



Board of Light, Gas and Water Commissioners

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

Board Meeting

~ Minutes ~

Wednesday, August 17, 2022

8:30 AM

Board Room

CALL TO ORDER AND OPENING REMARKS:

Chairman Graves

The meeting was called to order at 8:30 a.m.

A moment of silence was held in memory of employee, Michael C. "Nilo" Nowlin, who was fatally injured on the job on August 11, 2022.

(NOTE: The MLGW BOC meeting scheduled for Wednesday, August 3, was not held due to the lack of a quorum.)

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	
Cheryl Pesce	Board Member	Present	
Carl Person	Board Member	Present	
Mitch Graves	Chairman	Present	
Leon Dickson	Vice Chair	Present	

APPROVALS:

Motion To: Approve Minutes of the Meeting of July 20, 2022.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Pohlman, Board Member
SECONDER:	Carl Person, Board Member
AYES:	Pohlman, Pesce, Person, Graves, Dickson

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated July 26, 2022, items 9 through 12, and item 19 with same night minutes. Also, Acknowledging Receipt of Certified Copies of City Council Resolutions dated August 9, 2022, items 13 through 22. (See Minute File No. 1472.)

PRESENTATIONS:

(None)

GENERAL STATEMENTS FROM THE PUBLIC:

(None)

PRESIDENT'S BRIEFING:**1. Greater Memphis Chamber Update - Ted Townsend**

Mr. Townsend highlighted the slide presentation. He discussed the various scopes of services. He shared information pertaining to new developments within the community adding that there are many opportunities for partnership. He discussed the summit that his team attended and reminded everyone that the Blue Carpet Tour starts this coming Sunday.

He updated the Board discussing the project pipeline and results. As of August 12, 2022 there are 55 projects in the pipeline with potential to bring 16,000 new jobs to Memphis. In addition, he noted that there have been eleven projects located which has generated \$15.6 million in new electric revenue and a \$1.8 million electric construction credit allowance.

Mr. Townsend also discussed the "Prosper Memphis 2030" program. He explained some of the details of the program and the involvement with Junior and Senior high school students. In addition, he shared the great news that Memphis has been awarded \$21.5 million from the "Good Jobs Grant Challenge". He discussed "Build Back Better Grant" adding that Memphis is one of sixty finalists competing for a pool of \$1 billion.

The Commissioners were given the opportunity to ask questions. Commissioner Pesce asked about Phase II of the application and when they would be notified in the event Memphis is awarded funds from the "EDA Build Back Better Grant". Mr. Townsend responded that it will most likely be the end of September of this year. Commissioner Person thanked the Chamber for all their work in the community and particularly in their focus of diversity.

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

(President's Briefing Continued on Page 85)

The original of the resolutions and documents relating to each item is filed in the vault of 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 23)

RESULT:	APPROVED [UNANIMOUS] - Add Item 23 to Consent Agenda
MOVER:	Cheryl Pesce, Board Member
SECONDER:	Leon Dickson, Vice Chair
AYES:	Pohlman, Pesce, Person, Graves, Dickson

RESULT:	APPROVED [UNANIMOUS] - Items 1 through 18 and Items 20 through 23
MOVER:	Leon Dickson, Vice Chair
SECONDER:	Carl Person, Board Member
AYES:	Pohlman, Pesce, Person, Graves, Dickson

CHIEF CUSTOMER OFFICER

1. Resolution approving Change No. 1 to Contract No. 11938, Collection Services - Primary Collection Agencies with IC Systems, Inc.; to extend the current contract with no increase in the contract value. (This change is to extend the current contract for an additional five-year period covering March 2, 2023 through March 1, 2028.) (Randy Orsby)
2. Resolution approving Contract No. 11828, Collection Services - Primary Collection Agencies with Aargon Agency, Inc.; to extend the current contract with no increase in the contract value. (This change is to extend the current contract for an additional five-year period covering March 5, 2022 through March 4, 2028.) (Randy Orsby)

CHIEF INFORMATION OFFICER

3. Resolution approving the rejection of proposals received up to 4:00 PM on Monday, May 23, 2022 for Contract No. 12362, Project Portfolio Management Software Tool Acquisition. (Randy Orsby)
4. Resolution approving Change No. 3 to Contract No. 11966, MLGW Network Upgrade and Enhancement with ConvergeOne, Incorporated (formerly Venture Technologies, Incorporated), in the funded amount of \$324,883.80. (This change is to ratify and renew the current contract for the third of four annual renewal terms for the period covering September 27, 2021 through September 26, 2022. Also, to renew the current contract for fourth and final annual renewal term for the period covering September 27, 2022 through September 26, 2023, which reflects a 43.72% decrease in rates from the previous term.) (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

CHIEF PEOPLE OFFICER

5. Resolution to approve revisions to MLGW Human Resource Policy Number 23-27, Workplace Violence. (J. T. Young/Jackie Jones)
6. Resolution to approve the new MLGW Human Resource Policy Number 22-26, Flexible Working Arrangements. (J. T. Young/Jackie Jones)
7. Resolution to approve the new MLGW Human Resource Policy Number 22-25, ADAAA Policy. (J. T. Young/Jackie Jones)
8. Resolution to approve revisions to MLGW Human Resource Policy Number 22-12, Vacation Policy. (J. T. Young/Jackie Jones)
9. Resolution to approve revisions to MLGW Human Resource Policy Number 22-03, Bonus Days. (J. T. Young/Jackie Jones)

