

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: November 5, 2009 at 3:00 P.M.	
Meeting Location: Board Room, Fifth Floor, Administration Building, Memphis, Tennessee	



The meeting was called to order by Chairman Evans at 3:20 p.m.

The Secretary-Treasurer called the roll. The following Board Members were present: V. Lynn Evans, Chairman; Rick Masson; Dedrick Brittenum, Jr.; and Steven Wishnia. Darrell T. Cobbins, Vice Chairman, was not present.

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; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Steve Day, Acting Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held October 15, 2009, that they be recorded as the official record, seconded by Commissioner Brittenum and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated October 20, 2009, Items 13 through 18, approving items approved by the MLGW Board at its meeting held October 1, 2009. (See Minute File No. 1322).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding Item No. 13 (Budget); Smart Grid; and HR Policies 21-09 and 23-15.
2. Charles Carpenter, Attorney, Carpenter Law Firm, 386 Beale Street, addressed the Board regarding the \$600,000,000 bond refunding transaction recently approved by the Board and the City Council.

COMMITTEE REPORT:

1. Human Resources Committee Update – Commissioner Brittenum
 - a. Steve Day updated the Board on Health and Safety.

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. 11355, Line Clearance, to Bean & Prince Contractors, Inc. in the funded amount of \$7,876,040.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution awarding Contract No. 11362, Electronic Forms Routing, to B P Logix in the funded amount of \$238,300.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution awarding Contract No. 11363, Graphical User Interface (G.U.I.) Replacement Software, to Seagull, in the funded amount not to exceed \$130,500.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution awarding Contract No. 11386, Internet Service Provider, to AT&T Business Systems, by and through the pre-existing “Contract between the State of Tennessee, Department of Finance and Administration and AT&T Corporation,” in the funded amount of \$232,200.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 5 to Contract No. 9547, IBM Maintenance, with International Business Machines (IBM), in the funded amount of \$68,629.00. (This change includes software and maintenance for the first year with the maintenance period being December 1, 2009 to November 30, 2010).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution approving Change No. 6 to Contract No. 10765, Private Label Service Agreement, with Aclara Software in the funded amount of \$20,550.00, for a new contract value of \$1,184,588.25. (This change is due to the change of the electronic bill presentment and payment vendor).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution approving Change No. 2 to Contract No. 11179, Business Objects Software License and Related Service Agreement, with Business Objects Americas, Inc. with no increase in contract value. (This change reflects a corporation name change from Business Objects Americas, Inc. to SAP America, Inc.)

APPROVED

8. Resolution approving Change No. 1 to Contract No. 11213, Meter Data Management System, with Itron, Inc. in the funded amount of \$47,800.00. (This change covers travel expenses in the amount of \$25,000.00 and additional services needed as a result of new gas meters being purchased which require interfacing with the existing system in the amount of \$22,800.00).

ITEM #8 WAS DELETED

9. Resolution rejecting proposals received for Contract No. 11383, Smart Grid.

APPROVED

10. Resolution approving Position No. 01408, Utility Worker II; Position No. 03496, Lineman; Position No. 05292, Computer Software Specialist III; and Position No. 06146, Helper, Electric Distribution (Pre-Apprentice).

APPROVED

11. Resolution authorizing payments of in-lieu-of taxes (PILOT) to the City of Memphis and other cities in Shelby County for the Electric and Gas Divisions.

APPROVED

12. Resolution authorizing payments of in-lieu-of taxes (PILOT) to the City of Memphis for the Water Division.

APPROVED

13. Resolution approving the amended budgets for the Electric, Gas and Water Divisions for the 2010 Operation and Maintenance Expenses and the 2010 Capital Expenditures.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

ROLL CALL CONSENT AGENDA, AS AMENDED

MOTION: Commissioner Masson
SECOND: Commissioner Brittenum
AYES: Commissioner Masson, Commissioner Wishnia, Commissioner Brittenum,
and Chairman Evans

CONSENT AGENDA APPROVED, AS AMENDED

APPROVAL OF MINUTES OF ITEMS 9 AND 13 OF TODAY'S MEETING

It was moved by Commissioner Brittenum, seconded by Commissioner Wishnia and unanimously carried that the minutes of Items 9 and 13 of today's agenda be and are hereby approved.

Chairman Evans extended long-distance Happy Birthday wishes to Vice Chairman Cobbins. Alonzo Weaver, who was selected as one of the 50 Men of Excellence by the *Tri-State Defender*, was recognized.

PRESENTATION:

Gale Jones Carson advised that the Public Relations Society of America held its annual contest. Nineteen companies in more than 30 categories were recognized. The Corporate Communications Department of MLGW received eight awards.

OTHER BUSINESS:

Commissioner Brittenum requested information regarding the negotiations and Impasse. He also requested information related to MLGW employees Sandra Benson and Peggy Evans, who both addressed the Board on October 1, 2009.

There being no further business, the meeting was adjourned at 3:50 p.m.

SEE MINUTE FILE NO. 1323.

Secretary-Treasurer