

<p>MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES</p>	
<p>Meeting Time: November 18, 2010 at 3:00 P.M.</p>	
<p>Meeting Location: Board Room, Fifth Floor, Administration Building, Memphis, Tennessee</p>	



The meeting was called to order by Chairman Cobbins at 3:05 p.m.

The Pledge of Allegiance was recited.

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

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; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Von W. Goodloe, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Nick Newman, Vice President, Construction and Maintenance, was not present.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held November 4, 2010, that they be recorded as the official record, seconded by Commissioner Masson and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated November 9, 2010, Items 10 through 12, approved by the MLGW Board at its meeting held October 21, 2010 (see Minute File No. 1334).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Ms. Terry Saunders, 4544 Park Avenue, addressed the Board regarding solar installation grants.
2. Ms. Gladys Watkins, 2519 Jenwood Street, addressed the Board regarding the Farris Newbern subdivision and the high cost of running utility services.
3. Ross Hamilton, 9420 Greyhill Cove, addressed the Board regarding the Farris Newbern subdivision.
4. Eddie Stringer, 6396 Hawks Call Lane, addressed the Board regarding the Farris Newbern subdivision.
5. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding Items 4, 11, 12, 13 and 14.

SPECIAL PRESENTATION: Von Goodloe

Dan Callahan presented MLGW with the Seven Seals Award, which represents all branches of service including the reserves.

COMMITTEE REPORT:

1. Contractor Appeals Committee Update – Commissioner Wishnia

Commissioner Wishnia stated that the Committee met two weeks ago. It was determined that the company did not follow the RFP guidelines; therefore, the ruling of staff was upheld.

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. 11413, Surveying Services, to Benchmark-Ollar Surveying, in the funded amount of \$136,095.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

2. Resolution awarding Contract No. 11416, Mobile Sweeping, to Horizon of Memphis, Inc., in the funded amount of \$53,304.36.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

3. Resolution awarding Contract No. 11433, Palmer Pumping Station Concrete Restoration, to Mid-South Specialties, in the funded amount of \$184,275.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

4. Resolution awarding Contract No. 11450, Peak Call Management System, to Twenty First Century Communications, Inc., in the funded amount of \$2,214,000.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

5. Resolution awarding Contract No. 11453, Voice and Data Services, to AT&T, Inc., in the funded amount of \$954,000.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

6. Resolution rejecting proposals received for Contract No. 11454, CCC Telephone Service.

APPROVED

7. Resolution approving Change No. 3 to Contract No. 11099, AT&T Voice and Data Services, with AT&T Business Systems, in the funded amount of \$72,000.00. (This change extends the current contract for a six-month term, January 1, 2011 to June 30, 2011, with no increase in rates. This change will allow time to rebid due to the proposals that were received for CCC Telephone Services not being in compliance and will be rejected).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

REGULAR AGENDA

8. Resolution awarding Contract No. 11465, Contract Security Services, to CDA, Inc., in the funded amount of \$2,811,216.00

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

CONSENT AGENDA (Continued)

9. Resolution approving Change No. 5 to Contract No. 10985, Master Lease Agreement, with SkillSoft Corporation, in the funded amount of \$12,085.50, for a new contract value of \$186,721.47. (This change renews the contract for a one-year term, January 1, 2011 to December 31, 2011, with a 4.82% increase in contract value. The increase covers additional on-line courses and tools offered to train MLGW employees for various work-related tasks).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

10. Resolution approving Change No. 3 to Contract No. 11134, Integrator Service for Arlington and Capleville LNG Plants, with Logical Systems, Inc., with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 21, 2011 to January 20, 2012, with a 1% increase in rates for the Senior Programmer (the only position used by MLGW).

APPROVED

11. Resolution approving Change No. 4 to Contract No. 11148, Professional Engineering Services, with SSR Ellers, Inc., with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates).

APPROVED

12. Resolution approving Change No. 4 to Contract No. 11229, Professional Engineering Services, with Allen and Hoshall Engineers, with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011).

APPROVED

13. Resolution approving Change No. 4 to Contract No. 11230, Professional Engineering Services, with Thompson Engineers, Inc., with no increase in contract value. (This renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates).

APPROVED

14. Resolution approving Change No. 3 to Contract No. 11231, Professional Engineering Services, with Branham and Lloyd, LLC, with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates).

APPROVED

15. Resolution approving Change No. 3 to Contract No. 11173, Weld Testing and Inspection Services, with American Industrial Testing, with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates).

APPROVED

16. Resolution approving Change No. 3 to Contract No. 11209, Mobile Document Shredding Service, with Vital Records Control, in the funded amount of \$17,474.04, for a new contract value of \$97,664.52. (This change covers the addition of facilities to the current contract and a reduction in services at other facilities from the current contract).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

17. Resolution approving Change No. 3 to Contract No. 11214, Information Services Support, with Delta Consulting, in the funded amount of \$284,121.00. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates from the previous year. It also ratifies the contract in the amount of \$2,601.00 for work performed during the existing term).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

18. Resolution approving Change No. 3 to Contract No. 11266, Information Services Support, with Zycron, in the funded amount of \$98,665.00. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates from the previous year).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

19. Resolution approving Change No. 3 to Contract No. 11267, Information Services Support, with Stragistics Technology, in the funded amount of \$49,652.25. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates from the previous year).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

20. Resolution approving Change No. 4 to Contract No. 11268, Information Services Support, with Nex Tech Solutions, in the funded amount of \$161,472.80. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates from the previous year).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

21. Resolution approving Change No. 4 to Contract No. 11269, Information Services, Support, with Software Resource Consultants, with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011).

