



~ Preliminary Agenda ~

Wednesday, September 7, 2022

8:30 AM

Board Room

INFORMATION FOR THE BENEFIT OF THE PUBLIC:

Public Notice: Regular board meetings are held the first and third Wednesdays of the month at MLGW's Administration Building unless otherwise noted in the public notice filing and website. The proposed agenda will be posted in the public section of the ground floor lobby of the Administration Building and on MLGW's website at least 48 hours before the Board meets. You may access the proposed Board agenda and all available documents related to the items linked from the agenda on the Internet at: www.mlgw.com. Large agreements, items related to Homeland Security or items received too late to post may not be viewable. You may view those documents in the Public Records Office prior to or after the Board meeting. By Board action, agenda items may be added, deleted or held for later consideration at a later board meeting.

Consent Agenda: Items shown under the Consent Agenda consists of items considered to be routine and non-controversial upon which the documentation provided to the Board is adequate to give sufficient information for approval without inquiry or discussion during the Board meeting. The use of the Consent Agenda is designed to minimize the time required for the handling of routine matters in order to permit additional time to be spent on more significant matters. The Chairman will call for approval on the Consent Agenda as a whole and the vote will be treated as a separate vote on each item. At the request of a Board member, the Chairman may move any item on the Consent Agenda to the Regular Agenda.

Regular Agenda: Item(s) to be individually considered for Board action.

Filed Items: The Board may be provided information which does not require Board approval or Board discussion, but which is noted for the official record as having been supplied to the Board.

Resolutions: Generally, there are two types of resolutions subject to approval by the MLGW Board of Commissioners. Internal Board Resolutions are within the full authority of the Board and considered final upon the acceptance of the minutes of that board action. External Board Resolutions are subject to the approval of the City Council and are not considered final until the City Council accepts the minutes of their approval for such.

ADA: As a covered entity under Title II of the Americans with Disabilities Act, MLGW does not discriminate on the basis of disability and, upon request, will provide reasonable accommodation to ensure equal access to its programs, services, and activities. To ensure availability, such request should be made 72 hours in advance by contacting Linda Ford at (901) 528-4323 during business hours.

To Officially Communicate to the Board: Any individual member or group of the general public desiring to address the Board orally on items of interest to the public that are within the subject matter jurisdiction of the Board, shall complete an **MLGW Board Speaker Card** to make such desire known to the Board Secretary. Such request to be heard should be marked with the date of the meeting; the agenda item number; if the comments are in support, opposition, or general as they relate to the item; the speaker's name and address; and if the speaker is representing someone else as a paid consultant. Paid lobbyists must complete the required disclosure of their client's name, phone number, and address. Statements shall not exceed three minutes unless additional time is granted by the Board Chair. When recognized, please proceed forward to the podium and state your name and address. The board and staff will not answer questions that are asked in this forum but written questions or a written statement may be provided to the Board Secretary for entry into the official record. If any Board member receives approval of the Board Chairman, that Board Member may address questions to the person providing the public statement.

CALL TO ORDER AND OPENING REMARKS:**Chairman Graves****PLEDGE OF ALLEGIANCE:****Chairman Graves****ROLL CALL:****Dana Jeanes****APPROVALS:**

Approve Minutes from the Meetings of August 17, 2022, and September 7, 2022.

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:**Dana Jeanes**

Receipt of Certified Copies of City Council Resolutions dated August 23, 2022, items 7 through 16 and Item 29, with same night minutes on Items 10 and 29.

PRESENTATIONS:

2021 MLGW Student Art Contest "Captain Mercaptan"

Gale Carson

- WINNER K-2nd Grade Category - Rudved Deshmukh, 2nd Grade, Bailey Station Elementary
- WINNER 3rd-5th Grade Category - Sreshath Darapanent, 5th Grade, Grahamwood Elementary
- WINNER 6th-8th Grade Category - Akshay Tammineni, 8th Grade, West Collierville Middle School
- WINNER 9th-12th Grade Category - Olivia Miller, 12th Grade, Collierville High School

GENERAL STATEMENTS FROM THE PUBLIC:

(None)

PRESIDENT'S BRIEFING:

1. TVA Presentation on Long-Term Power Proposal - Jeff Lyash, President & CEO

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

(President's Briefing Continued on Page 5)

