



# Board of Light, Gas and Water Commissioners

220 S. Main Street  
Memphis, TN 38103  
[www.mlgw.com](http://www.mlgw.com)

## Board Meeting

~ Minutes ~

Wednesday, February 17, 2021

8:30 AM

Zoom Electronic Meeting

### CALL TO ORDER AND OPENING REMARKS:

Chairman Graves

Chairman Graves explained the need for the electronic meeting as related to the Governor's order and the COVID pandemic.

### PLEDGE OF ALLEGIANCE:

Chairman Graves

The Pledge of Allegiance was recited.

### ROLL CALL:

Dana Jeanes

Attendee Name	Title	Status	Arrived
Michael Pohlman	Board Member	Present	
Steven Wishnia	Board Member	Present	
Carlee McCullough	Board Member	Present	
Mitch Graves	Chairman	Present	
Leon Dickson	Vice-Chair	Present	

### Advisory Board Members:

Kevin Young - Present

Dwain Kicklighter - Absent

Several SLC staff members were present. A roll call was not taken.

Chairman Graves expressed condolences to Vice-Chair Dickson on the passing of his father.

### APPROVALS:

**Motion To:** Approve Minutes of the Meeting of February 3, 2021.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Michael Pohlman, Board Member  
**SECONDER:** Steven Wishnia, Board Member  
**AYES:** Pohlman, Wishnia, McCullough, Graves, Dickson

### CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

Receipt of Certified Copies of City Council Resolutions items 16 through 20 dated January 26, 2021 and items 8 through 13 and 25 dated February 2, 2021. (See Minute File No. 1457.)

**PRESENTATIONS:**

(None)

**COMMITTEE REPORTS:**

(None)

**GENERAL STATEMENTS FROM THE PUBLIC:**

Chairman Graves read the list of names that have sent in comments to be addressed by the Board. All the requests pertained to the opposition of the Byhalia pipeline. Chairman Graves stated MLGW continues to evaluate the situation and identify concerns from our customers.

**PRESIDENT'S BRIEFING:**

1. Review of Consent Agenda - J. T. Young

(President's Briefing Continued on Page 16)

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 and these minutes and the original documents.

**CONSENT AGENDA**

(Items 1 through 9)

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Steven Wishnia, Board Member
<b>SECONDER:</b>	Carlee McCullough, Board Member
<b>AYES:</b>	Pohlman, Wishnia, McCullough, Graves, Dickson

**CHIEF CUSTOMER OFFICER**

(None)

**CHIEF INFORMATION OFFICER**

1. Resolution approving Change No. 1 to Contract No. 12262, HP-UX Support with Abtech Technologies, Inc. in the funded amount of \$42,000.00. (This change is to ratify and renew the current contract for the first of four annual renewal terms for the period covering February 3, 2021 through February 2, 2022, with no increase in rates from the initial term.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 1 to Contract No. 12263, Panaya Software As A Service (SAAS) with Panaya, Incorporated to change the current contract in the funded amount of \$21,000.00. (This change is to purchase 60 additional User Licenses (ORACLE Vendor Driven Impact Analysis in support of Oracle EBS 12.2 Upgrade for a

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seven-month term for the period covering April 1, 2021 through October 31, 2021.)  
(Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

**CHIEF PEOPLE OFFICER**

(None)

**COMMUNITY & EXTERNAL AFFAIRS**

3. Resolution approving Change No. 2 to Contract No. 12093, Printing Equipment Maintenance with Mitchell Graphic Repair dba MGR, Incorporated, in the funded amount of \$48,113.00. (This change is to renew the current contract for maintenance and support services for a twenty-four-month renewal term for the period covering June 3, 2021 through June 2, 2023. MLGW is requesting continuous maintenance, which can only be performed by Mitchell Graphic Repair dba MGR, Incorporated.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Change No. 1 to Contract No. 12261, Utility Bill Folder/Inserter Equipment and Software Maintenance with Bell and Howell, LLC in the funded amount of \$251,808.00. (This change is to renew the current contract for equipment and software maintenance for a forty-eight-month renewal term for the period covering April 9, 2021 through April 8, 2025. MLGW is requesting approval of continuous maintenance, which can only be performed by Bell and Howell, LLC.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
5. Resolution approving Contract No. 12273, host site agreement subscription for five years with Smart City Media. The agreement allows a kiosk to be placed at the MLGW David F. Hansen Administration Building. (Gale Carson)

**DESIGN CONSTRUCTION & DELIVERY**

(None)

**ENGINEERING & OPERATIONS**

6. Resolution awarding Contract No. 12228, 12" PE LFG De-commissioning to Action Environmental, in the funded amount of \$124,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution ratifying the approval, after the fact, of a payment of \$194,580.00 to Barnhardt Crane and Rigging for rental of cranes used during the emergency replacement of tower #739. (Nick Newman) (REQUIRES CITY COUNCIL APPROVAL)