APPROVED

22. Resolution approving Change No. 3 to Contract No. 11270, Information Services Support, with Cook Systems International, with no increase in contract value. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011).

APPROVED

23. Resolution approving Change No. 4 to Contract No. 11271, Information Services Support, with TEK Systems, in the funded amount of \$732,404.75. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011, with no increase in rates from the previous year).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

24. Resolution approving Change No. 4 to Contract No. 11272, Information Services Support, with Ciber, Inc., in the funded amount of \$389,276.65. (This change renews the contract for the third of four renewal terms, January 1, 2011 to December 31, 2011).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

25. Resolution approving Change No. 2 to Contract No. 11232, Medical Insurance Plan, with Cigna Insurance Company, in the funded amount of \$9,806,450.04. (This change renews the contract for the second of four renewal terms, January 1, 2011 to December 31, 2011, with a premium increase from the previous year of 16.3% due to various reasons).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

26. Resolution approving Change No. 2 to Contract No. 11303, Medical Insurance Plan, with Aetna Insurance Company, in the funded amount of \$1,097,783.40. (This change renews the contract for the second of four renewal terms, January 1, 2011 to December 31, 2011, with a premium increase of \$30.2% from the previous year due to various reasons).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

27. Resolution approving Change No. 2 to Contract No. 11233, Employee Benefit Dental Plan, with Delta Dental of Tennessee, in the funded amount of \$1,953,335.00. (This change renews the contract for the second of four renewal terms, January 1, 2011 to December 31, 2011, with a 6.5% increase in rates based on experience).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

28. Resolution approving Change No. 2 to Contract No. 11250, Waste Management Services, with Pollution Control Industries, in the funded amount of \$150,000.00. (This change renews the contract for the second of four renewal terms, January 1, 2011 to December 31, 2011, with no increase from the previous year).

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

29. Resolution awarding contract for one motor controller to Electrical & Mechanical Components Depot, Inc., in the amount of \$76,899.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

30. Resolution awarding contract for installation of Voice-Over IP Network System to Venture Technologies, in the amount of \$107,403.80.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

31. Resolution awarding contract for approximately 480,000 ft. of inner duct to Petroflex, Inc., in the amount of \$131,040.00.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

32. Resolution awarding 36-month contract for sodium hexametaphosphate to Brenntag Mid-South, in the amount of \$1,914,944.85.

APPROVED (REQUIRES CITY COUNCIL APPROVAL)

33. Resolution accepting the changes under Ordinance No. 5383 and amending the MLGW Procurement Policy by increasing the dollar amount of contracts entailing obligations or expenditures requiring approval by City Council from \$25,000 to \$50,000.

APPROVED

34. Resolution approving and ratifying the payment of workers' compensation death benefits regarding the death of MLGW employee Reginald Payne, in the maximum aggregate amount of \$311,900.00.

APPROVED

35. Resolution approving Position No. 05637, Customer Accounts Processor and Position No. 06152, Apprentice Lineman.

APPROVED

CONSENT AGENDA (Continued)

36. Resolution approving Change No. 1 to Contract No. 11296, Enterprise GIS Software Selection and Installation, with ESRI, with no increase in contract value. (This change is to provide software maintenance for Enterprise GIS Software for the period December 8, 2010 to December 7, 2011, in the amount of \$19,900.00).

APPROVED

REGULAR AGENDA

37. Resolution revising the Procurement Complaint and Appeals Process to provide for appeals directly to the Board of Commissioners instead of to a Contractor Appeals Committee.

APPROVED**CONSENT AGENDA (Continued)**

38. Resolution encouraging the Tennessee Solar Institute to allow the solar grants that were awarded to the Great Neck Tool Company be reassigned to companies in the MLGW service area.

APPROVED**AMENDMENT OF CONSENT AGENDA:**

It was moved by Commissioner Evans, seconded by Vice Chairman Brittenum and unanimously carried that Items 36 and 38 be added to the Consent Agenda and Item 37 be added to the Regular Agenda.

It was moved by Commissioner Wishnia, seconded by Commissioner Masson and unanimously carried that Item 8 be moved from the Consent Agenda to the Regular Agenda.

CONSENT AGENDA AMENDED**APPROVAL OF CONSENT AGENDA, AS AMENDED: (Items 1-7; 9-36; and 38)**

MOTION: Commissioner Evans
SECOND: Commissioner Masson

ROLL CALL:

AYES: Commissioner Masson
Commissioner Evans
Commissioner Wishnia
Vice Chairman Brittenum
Chairman Cobbins

CONSENT AGENDA APPROVED, AS AMENDED

APPROVAL OF REGULAR AGENDA ITEM NO. 8 (CDA):

MOTION: Commissioner Evans
SECOND: Vice Chairman Brittenum

ROLL CALL:

AYE: Commissioner Masson
AYE: Commissioner Evans
NAY: Commissioner Wishnia
AYE: Vice Chairman Brittenum
AYE: Chairman Cobbins

ITEM NO. 8 APPROVED

APPROVAL OF REGULAR AGENDA ITEM NO. 37 (Procurement Policy Revision):

MOTION: Commissioner Wishnia
SECOND: Commissioner Masson

ROLL CALL:

AYES: Commissioner Masson
Commissioner Evans
Commissioner Wishnia
Vice Chairman Brittenum
Chairman Cobbins

ITEM NO. 37 APPROVED

There being no further business, the meeting was adjourned at 4:25 p.m.

SEE MINUTE FILE NO. 1335.

APPROVED WITHOUT INTERLINEATION

CHAIRMAN

**These Minutes Compiled by
Undersigned and are Correct.**

Secretary-Treasurer