



Board of Light, Gas and Water Commissioners

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

Board Meeting

~ Minutes ~

Wednesday, April 12, 2023

8:30 AM

Board Room

CALL TO ORDER AND OPENING REMARKS:

Chairman Dickson

PLEDGE OF ALLEGIANCE:

Chairman Dickson

ROLL CALL:

Dana Jeanes

Attendee Name	Title	Status	Arrived
Michael Pohlman	Vice Chairman	Present	
Cheryl Pesce	Board Member	Present	
Carl Person	Board Member	Present	
Mitch Graves	Board Member	Present	
Leon Dickson	Chairman	Present	

SPECIAL RECOGNITION & PRESENTATION

Commissioner Graves read into record a Resolution honoring Michael Stewart, an Employee of Memphis Light, Gas & Water for over twenty years that lost his life while working as a Troubleshooter on December 9, 2023. Mr. Stewart had been employed with the Division since 2001. Mr. Stewart is remembered for smile and warm personality. He made quite the impressions on members of the community with some going as far as having shirts made that said "Be like Mike". Commissioner Graves expressed great sympathy for Mr. Stewart's wife and family, and presented them with a Resolution honoring Mr. Michael Stewart and his years of service.

APPROVALS:

Motion To: Approve Minutes from the Meeting of March 15, 2023.

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

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:

Dana Jeanes

(None)

PRESENTATIONS:

Frank Rapley, Senior Manager of TVA's Energy Services & Programs, addressed the Board stating that he had been with TVA for twenty years, and one of the greatest blessings of his career has been the honor of working with MLGW, particularly Becky Williamson, Shellee Williams and Margie Borrum-Smith. Mr. Rapley states that the relationship between TVA and MLGW has included many first. TVA and MLGW

partnered together to be the first to launch the e-score program, max impact loan program, and small business direct install program. Mr. Rapley presented four "Top Performer Awards" for the years 2019, 2020, 2021 and 2022.

Becky Williamson of MLGW spoke stating that these awards really recognize the efforts and participation of our customers. The awards are really accepted on behalf of our customers because of their participation in these programs.

Frank Rapley states that they have additional programs coming.

GENERAL STATEMENT(S) FROM THE PUBLIC:

Dennis Lynch - 347 N. McLean, Memphis, TN - Member of the Sierra Club - Mr. Lynch stated that he was out of the country when MLGW was considering signing the never-ending contract with TVA. Mr. Lynch thanked the Board for not signing the never-ending contract. Mr. Lynch encouraged MLGW to continue to look at opportunities and moving MLGW forward. Mr. Lynch states that the cost of solar energy has been reduced and also the inflation reduction act provides other options. Mr. Lynch states that the RFP did not talk about climate change and greenhouse gases as this is important to the community and the globe. He states the analysis of the RFP did look at batteries. Mr. Lynch participates in the opening ceremonies of a couple of Solar Farms in Shelby County, and he states that neither of them had batteries. Mr. Lynch states that he doesn't know how you have solar energy without batteries. Mr. Lynch stated that Former President Young did not want the public's input on the RFP, and he hopes that President McGowen will involve the public and individuals like himself in future RFP.

PRESENTATIONS:

Dr. Brian Waldron of the University of Memphis presented to the Board the 2023 Memphis Aquifer Aquitard Investigation results that they have been conducting the last five years and is coming to a close this June. Dr. Waldron first described what a breach is in the aquifer, why we should be concerned about breaches and what is the importance of this study. Dr. Waldron states that breaches fall into two categories: suspected and known. Suspected come from technique known as an Anomalous water table depressions, chemical signatures and age-dating, computer modeling, and map the subsurface geology. U.S. Geological Surveying used a device that they flew over North Shelby County that can see underground that provided unprecedented information. They cannot do any other area besides North Shelby County because you cannot fly over urban areas. USGS identified 36 suspected breaches, 6 known and 23 new breaches. Dr. Waldron provided to the Board things we can do regarding breaches in our aquifer.