**PRESIDENT**

(None)

**SVP, CFO & CAO, FINANCE**

8. Resolution approving Change No. 3 to Contract No. 11997, Commercial Auto Insurance for Out-of-State Travel with Pete Mitchell and Associates, Incorporated. (This change is to renew the current contract for the third of four annual renewal terms for the period

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covering March 14, 2021 through March 13, 2022 with no increase in rates or the contract value from the previous year. This renewal term reflects a decrease of covered vehicles from 120 to 62.) (Randy Orsby)

**SVP, CHIEF OPERATING OFFICER**

(None)

**SHARED SERVICES**

(None)

**VP, ACCOUNTING****Motion To:** Approve Same Day Minutes - Item No. 9

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Steven Wishnia, Board Member
<b>SECONDER:</b>	Carlee McCullough, Board Member
<b>AYES:</b>	Pohlman, Wishnia, McCullough, Graves, Dickson

9. Resolution authorizing a new bank account to be opened with First Horizon - MLGW Home Uplift Program, a grant program to improve energy efficiency in approximately 90 homes. (Dana Jeanes) (SAME DAY MINUTES REQUESTED)

**VP & GENERAL COUNSEL**

(None)

**PRESIDENT'S BRIEFING (Continued):**2. TVA Presentation - Jeff Lyash, President & CEO-TVA

Mr. Lyash opened his presentation by saying that MLGW had a successful year in 2020. He acknowledged that engagement in Memphis is evolving and a lot has been learned from the past, listening to feedback and plans to improve going forward.

He stated areas of focus are low rates, carbon reduction, a reliable and advanced system, community engagement and economic development. He discussed rates and noted that they are flat to lower for the last six years and that MLGW's residential rates are low or as low as other utilities in the MISO footprint. He projects that rates will stay flat for the next decade.

He pointed out that TVA is a strong performer in carbon free generation and TVA plans to double existing solar capacity by 2040. In addition, he added that TVA is a strong performer system-wide in reliability despite the weather record. He discussed various actions being taken to prepare for future technology.

Mr. Lyash told of several local organizations that TVA has partnered with and how they plan to continue to engage in the community as well as continue to be a leader in economic development. He discussed plans for strengthening MLGW and TVA's partnership.

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There were discussions among the Commissioners, President Young and Mr. Lyash pertaining to regulations and Congressional rules regarding transmission. Solar power was also discussed among the group. Mr. Lyash confirmed that solar power is one of the most important areas of innovative growth and TVA is making that a priority. He explained storage technology and cost.

Black outs were discussed and he confirmed that TVA does not have rolling black outs. One of the Commissioners pointed out the situation in Arkansas and lack of stored energy resulting in black outs. Mr. Lyash said there is no need for TVA to administer blackouts due to the volume of stored energy.

The Allen plant was discussed and Mr. Lyash reported that they have dried out ash and will start removing ash this year. He confirmed that there is no migration or risk of arsenic going into the level of drinking water.

### 3. Other - J. T. Young

Alonzo Weaver gave an update on the current challenges to our water supply and update on restoration efforts. He noted that 46,000 customers have been affected due to the inclement weather. He commended the teams for their dedication and hard work. In addition, he added that outside crews have been brought in to assist with restoration, main breaks, gas meter regulators failing, etc.

Mr. Weaver also informed the Board that the Water Crisis Team activated on 2/16/21. He stated that we have had 72 hours or more of below freezing temperatures. We have experienced limited pump capacity. TVA was asked to curtail their combined cycle plant and they obliged. In addition, the top 100 water users were asked to curtail their usage. Press releases have been sent out requesting water curtailment.

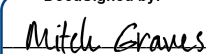
President Young explained to the BOC that the decision was made to extend the deferred payment options to 12 months with a 25% down payment and a monthly allotted payment added to the citizens current bill to pay down the past due balances. Jim West explained that 16,000 customers were set up on the deferred plan and as of December 2020 the need for assistance has declined because everyone is successfully paying.

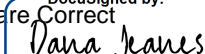
Commissioner Wishnia asked for an update on where we are as far as looking into transmitting on our own. President Young stated the team is debating on whether now is the appropriate time to pursue that due to the pending court ruling (FERC) and other factors that could hinder getting accurate pricing and options. Commissioner McCullough added her thoughts from a legal perspective. Commissioner Wishnia and Chairman Graves asked the team to come back with various solutions for the Board to look at in two weeks.

## ADJOURNMENT:

There being no further business, the meeting was adjourned at 10:15 a.m.

(See Minute File No. 1458.)

Approved Without Interlineation  
DocuSigned by:  
  
Chairman  
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These Minutes Compiled by Undersigned and  
are Correct  
DocuSigned by:  
  
Secretary/Treasurer