

<b>MEMPHIS LIGHT, GAS &amp; WATER DIVISION OFFICIAL MINUTES</b>	
<b>Meeting Time:</b> December 2, 2010 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 Cobbins at 3:00 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; Nick Newman, Vice President, Construction and Maintenance; 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.

**GENERAL STATEMENTS FROM THE PUBLIC:**

1. Ms. Eddie Stringer, 6396 Hawks Call, addressed the Board regarding the Farris Newbern Subdivision.

2. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, addressed the Board regarding engineering contracts.

3. Joseph Byrd, MLGW employee, 4133 Barnstable Circle, addressed the Board regarding new job positions and read an email sent to the Board. (See Minute File No. 1336).

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held November 18, 2010, that they be recorded as the official record, seconded by Vice Chairman Brittenum and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated November 23, 2010, Items 8 thorough 16, approved by the MLGW Board at its meeting held November 18, 2010 (see Minute File No. 1334).

#### **COMMITTEE REPORTS:**

1. Human Resources Committee Report – Commissioner Masson
  - a. Revisions to Policy No. 22-09, Leave of Absence
  - b. Revisions to Policy No. 21-19, Residency
  - c. Medical Benefits Quarterly Update will be presented at the next Board meeting.
  - d. Safety Report will be presented at the next Board meeting.

Regarding the Residency Policy, President Collins stated that on the last Election Day, the citizens of the City of Memphis decided that the City employees and MLGW employees can live outside of the City of Memphis, but within Shelby County, which takes affect on January 1, 2011. That being the case, from the Election Day until January 1, 2011, we will deviate from the existing policy which requires MLGW employees hired after January 4, 2005, to move into the City of Memphis as a term of employment. Therefore, during this two-month period, we will not make employees move into the City of Memphis for compliance with the existing policy since the policy will change on January 1.

2. Supplier Diversity Update – Commissioner Evans

The Committee met two weeks ago to review revisions to the Supplier Diversity Policy which were presented during today's President's Briefing.

- a. 3<sup>rd</sup> Quarter 2010 – Renise Holliday

**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 authorizing payment of Louisiana Trunkline Personal Property taxes for the Gas Division in the amount of \$76,873.36.

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

2. Resolution approving the 2011 Customer Care Policy, effective January 1, 2011.

**APPROVED**

3. Resolution approving the 2011 Electric, Gas and Water Service Policy, effective January 1, 2011.

**APPROVED**

4. Resolution awarding contract for switchgear to Stuart C. Irby, in the amount of \$34,984.00.

**APPROVED**

5. Resolution awarding 36-month contract for photo-electric cell relays to DTL, Division of American Electric Lighting, an Acuity Brand Company, c/o Ruffin and Associates, in the amount of \$219,780.00.

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

6. Resolution awarding 24-month blanket contract for decorative concrete standards and brackets, as follows:

StressCrete, Inc.....	\$180,162.50
SALCO, Inc.....	60,708.00
Total:	<u>\$240,870.50</u>

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

7. Resolution establishing a bank account at Tri-State Bank entitled: MLGW Vehicle License Account, for the purpose of purchasing license plates for Division vehicles.

**APPROVED**

8. Resolution awarding Contract No. 11476 to Lopez and Associates, Inc., in the funded amount of \$40,000.00.

**APPROVED**

9. Resolution approving Change No. 4 to Contract No. 11217, Temporary Services, with Manpower, Inc. with no increase in contract value. (This change renews the contract for the fourth and final renewal term, January 1, 2011 to December 31, 2011, with no increase in rates).

**APPROVED**

10. Resolution approving Change No. 4 to Contract No. 11220, Temporary Services, with Kelly Services, Inc. with no increase in contract value. (This change renews the contract for the fourth and final renewal term, January 1, 2011 to December 31, 2011, with a 25 cent increase in bill rate from the previous year).

**APPROVED**

**REGULAR AGENDA**

11. Resolution approving Position No. 03037, Assistant Manager, Commercial Industrial Customer Care & Customer Service Field Operations and Position No. 03212, Manager, Commercial Industrial Customer Care & Customer Service Field Operations.

**ITEM NO. 11 DELAYED**

**CONSENT AGENDA (Continued)**

12. Resolution approving revised MLGW Human Resources Policy No. 22-03, Bonus Days.

**APPROVED**

13. Resolution approving Change No. 10 to Contract No. 10705, Oracle Software License and Service Agreement, with Oracle, with no increase in contract value. (This change covers the cost of annual maintenance and various licenses in the amount of \$404,964.91).

**APPROVED**

14. Resolution approving Change No. 11 to Contract No. 10705, Oracle Software License and Service Agreement, with Oracle, in the funded amount of \$683,295.93. (This change covers additional Oracle Technology stack licenses and change management packs).

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

**AMENDMENT OF CONSENT AGENDA:**

It was moved by Commissioner Evans, seconded by Commissioner Masson and unanimously carried that Item No. 11 be moved from the Consent Agenda to the Regular Agenda.

**CONSENT AGENDA AMENDED****APPROVAL OF CONSENT AGENDA, AS AMENDED: (Items 1 through 10; 12 through 14):**

MOTION: Vice Chairman Brittenum  
SECOND: Commissioner Evans

**ROLL CALL:**

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

RECUSE: Vice Chairman Brittenum (Item No. 7 only)

**CONSENT AGENDA APPROVED, AS AMENDED****APPROVAL TO DELAY ITEM NO. 11 (REGULAR AGENDA) TO THE NEXT BOARD MEETING:**

MOTION: Commissioner Evans  
SECOND: Vice Chairman Brittenum

**ROLL CALL:**

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

**ITEM NO. 11 DELAYED**

There being no further business, the meeting was adjourned at 4:30 p.m.

SEE MINUTE FILE NO. 1336.

**APPROVED WITHOUT INTERLINEATION**  
  
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**CHAIRMAN**

**These Minutes Compiled by  
Undersigned and are Correct.**  
  
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**Secretary-Treasurer**