PRESIDENT'S BRIEFING:

1. Review of Consent Agenda - Dana Jeanes

(President's Briefing Continued on Page 35)

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 17)

Motion To: Approve Consent Agenda

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

VP of CUSTOMER EXPERIENCE and ENERGY SERVICES

1. Resolution awarding a purchase order to Engineered Sealing Components for electric smart meters in the amount of \$1,052,702.16. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

CHIEF INFORMATION OFFICER

(None)

CHIEF PEOPLE OFFICER

2. Resolution awarding Change No. 1 to Contract No. 12352, Smith Driving to Smith System, Incorporated, to expand the contract scope and increase the current contract value in the funded amount of \$202,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

COMMUNITY & EXTERNAL AFFAIRS

(None)

DESIGN CONSTRUCTION & DELIVERY

3. Resolution awarding Change No. 2 to Contract No. 12188, Gas Leak Survey with Heath Consultants, Inc. to ratify and renew the current contract in the funded amount of \$1,200,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS

4. Resolution awarding Contract No. 12401 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Water) to Fisher & Arnold, Incorporated, in the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

5. Resolution awarding Contract No. 12400 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Gas) to Barge Design Solutions, Incorporated, in the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

6. Resolution awarding Contract No. 12405 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Water) to Gresham Smith in

the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

7. Resolution awarding Contract No. 12404 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Gas) to Gresham Smith in the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

8. Resolution awarding Contract No.12399 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Electric) to Gresham Smith, in the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

9. Resolution approving a one-year option to renew blanket purchase order number 7034556 to Cleaveland-Price, Inc., for air disconnect switches. (Randy Orsby)

10. Resolution awarding Change No. 2 to Contract No. 12053, Local Dial Tone Services with AT&T to renew the current contract in the funded amount of \$172,735.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

11. Resolution awarding Contract No. 12403 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Water) to Allen & Hoshall, Incorporated in the funded amount not-to-exceed \$500,000.00. (RANDY ORSBY) (REQUIRES CITY COUNCIL APPROVAL)

12. Resolution awarding Contract No. 12402 (solicited under Contract No. 12346), MLGW Utility Relocations for Street Improvement Project (Gas) to Allen & Hoshall, Incorporated in the funded amount not-to-exceed \$500,000.00. (RANDY ORSBY) (REQUIRES CITY COUNCIL APPROVAL)

13. Resolution awarding Contract No. 12346, MLGW Utility Relocations for Street Improvement Project (Electric) to Allen & Hoshall, Incorporated in the funded amount not-to-exceed \$500,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT

(None)

SVP, CFO & CAO, FINANCE

14. Resolution awarding Change No. 1 to Contract No. 12286, MLGW Utility Payment Centers with FirsTech, Incorporated to renew the current contract in the funded amount of \$297,009.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

SVP, CHIEF OPERATING OFFICER

(None)

SHARED SERVICES

15. Resolution awarding Change No. 4 to Contract No. 12060, DOT Drug and Alcohol Testing with Mid-South Drug Testing, Incorporated to renew the current contract in the funded amount of \$125,000.00. (Randy Orsby) (REQUIRES CITY COUNCIL APPROVAL)

VP & GENERAL COUNSEL

16. Resolution approving the law firm of Glankler Brown, PCCC, be employed on as needed basis at the following hourly rates: Partners/Members - \$300 - \$350; Associates - \$225 - \$300; and Paralegal/Assistants - \$175 - 220. (Douglas Black, Acting VP and General Counsel) (REQUIRES CITY COUNCIL APPROVAL)

17. Resolution approving the law firm of Harris, Shelton, Hanover, Walsh, PLLC, be employed on as needed basis at the following hourly rates: Partners/Members - \$300 - \$350; Associates - \$200 - \$250. (Douglas Black, Acting VP and General Counsel) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S BRIEFING (Continued):**2. Corporate Scorecard - Valerie McKinney**

Valerie McKinney presented to the Board the 4th Quarter 2022 Corporate Scorecard. Ms. McKinney provided information regarding lost time incident rate, medical recordable incident rate, preventable vehicular collision rate, customer service calls average speed of answer, percentage of appointments met, JD Power Score, total outage minutes, CAIDI, SAIFI, net income variance for electric, gas and water, percentage of capital spend, supplier diversity, employee turnover rate, and dollars saved through improved efficiency. Most of our numbers were in the red for 2022, but Ms. McKinney states that we are looking better for 2023.

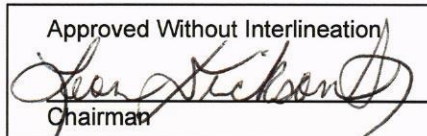
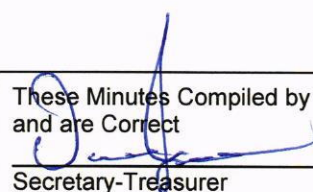
COMMITTEE REPORTS:

(None)

ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:41 a.m. (See Minutes File No. 1481)

Approved Without Interlineation


ChairmanThese Minutes Compiled by Undersigned
and are Correct
Secretary-Treasurer