

<b>MEMPHIS LIGHT, GAS &amp; WATER DIVISION OFFICIAL MINUTES</b>	
<b>Meeting Time:</b> November 19, 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 3:12 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.

Councilwoman Barbara Swarengen Ware was in attendance.

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; and Steve Day, Acting Vice President, Human Resources. Linda Peppers, Vice President and Chief Technology Officer, 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 5, 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 November 3, 2009, Items 15 through 23, and Item 42, approving

items approved by the MLGW Board at its meeting held October 15, 2009; and Items 35 and 36, approving items approved by the MLGW Board at its meeting held October 1, 2009. (See Minute File No. 1322). Chairman Evans requested President Collins to update the Board on the status of the 2010 Budget. President Collins advised that the 2010 Budget was postponed by City Council for approval until December 1, 2009.

#### **GENERAL STATEMENTS FROM THE PUBLIC:**

1. Sandra Kinsey, 7613 Dexter Hills, REAM President, addressed the Board regarding insurance premium increases.
2. Richard Thompson, 1396 Vance/7350 Royce Cr., addressed the Board regarding residency.
3. Bill Hawkins, Asst. Business Manager, IBEW Local 1288, 4000 Clearpool Cr., addressed the Board regarding HR Policy 23-15, requests for information and insurance.

#### **COMMITTEE REPORT:**

1. Supplier Diversity Update – Vice Chairman Cobbins/Jozelle Booker

Vice Chairman Cobbins updated the Board on issues being addressed by the Committee, i.e. target goals and objectives. Jozelle Booker introduced Renise Holliday, the new Supplier Diversity Coordinator. Ms. Booker also reported 3<sup>rd</sup> Quarter Supplier Diversity numbers to the Board.

**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. 11264, Behavioral Scoring, to Total Solutions, Inc. in the funded amount not to exceed \$200,000.00.

#### **ITEM 1 WAS DELETED**

2. Resolution awarding Contract No. 11309, Installation of Ground Wells at Collierville Gate No. 86, to M & W Drilling, LLC, in the funded amount of \$27,500.00.

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

3. Resolution awarding Contract No. 11354, Drilled Pier Installation Substation 23, to Chris Hill Construction Company in the funded amount of \$51,300.00.

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

4. Resolution awarding Contract No. 11367, Solid Waste and Trash Removal Services, to Waste Connections of Tennessee, Inc. in the funded amount of \$636,036.52.

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

5. Resolution awarding Contract No. 11373, North Service Center Ethanol Storage Tank and Dispenser System, to Cobb Environmental and Technical Services, Inc. in the funded amount of \$69,000.00.

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

6. Resolution approving Change No. 6 to Contract No. 10870, Provider Organization Coverage, with Health Choice, LLC, with no increase in contract value. (This change extends the service and includes implementation of new financial terms effective January 1, 2010 to December 31, 2010).

**APPROVED**

7. Resolution approving Change No. 6 to Contract No. 10977, Tires and Tire Service, with Southern Tire Mart, LLC, in the funded amount of \$511,290.16. (This change extends the current contract for 12 months, January 1, 2010 to December 31, 2010, to allow time to revise specifications and to re-bid the contract).

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

8. Resolution approving Change No. 4 to Contract No. 11051, Roof Maintenance, with B Four Plied, Inc. with no increase in contract value. (This change renews the contract for the fourth and final renewal term, January 1, 2010 to December 31, 2010, with no increase in rates).

**APPROVED**

9. Resolution approving Change No. 4 to Contract No. 11080, Managed Prescription Drug Program, with Express Scripts, Inc. in the funded amount of \$14,030,681.00. (This change extends the service and includes the implementation of new financial terms effective January 1, 2010 to December 31, 2010, with estimated projected savings of \$525,802.00. Further, the contract will automatically renew with the same terms and conditions for successive one-year renewal terms, subject to the right of termination as otherwise provided. Also, Express Scripts will provide services to MLGW for the Retiree Drug Subsidy).

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

10. Resolution approving Change No. 4 to Contract No. 11096, Mobile Sweeping Cleaning, with Horizon of Memphis, Inc. in the funded amount of \$71,400.00. (This change renews the contract for the fourth and final renewal term, March 1, 2010 to February 28, 2011, and represents a 2.47% decrease from the previous year).

