, Inc. in an estimated funded amount of \$475,653.30.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 2 to Contract No. 11009, MLGW Utility Payment Centers, with CheckFree Corporation in an estimated funded amount of \$250,000.00. (This renews the contract for the second term, retroactive to October 3, 2007 through October 2, 2008.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 2 to Contract No. 11051, Roof Maintenance, with B Four Plied, Inc. in an estimated funded amount of \$60,000.00. (This renews the contract for the second term, January 1, 2008 through December 31, 2008.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 1 to Contract No. 11112, Generator Preventative Maintenance Agreement, with Cummins Mid-South, LLC, in the funded amount of \$55,897.11. (This renews the contract for the first term, retroactive to October 1, 2007 through September 30, 2008.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution authorizing the Supervisor of Purchasing to dispose of the Division's used vehicles and equipment at public auction to be held November 17, 2007.

APPROVED

7. Resolution awarding contract for three manhole shoring boxes to Trench Safety and Supply, Inc. in the amount of \$38,908.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution awarding 36-month contract for servers to Thomas Consultants, Inc. in the amount of \$1,834,107.29.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution awarding contract for mini excavator to Tiger Equipment, Inc. in the amount of \$80,993.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

10. Resolution awarding 12-month contract for luminaries to American Electric c/o Ruffin & Associates in the amount of \$1,081,292.85.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

11. Resolution approving payment to the Tennessee Valley Public Power Association in the amount of \$43,465.53 for 2005 membership dues.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

12. Resolution approving payment to the Tennessee Municipal Electric Power Association in the amount of \$25,023.34 for 2007-2008 membership dues.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

13. Resolution approving the employment of Charles E. Carpenter to provide legal services on an as-needed basis at the following hourly rate:

Partners - \$210.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

14. Resolution approving the employment of Crowell & Moring, LLP, to provide legal services on an as-needed basis at the following hourly rate:

Partners & Associates - \$175.00 - \$430.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

15. Resolution approving the employment of Norman P. Hagemeyer to provide legal services on an as-needed basis at the following hourly rate:

Norman P. Hagemeyer - \$175.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

16. Resolution approving Position No. 00013, Electric Meter Field Technician; Position No. 01424, Utility Worker I; Position No. 05488, Computer Software Specialist II; Position No. 05637, Credit Counselor; Position No. 06223, Facilities Locator; Position No. 06224, Facilities Locator; Position No. 06225, Facilities Locator; Position No. 06226, Facilities Locator; Position No. 06227, Facilities Locator; Position No. 06228, Facilities Locator; Position No. 06229, Facilities Locator; Position No. 06230, Facilities Locator; and Position No. 06231, Secretary.

APPROVED

17. Resolution approving purchase of property located on the southwest corner of East G. E. Patterson and Hernando Street from William D. Holt for the sum of \$700,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

ROLL CALL AGENDA ITEMS

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

AGENDA APPROVED

APPROVAL OF MINUTES OF ITEM NO. 16 OF TODAY'S MEETING

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

MINUTES OF ITEM NO. 16 APPROVED

APPEARANCES BEFORE THE BOARD

Bill Hawkins, Asst. Business Manager, IBEW Local 1288, 4000 Clearpool Circle

Alene S. Neal, 611 E. Davant Avenue

There being no further business, the meeting was adjourned.

SEE MINUTE FILE NO. 1298.