

MINUTES OF MEETING  
of  
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS  
CITY OF MEMPHIS  
held  
December 6, 2007  
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A regular meeting of the Board of Light, Gas and Water Commissioners, City of Memphis, was held at Memphis Light, Gas & Water Division, 220 S. Main, Thursday, December 6, 2007 at 1:30 p.m. The following were in attendance: Rick Masson, Chairman and Acting President & CEO; V. Lynn Evans, Vice Chairman; William L. Taylor, Commissioner; Jerry R. Collins, Jr., Interim Chief Utility Officer; John McCullough, Vice President, CFO and Secretary-Treasurer; Charlotte Knight Griffin, Acting Vice President and General Counsel; Christopher Bieber, Vice President, Customer Care; Armstead Ward, Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Nick Clark, Commissioner; Alonzo Weaver, Vice President, Engineering and Operations; and Nick Newman, Acting Vice President, Construction & Maintenance, were not in attendance.

Vice Chairman Evans moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held November 15, 2007, that they be recorded as the official record, seconded by Commissioner Taylor and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copy of City Council Document dated November 6, 2007, Item 75, approving the appointment of Jerry R. Collins as President of MLGW (see Minute File No. 1299); and receipt of Certified Copies of City Council Resolutions dated November 20, 2007, Item 8, award of Contract No. 11213 to Itron, approved by the MLGW Board at its meeting held October 11, 2007 (See Minute File No. 1298); Items 9 through 18, approving items approved by the MLGW Board at its meeting held November 1, 2007 (see Minute File No. 1299); Items 19 through 21, approving the 2008 Budget, approved by the MLGW Board at its meeting held October 18, 2007 (see Minute File No. 1298); Item 33, approving the Pension buy-back option, approved by the MLGW Board at its meeting held October 18, 2007 (see Minute File No. 1298); Item 34, granting two easements to Texas Gas Transmission, LLC, approved by the MLGW Board at its meeting held

September 20, 2007 (see Minute File No. 1297); Item 35, approving purchase of property from William D. Holt, approved by the MLGW Board at its meeting held October 11, 2007 (see Minute File No. 1298); and Item 36, approving actuarial funding to the Pension Fund, approved by the MLGW Board at its meeting held October 18, 2007 (see Minute File No. 1298.)

Ms. Jozelle Booker, Manager, Procurement and Contracts, presented the Board with the 2007 Corporation of the Year award from the Mid-South Minority Business Council (MMBE). Kimberly Lehew was chosen Advocate of the Year.

**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 approving Change No. 4 to Contract No. 10681, Peak Period Call Management System, with Twenty First Century Communications, Inc. in an estimated funded amount of \$504,000.00. (This renews the contract for the fourth term, February 1, 2008 to January 31, 2010.)

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

2. Resolution approving Change No. 4 to Contract No. 10976, Line Clearance, with Bean and Prince Contractors, Inc. in an estimated funded amount of \$1,564,170.06. (This renews the contract for the third term, December 24, 2007 through December 23, 2008.)

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

3. Resolution approving Change No. 3 to Contract No. 11004, Human Resources and Payroll System, with KBACE Technologies, Inc., with no increase in contract amount. (This extends the current contract for the period January 1, 2008 through December 31, 2008.)

**APPROVED**

4. Resolution approving Change No. 4 to Contract No. 11168, Medical Services, with Nursefinders, Inc., with no increase in rates. (This extends the contract through December 13, 2007.)

**APPROVED**

5. Resolution approving Change No. 1 to Contract No. 11207, 12" Water Main Replacement Bore and Jack Installation, with Memphis Road Boring Company, Inc. in an estimated funded amount of \$2,440.00. (This covers an additional five feet of 12" bore due to change in site conditions.)

**APPROVED**

6. Resolution awarding 60-month contract for rental of shipping and receiving solution to Pitney Bowes, Inc. in the amount of \$103,620.00.

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

- 7. Resolution amending Purchase Order No. 124877 with Vertex Chemical Corporation for furnishing sodium hypochlorite in the amount of \$158,316.13. (On March 17, 2005, the Board awarded 36-month contract to Vertex Chemical Corporation in the amount of \$855,195.00. This amendment increases the contract in the amount of \$158,316.13, for a total amount of \$1,013,511.13.)

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

- 8. Resolution awarding 24-month contract for electric meters, as follows:

WESCO Distribution, Inc.....	\$880,789.40
Landis & Gyr.....	<u>128,040.00</u>
Total.....	\$1,008,829.40

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

- 9. Resolution approving payment to the Memphis Regional Chamber in the amount of \$175,000.00, to support the Chamber and the public and private partnership to help Memphis become a world-class community, premier city, global player and attract more businesses and jobs.

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

- 10. Resolution approving the termination of W. P. Stewart & Company, Inc., and the selection of Legg Mason Capital Management and Thornburg Investment Management for benefit of the MLGW Retirement and Pension Fund.

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

- 11. Resolution approving Position No. 00388, Safety & Training Specialist; Position No. 03419, Design Engineer I; and Position No. 06056, Planning Engineer I.

**APPROVED**

- 12. Resolution approving release of the following easements:

Located on the east side of Hartwell Ridge Drive, opposite of Buckley Briar Lane, Collierville, TN, to Dogwood Investment Co., Inc., for the sum of \$1.00.

Located at 275-279 S. Bickford Avenue, Memphis, TN, to April Woods Apartments II, for the sum of \$1.00 each.

Located on the south side of U.S. Highway 70, approximately 1,270 feet east of the east line of Appling Road, to PPM X, L.P., for the sum of \$1.00.

Located on the south side of U.S. Highway 70, approximately 1,270 feet, more or less, east of the east line of Appling Road as measured above the southeast line of U.S. Highway 70, to PPM X, L.P., for the sum of \$1.00.

**APPROVED**

**ROLL CALL AGENDA ITEMS**

- MOTION: Commissioner Taylor
- SECOND: Vice Chairman Evans
- AYES: Commissioner Taylor, Vice Chairman Evans and Chairman Masson

**AGENDA APPROVED**

**APPEARANCES BEFORE THE BOARD**

James J. Creapo, former MLGW employee, 352 Homeville Road, Collierville, TN

**OTHER BUSINESS**

Vice Chairman Evans advised that she had reviewed the present format of the MLGW Board meetings as requested by Chairman Masson. She will submit the recommended improvements to the other Commissioners for their review and a recommendation will be presented for approval at the next Board meeting.

There being no further business, the meeting was adjourned.

SEE MINUTE FILE NO. 1300.