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

11. Resolution approving Change No. 2 to Contract No. 11099, AT&T Voice and Data Services, with AT&T Business Systems in the funded amount of \$594,000.00. (This change renews the contract for the second and final renewal term, January 1, 2010 to December 31, 2010, with no increase in rates).

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

12. Resolution approving Change No. 3 to Contract No. 11107, Electronic Bill Presentment and Payment Services, with Kubra Data Transfer, Ltd. in the funded amount of \$80,000.00. (This change extends the current term until April 30, 2010 with no increase in rates).

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

13. Resolution approving Change No. 5 to Contract No. 11121, Customer Satisfaction Survey Process, with Renee Enterprises in the funded amount of \$35,334.00. (This change renews the contract for the third of four renewal terms, January 1, 2010 to December 31, 2010, with no increase in rates).

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

14. Resolution approving Change No. 2 to Contract No. 11173, Weld Testing and Inspection Services, with American Industrial Testing in the funded amount of \$24,125.00, for a new contract value of \$70,500.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with no increase in rates).

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

15. Resolution approving Change No. 2 to Contract No. 11202, Administrative Services Agreement between MLGW and United Healthcare, in the funded amount of \$33,938,534.00. (This change extends the service covering the period January 1, 2010 to December 31, 2010 and includes the implementation of new financial terms).

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

16. Resolution approving Change No. 2 to Contract No. 11209, Mobile Document Shredding Service, with Vital Records Control in the funded amount of \$48,075.12. (This change renews the contract for the second, third and fourth renewal terms, January 4, 2010 to January 3, 2013, in an annual amount of \$16,025.04 and reflects size of bins and reduced number of rotations at some locations which resulted in a price change and no increase in rates).

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

17. Resolution approving Change No. 2 to Contract No. 11214, Information Services Support, with Delta Consulting in the funded amount of \$193,440.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, which represents a 38.05% decrease from the previous year).

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

18. Resolution approving Change No. 3 to Contract No. 11217, Temporary Services, with Manpower, Inc. in the funded amount of \$184,866.40. (This change renews the contract for the third of four renewal terms, January 1, 2010 to December 31, 2010, with no increase in rates from the previous year).

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

19. Resolution approving Change No. 3 to Contract No. 11220, Temporary Services, with Kelly Services, Inc. in the funded amount of \$674,912.00. (This change renews the contract for the third of four renewal terms, January 1, 2010 to December 31, 2010, with a 1.54% increase in rates due to the mandated State Unemployment Taxes (SUTA).

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

20. Resolution approving Change No. 1 to Contract No. 11232, Medical Insurance Plan, with Cigna Insurance Company in the funded amount of \$8,359,113.00. (This change reflects the first of four renewal terms covering the period January 1, 2010 to December 31, 2010, with a 16% increase in contract value and a 10% premium increase from the previous year).

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

21. Resolution approving Change No. 1 to Contract No. 11233, Employee Benefit Dental Plan, with Delta Dental of Tennessee in the funded amount of \$1,857,104.00. (This change extends the service and reflects the first of four renewal terms covering the period January 1, 2010 to December 31, 2010 and includes the implementation of new financial terms).

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

22. Resolution approving Change No. 1 to Contract No. 11250, Waste Management Services, with Pollution Control Industries in the funded amount of \$175,000.00. (This change renews the contract for the first of four renewal terms, January 1, 2010 to December 31, 2010, with a 12.50% decrease from the previous year).

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

23. Resolution approving Change No. 2 to Contract No. 11266, Information Services Support, with Zycron in the funded amount of \$185,000.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 28.72% decrease from the previous year).

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

24. Resolution approving Change No. 2 to Contract No. 11267, Information Services Support, with Stragistics Technology in the funded amount of \$209,865.74. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 10.41% decrease from the previous year).

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

25. Resolution approving Change No. 3 to Contract No. 11268, Information Services Support, with Nex Tech Solutions in the funded amount of \$551,224.20. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 24.38% decrease from the previous year).

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

26. Resolution approving Change No. 3 to Contract No. 11269, Information Services Support, with Software Resource Consultants in the funded amount of \$290,000.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 0.62% increase from the previous year due to resources that were allocated as a part-time resource in 2009 will be used as a full-time resource in 2010).

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

27. Resolution approving Change No. 2 to Contract No. 11270, Information Services Support, with Cook Systems International in the funded amount of \$52,520.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 79.24% decrease from the previous year).

