

<p>MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES</p>	
<p>Meeting Time: December 4, 2008 at 1:30 P.M.</p>	
<p>Meeting Location: Board Room, Fifth Floor, Administration Building, Memphis, Tennessee</p>	



The meeting was called to order by Chairman Evans.

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.

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; Carolyn Turman, Interim Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Nick Newman, Vice President, Construction and Maintenance, was not present.

City Council Member Barbara Swearngen Ware was in attendance.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held November 20, 2008, 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 18, 2008, Items 20 through 25, approving items approved by the MLGW Board at its meeting held November 6, 2008 (see Minute File No. 1311); Item 26,

authorizing MLGW's General Counsel to pay claims settlement in the amount of \$19,000.00 (see Minute File No. 1311); Item 35, approving item approved by the MLGW Board at its meeting held October 2, 2008 (see Minute File No. 1310); Items 36 through 38, approving items approved by the MLGW Board at its meeting held October 16, 2008 (see Minute File No. 1310); and Item 39, approving appropriation of up to \$2.5 million from the City's surplus to provide utility assistance to customers of MLGW who meet certain criteria (see Minute File No. 1311).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Steve Wright, MLGW employee, 561 Quail Crest Drive, Collierville, TN
2. William Johnston, MLGW employee, 7925 Memphis-Arlington, Bartlett, TN

The President and staff members briefed the Board on the following items: (see Minute File No. 1312 for handouts).

1. Presentation: Mr. Scott Hambrick, Manager, Allen Fossil Plant, TVA – Chris Bieber
2. United Health Care Quarterly Report – Charles Perry/Henry Jackson
3. Review of Consent Agenda – Jerry R. Collins, Jr.

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. 11300, Drilled Pier Foundation Installation Substation 86 Cut-In, to McKinney Drilling in the funded amount of \$191,130.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

2. Resolution approving Change No. 8 to Contract No. 10858, All Risk Property Insurance, with Factory Mutual Insurance in the funded amount of \$92,323.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

3. Resolution approving Change No. 5 to Contract No. 10976, Line Clearance, with Bean and Prince Contractors, Inc. in the funded amount of \$1,496,826.80. (This renews the contract for the fourth and final renewal term, December 23, 2008 to December 24, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 4. Resolution approving Change No. 7 to Contract No. 11018, Trash Removal Services, with Waste Connections, Inc. in the funded amount of \$155,414.08. (This renews the contract for the fourth and final renewal term, January 1, 2009 to December 31, 2009.)

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 5. Resolution awarding contract for six coupling capacitor voltage transformers to Areva/Ritz in the amount of \$35,880.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 6. Resolution awarding contract for one directional boring system to Vermeer Mid-South in the amount of \$241,720.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 7. Resolution awarding contract for two cargo mini-vans to Cardinal Chrysler Jeep Dodge in the amount of \$35,272.30.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 8. Resolution awarding contract for approximately 1,500 gas service assembly risers to CGS, Inc. in the amount of \$243,030.00 approximately.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 9. Resolution awarding contract for 10 substation capacitor banks to WESCO Distribution, Inc. in the amount of \$661,288.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 10. Resolution awarding contract for vacuum excavation systems as follows:

Ditch Witch Mid-South.....	\$35,960.24
Vermeer Mid-South.....	<u>31,800.00</u>
Total.....	<u>\$67,760.24</u>

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

- 11. Resolution recommending the approval to offer a salary of up to \$150,000.00 annually for the position of Vice President, Human Resources.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

12. Resolution approving Position No. 00309, Utility Worker I; Position No. 03058, Foreman, Construction Services; Position No. 03134, Foreman, Construction Services; and Position No. 05977, Systems Operator I, Gas.

APPROVED

13. Resolution approving revised MLGW Human Resources Policy No. 21-02, Employment Status; Policy No. 21-09, Employment of MLGW Retirees; and Policy No. 23-16, Changes on Accounts of Employees and/or Their Relatives.

ITEM #13 WAS DELETED FROM TODAY'S AGENDA

ROLL CALL AGENDA ITEMS

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

AGENDA APPROVED, AS AMENDED

OTHER BUSINESS:

Chairman Evans announced that Dick Gardiner attended his last Pension Board meeting today as the retiree representative and commended his service on the pension, OPEB and investment committees. The Chairman welcomed William S. "Bill" Crawford who is Mr. Gardiner's successor.

Vice Chairman Cobbins updated the Board on the Supplier Diversity Meeting that was held today.

There being no further business, the meeting was adjourned at 2:20 p.m.

SEE MINUTE FILE NO. 1312.

Secretary-Treasurer