CONSENT AGENDA**CHIEF CUSTOMER OFFICER**

(None)

CHIEF INFORMATION OFFICER

1. Resolution approving Change No. 6 to Contract No. 11462, Electronic Board Agenda Solution with Granicus (formerly Accela, Incorporated), in the funded amount of \$39,866.19. (This change is to renew the current contract for annual software maintenance, fees, and support services for the period covering November 1, 2022, through October 31, 2023) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 7 to Contract No. 11752, Software License and Services Agreement with HansenCIS to renew the current contract in the funded amount of \$169,719.91. (This change is to renew the current contract for annual maintenance, license and support services for the period covering January 1, 2023, through December 31, 2025) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

CHIEF PEOPLE OFFICER

3. Resolution approving a Planner Coordinator position and an Engineer 4 position. (J. T. Young/Jackie Jones)

COMMUNITY & EXTERNAL AFFAIRS

(None)

DESIGN CONSTRUCTION & DELIVERY

(None)

ENGINEERING & OPERATIONS

4. Resolution approving Change No. 4 to Contract No. 11566, Replacement of Distributed Process Control (DPC) System at all MLGW Pumping Stations with Allen & Hoshall. (This change is to extend the current contract end date to December 31, 2024, with no increase in the contract value) (Randy Orsby)

5. Resolution awarding a purchase order to LightSpeed Technologies, Inc., for multiprotocol label switching (MPLS) network expansion equipment in the amount of \$469,769.00 (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT

(None)

SVP, CFO & CAO, FINANCE

6. Resolution approving changing the Bank name from Tri-State to Liberty Bank Memphis for the Claims Settlement Account and the MLGW Freight Account. Also, to remove Eddie Harris from the MLGW Freight Account due to his retirement and add Lamasha Holmes to the MLGW Freight Account as an authorized signer. (Dana Jeanes)
7. Resolution to approve the addition of Street Cut Permit Fees to the MLGW Schedule of Charges effective 10/1/22 which allows MLGW to pass through these costs to customer jobs that require street cuts. This is pursuant to the MLGW Board action on 4/20/2022 and the Memphis City Council action on 5/24/2022 related to Street Cut Permit Fees charged to MLGW by the City of Memphis. This resolution was held from the 7/6/22 and 7/20/22 meetings. (Dana Jeanes)
8. Resolution approving plans to issue tax-exempt obligations in an original aggregated principal amount of not to exceed \$50,000,000. (The Division intends to use all or a portion of the proceeds of the obligations to reimburse the Division for costs incurred prior to the issuance of the obligations. Under federal tax law, in order for the proceeds of tax-exempt obligations to be used to reimburse the Division for prior expenditures, the Division and the City must declare their official intent to reimburse the Division for prior expenditures with proceeds of the obligations. This resolution will constitute such declaration of official intent and will allow the Division to utilize all or a portion of the proceeds from the obligations to reimburse the Division for capital expenditures incurred on or after the date that is sixty days prior to the approval date of this Resolution by the City.) (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)
9. Resolution approving revisions to the Investment Policy Statement for each of the Memphis Light, Gas & Water Retirement and Pension Fund and Other Post-Employment Benefits Trust. (Dana Jeanes)

SVP, CHIEF OPERATING OFFICER

(None)

SHARED SERVICES

- 10. Resolution awarding Contract No. 12371, System Furniture to Office Interiors in the funded amount of \$1,500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL).
- 11. Resolution approving Change No. 2 to Contract No. 12281, Hickory Hill Service Center Repaving with A & B Construction Company, Inc., to change the current contract in the funded amount of \$218,634.55. (The contract term will remain through January 14, 2023) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

VP & GENERAL COUNSEL

- 12. Resolution to approve the law firm of Stephanie Green Cole to be employed on an as needed basis at the hourly rates not exceeding \$300.00 as Partner for legal services rendered concerning legal matters uniquely related to the utility industry. (Cheryl Patterson) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S BRIEFING (Continued):

- 3. Medical Report (January through June 2022) - Marcus Tate
- 4. Other - J. T. Young

COMMITTEE REPORTS:

(None)

ADDITIONAL MEETING ON September 7, 2022

Audit Committee Meeting - Immediately Following the BOC Meeting - MLGW Board Room