



Board of Light, Gas and Water Commissioners

220 S. Main Street
Memphis, TN 38103
www.mlgw.com

Board Meeting

~ Minutes ~

Wednesday, April 21, 2021

8:30 AM

Zoom Electronic Meeting

CALL TO ORDER AND OPENING REMARKS:

Chairman Graves

Chairman Graves explained the Governor's order and the need for an electronic meeting due to COVID19.

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	Absent	
Mitch Graves	Chairman	Present	
Leon Dickson	Vice-Chair	Present	

Advisory Board Members:

Kevin Young - Present

Dwain Kicklighter - Absent

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

APPROVALS:

Motion To: Approve Minutes of the Meeting of April 7, 2021. (See Minute File No. 1458.)

RESULT: ADOPTED [UNANIMOUS]

MOVER: Michael Pohlman, Board Member

SECONDER: Leon Dickson, Vice-Chair

AYES: Michael Pohlman, Steven Wishnia, Mitch Graves, Leon Dickson

ABSENT: Carlee McCullough

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated April 6, 2021, Items 26 through 32 and Item 38. (See Minute File No. 1458.)

GENERAL STATEMENTS FROM THE PUBLIC:

(None)

PRESIDENT'S BRIEFING:

1. Review of Consent Agenda - J. T. Young
(President's Briefing Continued on Page 43)

CONSENT AGENDA

(Items 1 through 26)

RESULT:	APPROVED [UNANIMOUS] – Items 1 through 8 and Items 1 through 26
MOVER:	Steven Wishnia, Board Member
SECONDER:	Leon Dickson, Vice-Chair
AYES:	Michael Pohlman, Steven Wishnia, Mitch Graves, Leon Dickson
ABSENT:	Carlee McCullough

RESULT:	SAME DAY MINUTES APPROVED [UNANIMOUS] – Item 1
MOVER:	Steven Wishnia, Board Member
SECONDER:	Leon Dickson, Vice-Chair
AYES:	Michael Pohlman, Steven Wishnia, Mitch Graves, Leon Dickson
ABSENT:	Carlee McCullough

CHIEF CUSTOMER OFFICER

1. Resolution approving a policy to ensure compliance with Title VI of the Civil Rights Act of 1964, so that MLGW may participate in the TDEC Home Uplift Grant program and any future programs or activities receiving federal financial assistance for the benefit of MLGW ratepayers. (Jim West) **(SAME DAY MINUTES REQUESTED)**
2. Resolution ratifying and awarding Contract No.12249, ESource Membership Agreement through TVPPA to ESource Companies, LLC, in the funded amount of \$1,361,376.00. (Randy Orsby) **(REQUIRES CITY COUNCIL APPROVAL)**

CHIEF INFORMATION OFFICER

3. Resolution awarding a purchase order to Mythics, Inc., for Oracle Application license expansion, in the amount of \$257,689.38. (Randy Orsby) **(REQUIRES CITY COUNCIL APPROVAL)**
4. Resolution awarding Contract No. 12295, Oracle Maintenance and Support 2021 to Mythics, Inc., in the funded amount of \$5,922,550.53. (Randy Orsby) **(REQUIRES CITY COUNCIL APPROVAL)**

CHIEF PEOPLE OFFICER

5. Resolution approving an annual salary in the amount of \$97,157.00 for IT Business Consultant, Position No. 07053. (Jackie Jones) **(REQUIRES CITY COUNCIL APPROVAL)**

6. Resolution amending resolutions dated October 6, 2005, December 17, 2009 and June 12, 2012 relating to reclassifications of positions, to include administrative promotions due employees who have met the required promotion qualifications, which require the President's approval only. (J. T. Young/Jackie Jones)
7. Resolution approving Change No. 3 to Contract No. 12096 (Formerly C2033), Hot Sticks Maintenance with Irby Tool and Safety, d/b/a Irby Company, in the funded not-to-exceed amount of \$41,000.00. (This change is to ratify and renew the current contract term for the required bi-annual cleaning cycle established by the federal government for the period covering March 2, 2021 through March 1, 2023.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

COMMUNITY & EXTERNAL AFFAIRS

8. Resolution approving Change No. 1 to Contract No. 12291, MLGW Customer Utility Bill Folder/Insertor (Beale Street Landing) with Bell and Howell, LLC, in the funded amount of \$66,620.00. (This change is to renew the current contract for equipment and software maintenance for a four-year renewal term for the period covering August 14, 2021 through August 13, 2025. MLGW is requesting approval of continuous maintenance, which can only be performed by Bell and Howell, LLC.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