10. Resolution approving of Change No. 1 to Contract No. 12223, Ergonomics Program with The Institute of Health & Human Performance dba BIOKINETIX to extend the current contract in the funded amount of \$284,200.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL) .
11. Resolution awarding approval of Change No. 2 to Contract No. 12103, Worker's Compensation Stop Loss Brokering with Willis of Tennessee, Inc., to renew the current contract in the funded amount of \$278,368.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

COMMUNITY & EXTERNAL AFFAIRS

(None)

DESIGN CONSTRUCTION & DELIVERY

12. Resolution approving the rejection of the single bid received up to 4:00 PM on Tuesday July 12, 2022 for Contract No. 12373, MLGW Master Paving Contract. (Randy Orsby)
13. Resolution approving Change No. 1 to Contract No. 12085, Right-of-Way Mowing with APS Facility Maintenance to change the current contract with no increase in the contract value. (This change is to increase the current contract rates due to increases in labor, fuel, and maintenance. The contract term will remain June 24, 2019 through June 23, 2024.) (Randy Orsby)
14. Resolution awarding Contract No. 12364, South Primary No. 31 Thomas H. Allen No. 35 Line #6 161 kV Transmission Line FedEx Substation Cut-In to William E. Groves Construction, LLC dba Groves Electrical Services in the funded not-to-exceed amount of \$8,480,758.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS

15. Resolution approving Change No. 1 to Contract No. 12076, Wireless Network Data and FirstNet Service with AT&T Mobility to renew the current contract in the funded amount of \$853,229.01. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
16. Resolution approving Change No. 1 to Contract No. 12053, Local Dial Tone Services with AT&T to renew the current contract in the funded amount of \$163,944.00. (This change is to renew the current contract for the first of two annual renewal terms covering the period September 17, 2022 through September 16, 2023, with no increase in rates. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
17. Resolution awarding Contract No. 12372, FirstNet Wireless Services and Devices to AT&T Mobility in the funded not-to-exceed amount of \$2,009,495.40. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT

18. Resolution approving the employment of Timothy Davis as Vice President, Customer Experience and Energy Services at an annual salary of \$240,000.00 and to submit his salary to the City Council for approval. (J. T. Young) (REQUIRES CITY COUNCIL APPROVAL) (SAME DAY MINUTES REQUESTED)

RESULT: APPROVED [UNANIMOUS] - Item 19 – Hold/Table
MOVER: Carl Person, Board Member
SECONDER: Leon Dickson, Vice Chair
AYES: Pohlman, Pesce, Person, Graves, Dickson

SVP, CFO & CAO, FINANCE

19. Resolution to approve the addition of Street Cut Permit Fees to the MLGW Schedule of Charges effective 9/1/22 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)

SVP, CHIEF OPERATING OFFICER

(None)

SHARED SERVICES

20. Resolution approving Change No. 1 to Contract No. 12296, Electric Operations Site Drainage Improvements with A & B Construction Company, Inc., to change and expand the scope of the current contract in the funded amount of \$35,977.48. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
21. Resolution approving the ratification of material purchased to restore power due to Winter Storm Landon in the amount of \$2,973,352.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)
22. Resolution approving Change No. 9 to Contract No. 11293, Procurement Card Provider with First Horizon Bank to extend the current contract with no annual fees. (This extension is for an additional 18-month term covering the period of August 1, 2022 through January 31, 2024.) (Randy Orsby)

VP & GENERAL COUNSEL

(None)

MOTION TO ADD ITEM 23 (ABOVE)

23. Resolution awarding Contract No. 12389 for the conversion of MLGW's streetlights within the City of Memphis with Ameresco, Inc. in the funded amount not to exceed \$47,000,000.00. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

RESULT: ADOPTED [UNANIMOUS] – SAME DAY MINUTES – Items 14 & 18
MOVER: Cheryl Pesce, Board Member
SECONDER: Mike Pohlman, Board Member
AYES: Pohlman, Pesce, Person, Graves, Dickson

PRESIDENT'S BRIEFING (Continued):3. Other - J. T. Young

President Young shared that he had been able to speak to one of Mr. Michael Nowlin's daughters. He added that this is a very difficult time for his family as well as his co-workers. He stated that EAP has been working with the MLGW employees and remain available while Mr. Nowlin's coworkers adjust during this sad time.

President Young commended Alonzo Weaver for receiving the APPA Distinguished Service Award. He added that Mr. Weaver has served on the Board of APPA and has done a lot of good work related to the organization and MLGW.

He also reminded everyone that the Operation Feed Campaign is going on right now. He gave accolades to the MLGW team for their work in coordinating the campaign as well as the employees for their generous contributions.

Lastly, President Young introduced new employee (pending City Council approval), Timothy Davis. Mr. Davis came to the podium and shared information about himself. He noted he started out in the utility business as a meter reader. He added that his brother is a lineman in Los Angeles and how important safety is to him. He also shared that he was a member of IBEW a few years during his career. Chairman Graves welcomed Mr. Davis adding that Jim West has done a great job and does have big shoes to fill. All the Commissioners welcomed him and encouraged him to bring his "best practices" to the MLGW team and share what he has learned in other states.

COMMITTEE REPORTS:

(None)

ADJOURNMENT:

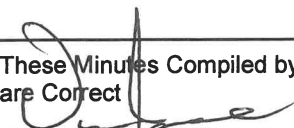
There being no further business, the meeting was adjourned at 9:32 a.m.

(See Minute File No. 1473.)

Approved Without Interlineation


Chairman

These Minutes Compiled by Undersigned and
are Correct


Secretary-Treasurer