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

28. Resolution approving Change No. 3 to Contract No. 11271, Information Services Support, with TEK Systems in the funded amount of \$892,056.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 2.98% increase from the previous year due to additional hours allocated to technical resources with expertise in network security, network infrastructure and Linux operating systems).

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

29. Resolution approving Change No. 3 to Contract No. 11272, Information Services Support, with Ciber, Inc. in the funded amount of \$708,240.00. (This change renews the contract for the second of four renewal terms, January 1, 2010 to December 31, 2010, with a 16.45% increase from the previous year due to resources that were allocated as a part-time resource in 2009 will be used as a full-time resource in 2010).

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

30. Resolution approving Change No. 1 to Contract No. 11303, Medical Insurance Plan, with Aetna Insurance Company in the funded amount of \$1,051,390.00. (This change renews the contract for the first of four renewal terms covering the period January 1, 2010 to December 31 2010, with a 2.75% increase in contract value and a 19.8% premium increase from the previous year).

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

31. Resolution approving Change No. 1 to Contract No. 11320, Local Dial Tone Services, with Paetec in the funded amount of \$9,750.00, for a new contract value of \$201,750.00. (This change covers installation of an additional T1 facility at 1665 Whitten Road to increase the capacity of outbound calling).

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

32. Resolution awarding contract for MDS master radios to Edison Automation in the amount of \$36,250.00.

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

33. Resolution awarding contract for one channel pump to Dickow Pump Company, Inc. in the amount of \$36,254.00.

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

34. Resolution awarding contract for one power circuit breaker to Siemens c/o Utility Sales Agency, LLC, in the amount of \$37,995.00.

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

35. Resolution awarding contract for two Ethernet security appliances to CipherOptics in the amount of \$49,090.00.

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

36. Resolution awarding contract for one gas chromatograph to Daniel Measurement and Control in the amount of \$64,335.00.

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

37. Resolution awarding contract for web application security gateway upgrade to Fishnet Security in the amount of \$106,175.00.

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

38. Resolution awarding contract for load balancer solution to Venture Technologies in the amount of \$114,991.50.

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

39. Resolution awarding 60-month blanket contract for maintenance and support of MLGW's document imaging system to Imaging Solutions and Services, Inc. in the amount of \$181,489.97.

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

40. Resolution awarding 36-month blanket contract for customer utility bill paper to Workflowone in the amount of \$281,166.76.

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

41. Resolution authorizing payment of Louisiana Trunkline Personal Property Taxes for the Gas Division in the amount of \$252,587.53.

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

42. Resolution approving extension of contract between MLGW and the Metropolitan Inter-Faith Association (MIFA) to implement the Plus One Assistance Program.

**APPROVED**

43. Resolution approving Position No. 00698, Utility Worker II; Position No. 00904, District Engineer I; Position No. 01610, Utility Worker II; Position No. 06150, Apprentice Lineman; and Position No. 06156, Apprentice Lineman.

**APPROVED**



44. Resolution approving revised MLGW Human Resources Policy No. 21-09, Employment of MLGW Retirees.

**APPROVED**

45. Resolution approving release of easement, located on the east side of Avon Street, approximately 220 feet south of the south line of Normandy Lane, to St. Agnes Academy – St. Dominic School, Inc.

**APPROVED**

46. Resolution to ratify agreement between MLGW and TCI of Alabama, LLC, to authorize payments to TCI for PCB testing and disposal.

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

**ROLL CALL CONSENT AGENDA, AS AMENDED**

MOTION: Commissioner Masson  
 SECOND: Vice Chairman Cobbins  
 PASS: Commissioner Brittenum on Item No. 5 only  
 NAY: Commissioner Wishnia on deleting Item No. 1  
 AYES: Commissioner Masson, Commissioner Wishnia, Commissioner Brittenum,  
 Vice Chairman Cobbins and Chairman Evans

**CONSENT AGENDA APPROVED, AS AMENDED**

Gale Jones Carson updated the Board on cut-off mobile alerts.

**APPROVAL OF MINUTES OF ITEM 31 OF TODAY'S MEETING**

It was moved by Commissioner Wishnia, seconded by Commissioner Masson and unanimously carried that the minutes of Item 31 of today's agenda be and are hereby approved.

There being no further business, the meeting was adjourned at 5:15 p.m.

SEE MINUTE FILE NO. 1323.