RESULT:	APPROVED AS AMENDED [UNANIMOUS] – Item 9 (Per diem approved for 1-Year)
MOVER:	Steven Wishnia, Board Member
SECONDER:	Leon Dickson, Vice-Chair
AYES:	Michael Pohlman, Steven Wishnia, Mitch Graves, Leon Dickson
ABSENT:	Carlee McCullough

DESIGN CONSTRUCTION & DELIVERY

9. Resolution approving Change No. 2 to Contract No. 12077, Line Clearance with Asplundh Tree Expert, LLC, with no increase in the contract value. (This change is to ratify and add a per diem rate to the current contract to increase staffing from outside of Memphis to assist with expenses for bringing outsource crews and employees to meet tree trimming goals. The per diem rate is effective as of March 1, 2021.) (Randy Orsby)

ENGINEERING & OPERATIONS

10. Resolution awarding a purchase order to Prime Controls for electric cabinets and spare parts, in the amount of \$295,413.61. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
11. Resolution awarding a purchase order to Brighter Days and Nites, Inc., for gas valve actuators, in the amount of \$63,713.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution approving payment of an invoice from U.S. Department of Transportation Pipeline and Hazardous Materials Safety Administration, for the 2021 Pipeline Safety User Fee, in the amount of \$71,989.56. (Nicholas Newman)

13. Resolution approving Change No. 3 to Contract No. 11682, Customer Care Center Back-Up Communications Plan with AT&T Business Systems, in the funded amount of \$434,645.70. (This change is to renew the current contract term for the second and final annual renewal term for the period covering August 16, 2021 through August 15, 2022. The contract value is increasing due to the demand for services caused by the COVID-19 pandemic. The old circuit was in the process of being replaced with a new circuit; however, the pandemic hit during the replacement process. The Customer Care Center (CCC) decided to postpone the switch over and keep the old circuit in addition to the new circuit. This increase is due to having to pay for both circuits, until the switch over can be completed.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
14. Resolution approving Change No. 1 to Contract No. 12104 for Overhead Water Storage Tank Painting Inspections to Mid-South Tank Consultants, with no increase in the contract value. (This change is to extend the contract for an additional eight-month term due to delays caused by the COVID-19 pandemic; the contract term will end on June 27, 2022.) (Randy Orsby)
15. Resolution approving Change No. 2 to Contract No. 12105, Overhead Water Storage Tank Painting for Capleville, Stonebridge, and Egypt Central with Currens Construction Services, LLC, in the funded amount of \$89,500.00. (This change is to expand the scope of the current contract to add additional funds to the contract value for the removal, disposal, installation, and replacement of the existing 36" riser at Capleville Water Storage Tank. Also, this change is to extend the contract for an additional eight-month term due to delays caused by the COVID-19 pandemic; the contract term will end on June 15, 2022.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
16. Resolution approving Change No. 17 to Contract No. 9955, Partial Funding of Pollution Control-Ground Water Quality Control Program with Memphis & Shelby County Health Department, to authorize the annual fee payment in the funded amount of \$141,868.10. (This change is to authorize the annual payment in the funded amount of \$141,868.10, based on fiscal year 2020 data, covering January 1, 2020 through December 31, 2020, with an increase in meters from 255,558 to 257,942 from the previous year. This amount will be absorbed in the current contract value.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
17. Resolution approving Change No. 2 to Contract No. 11896, Internet Service Provider with Windstream Enterprise, in the funded amount of \$53,500.00. (This change is to ratify, extend and upgrade Windstream internet service to one gigabit per second for MLGW internal DNS, Web, Email and E-business applications for the period covering March 18, 2020 through March 17, 2023. MLGW is requesting continuous service of the acquired system, which can only be performed by Windstream Enterprise.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
18. Resolution approving Change No. 2 to Contract No. 11852, Internet Service Provider with CenturyLink Business (formerly Level 3 Communications), in the funded amount of \$66,483.00. (This change is to ratify, extend and upgrade Centurylink/Lumen internet service to one gigabit per second (GBPS) to accommodate load from personnel working remotely and to support applications of Microsoft Office 365 Cloud service for the period

covering March 16, 2020 through March 15, 2023. Due to the complexity and cost to configure dual Internet service provider routing protocol, MLGW is requesting approval of the acquired services which can only be performed by CenturyLink Business.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT

(None)

SVP, CFO & CAO, FINANCE

19. Resolution approving Change No. 2 to Contract No. 12043, Property & Boiler Insurance with FM Global, based on approved rates, not-to-exceed \$2,194,313.00. (This change is to renew the current contract for the second of four annual renewal terms covering the period June 1, 2021 through May 31, 2022.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

