



# Board of Light, Gas and Water Commissioners

220 S. Main Street  
Memphis, TN 38103

## Board Meeting

[www.mlgw.com](http://www.mlgw.com)

### ~ Preliminary Agenda ~

---

Wednesday, December 21, 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](http://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 of the Meeting of December 7, 2022.

**CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:**

Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated December 6, 2022, items 18 through 21, and the approval of the MLGW 2023 Budget.

**GENERAL STATEMENT(S) FROM THE PUBLIC:**

(None)

**PRESENTATION(S):**

1. United Way Golf Tournament

United Way Representatives - Albert Edwards/Angelia Allen/Cynthia Graham

MLGW Representatives - Ryan Groves/Joshua Davis/Terica Lamb/Beverly Perkins

2. 2022 MLGW Volunteers in Power Awards - Beverly Perkins/Terica Lamb

3. Special Presentation - Doug McGowen

**NEW BUSINESS**

1. As indicated in the Board of Light, Gas and Water Commissioners' Rules of Procedures, the Vice Chairman shall automatically ascend to the Chairmanship for the next succeeding two year period; therefore, Vice-Chair Leon Dickson will become the new Chairman of the Board of Light, Gas and Water Commissioners, effective January 1, 2023, through December 31, 2024.

2. Election of Vice-Chairman of the Board - Effective January 1, 2023, through December 31, 2024.
3. Appointment of Committee Chairs effective January 1, 2023, through December 31, 2024.

**PRESIDENT'S BRIEFING:**

1. Review of Consent Agenda – Doug McGowen  
(President's Briefing Continued on Page 6)

**CONSENT AGENDA**

**VP of CUSTOMER EXPERIENCE and ENERGY SERVICES**

1. Resolution awarding a thirty-six (36) month purchase order to Neptune Technology Group, Inc., for water meters in the amount of \$3,576,593.80. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

**CHIEF INFORMATION OFFICER**

2. Resolution approval of Change No. 2 to Contract No. 12202, Network Maintenance with ConvergeOne, Inc., in the funded amount of \$2,063,692.47. (This change is to renew the current contract for the second of four annual renewal terms for the period covering February 15, 2023, through February 14, 2024, which reflects a 3.4% increase in rates from the previous year.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

**CHIEF PEOPLE OFFICER**

(None)

**COMMUNITY & EXTERNAL AFFAIRS**

(None)

**DESIGN CONSTRUCTION & DELIVERY**

3. Resolution approving Change No. 1 to Contract No. 12288, Gas Matrix Utility Landscaping with Enlightenment, Incorporated dba APS Facility Maintenance in the funded amount of \$398,448.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering February 14,

2023, through February 13, 2024.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

### **ENGINEERING & OPERATIONS**

4. Resolution approving the execution of Contract No. 12416 between Memphis Light, Gas and Water Division and Trunkline Gas Company, LLC, in the amount of \$13,000,000.00 approximately. (This contract will be for 167,000 MMBtu/day during the winter season. This contract is an amendment and extension to our Enhanced Firm Transportation agreement and includes a Discount Letter. Contract volume is increased from 67,000 to 167,000. The additional 100,000 is replacing volumes from an expiring contract on another pipeline providing a savings. The contract term is for five years, effective November 1, 2024, and ending March 31, 2029.) (Nick Newman) (REQUIRES CITY COUNCIL APPROVAL)
5. Resolution approving Change No. 3 to Contract No. 12129, Watkins Bridge over Loosahatchie River Main Relocation with Owens Irrigation, Incorporated dba Owens Construction Services of Tennessee in the funded amount of \$75,630.00. (This change is to extend the contract until June 30, 2023.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution approving a twelve (12) month extension of Purchase Order Number 7018294 to Harcros Chemicals Incorporated for sodium hexametaphosphate. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution approving Change No. 1 to Contract No. 12343, Chemical Containment and Tank Installation at Water Pumping Stations with Chris-Hill Construction Company, LLC., in the amount of \$104,705.00. (This change is to expand the scope and increase funding. The contract term will remain through May 26, 2023.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

### **PRESIDENT**

(None)

### **SVP, CFO & CAO, FINANCE**

8. Resolution approving payment of the Total Fiscal Year 2022 Gas Equivalency Payment to the City, the County, and each incorporated municipality in Shelby County before December 31, 2022. (Dana Jeanes) (SAME DAY MINUTES REQUESTED)
9. Resolution approving payment of the Total Fiscal Year 2022 Electric Equivalency Payment to the City, the County, and each incorporated municipality in Shelby County before December 31, 2022. (Dana Jeanes) (SAME DAY MINUTES REQUESTED)

10. Resolution approving to add Doug McGowen to the First Horizon MLGW Common Account, MLGW Customer Deposit Account, MLGW Retirement and Pension General Fund, MLGW Retirement and Pension Payroll Account, MLGW Special Account, MLGW Home Uplift Program, and Liberty Bank Memphis, Claims Settlement Account. (Dana Jeanes)
11. Resolution approving Change No. 2 to Contract No. 12032, MLGW Electronic Bill & Presentment with Fidelity Information Services, LLC., (FIS Global) in the funded not-to-exceed amount of \$3,650,490.00. (This change is to extend the current contract for the period covering August 1, 2023, through July 31, 2026.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

**SVP, CHIEF OPERATING OFFICER**

(None)

**SHARED SERVICES**

12. Resolution awarding a twelve (12) month purchase order to Universal Scaffold and Equipment in the amount of \$11,594,232.00 for medium voltage EPR cable. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
13. Resolution approving the ratification of Purchase Order Number 7038758 to Crown Equipment for diesel-powered forklifts in the amount of \$292,472.73. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
14. Resolution approving Change No. 1 to Contract No. 12298, Janitorial Services to Mason's Professional Cleaning Services, LLC., in the funded amount of \$326,970.00. (This change is to renew the current contract for the first of four annual renewal terms for the period covering March 2, 2023, through March 1, 2024.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
15. Resolution approving Change No. 1 to Contract No. 12339, Janitorial Services to Mason's Professional Cleaning Services, LLC., in the funded amount of \$1,463,410.80. (This change is for the first of four annual renewal terms for the period covering May 23, 2023, through May 22, 2024.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

**VP & GENERAL COUNSEL**

(None)

**PRESIDENT'S BRIEFING (Continued):**

2. Retirees Report - Doug McGowen
3. Other - Doug McGowen

**COMMITTEE REPORTS:**

(None)

**ADDITIONAL MEETINGS:**

Pension Board Meeting - Immediately Following the BOC Meeting - MLGW Board Room

OPEB Committee Meeting - Immediately Following the Pension Board Meeting - MLGW Board Room