SVP, CHIEF OPERATING OFFICER

(None)

SHARED SERVICES

20. Resolution awarding a purchase order to Scruggs Equipment Company, Inc., for the purchase of hydraulic front mounted truck winches, in the amount of \$103,800.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
21. Resolution awarding purchase orders for two-ton steel utility service bodies to Utility Equipment Service, Inc., in the amount of \$30,723.00 and Scruggs Equipment Company in the amount of \$450,882.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
22. Resolution awarding a purchase order to Summit Truck Group, for two-ton cab and crew cab and chassis, in the amount of \$1,501,163.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
23. Resolution awarding a thirty-six-month purchase order to Universal Scaffold and Equipment, for bare Aluminum Conductor Coated-Steel Reinforced (ACSR) 477 KCM, 18/1 strand pelican wire, in the amount of \$582,382.66. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
24. Resolution approving Change No. 5 to Contract No. 11841, Professional Engineering Services for Central Support Services with CCS Group, Incorporated, with no increase in the contract value. (This change is to extend the current contract for six months for the period covering May 17, 2021 through November 16, 2021.) (Randy Orsby)
25. Resolution approving Change No. 5 to Contract No. 11562 Professional Engineering Services for Central Support Services with Smith Seckman Reid, Incorporated (SSR), with no increase in the contract value. (This change is to extend the current contract for 12 months for the period covering July 1, 2021 through June 30, 2022, based on agreed upon rates, with no increase in the contract value.) (Randy Orsby)

VP & GENERAL COUNSEL

26. Resolution approving payment of \$150,000.00 for a litigation settlement. (Cheryl Patterson) **REQUIRES CITY COUNCIL APPROVAL**

COMMITTEE REPORTS:

First Quarter, 2021 Human Resources Committee Report - Jackie Jones reported that at the beginning of the quarter there were 274 active grievances and we ended the quarter with 260. She informed the Board that the lost time overall has improved compared to this time last year, so we are moving toward our goal. She was happy to report that there have been no fuel pump pull offs this year. She discussed the award-winning students that wrote essays for the Adopt-a-School program.

PRESENTATIONS:

Recognition of MLGW Heroes - J. T. Young

- Ronnie Freeman and Amondro McDonald
- Maximo Machado and John Shannon

President Young told of a heroic act by Amondro McDonald and Ronnie Freeman. They went to the Nelson residence to repair their leased outdoor lights. As they arrived, they learned that Mr. Nelson, a stroke victim, had fallen. When the duo arrived at the door to discuss the light, their daughter informed them that they had an emergency and asked if they could help. They helped get Mr. Nelson off the floor and into his bed. His wife was very appreciative and stated the duo was their angel that day. Mrs. Nelson wanted to make sure that Mr. Freeman and Mr. McDonald were recognized for their selfless acts. President Young thanked them for going above and beyond the call of duty. Due to the meeting being held as a virtual meeting, Brad Gates and Cliff DeBerry were with the heroes at their work location. They were presented with plaques as recognition of their heroic act.

President Young told of another heroic act by Maximo Machado and John Shannon. The crew was restoring a power outage near the Cox residence. Mr. Cox came out on his porch and the crew observed a huge laceration and heaving bleeding in Mr. Cox's arm. Without hesitation, Maximo Machado, an Apprentice Lineman ran to the crew truck to retrieve some duplex wire. He then wrapped it around Mr. Cox's arm and used it as a tourniquet to stop the bleeding. The paramedics arrived and took Mr. Cox to the hospital. The paramedics told the crew it was their quick thinking and response that saved Mr. Cox's life. If it were not for Electric Distribution employees Maximo Machado, who quickly made a tourniquet, and Crew Leader Lineman, John Shannon, who also assisted, Mr. Cox would have bled to death. President Young thanked the employees for their heroic acts.

Board Meeting**Minutes****April 21, 2021****PRESIDENT'S BRIEFING (Continued):****2. Other - J. T. Young**

President Young asked Alonzo Weaver to update the Board on the GDS contract. Mr. Weaver stated the kickoff meeting is scheduled for this week.

President Young also informed the Board that he wanted to disclose that he has discovered there is a GDS employee that was a previous co-worker from several years back.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:35 a.m.

(See Minute File No. 1459.)

Approved Without Interlineation
Signed by:
Mitch Graves
Chairman OF 1248D...

These Minutes Compiled by Undersigned and
are Correct
[Signature]
Secretary-Treasurer