

**MEMPHIS LIGHT, GAS & WATER DIVISION
BOARD AGENDA - PRELIMINARY**

Meeting Time: March 18, 2010 at 3:00 P.M.

Meeting Location: Board Room, Fifth Floor,
Administration Building, Memphis, Tennessee



INFORMATION FOR THE BENEFIT OF THE PUBLIC:

Public Notice: Regular board meetings are held the first and third Thursdays 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 Rutha Griffin at (901) 528-4486 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:	<u>Chairman Cobbins</u>
PLEDGE OF ALLEGIANCE:	<u>Chairman Cobbins</u>
ROLL CALL:	<u>John McCullough</u>
APPROVALS:	Minutes of Meeting of March 4, 2010
CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:	<u>John McCullough</u>

Receipt of Certified Copies of City Council Resolutions dated March 9, 2010, Items 17 through 24.

GENERAL STATEMENTS FROM THE PUBLIC:

PRESENTATION:

1. Benny Award Presentation – Renise Holliday

COMMITTEE REPORT:

1. Supplier Diversity Update – Commissioner Evans
 - 2009 Year-End Report – Renise Holliday

CONSENT AGENDA

1. Resolution awarding Contract No. 11366, Retrofit of High-Pressure Underground Transmission Cable Terminations, to W. A. Chester, L.L.C., in the funded amount of \$1,398,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Contract No. 11428, Other Post-Employment Benefits (OPEB) Trust Audit, with Banks, Finley, White and Company, in the funded amount of \$65,000.00. (Lesa Walton) (REQUIRES CITY COUNCIL APPROVAL)
3. Resolution approving Contract No. 11429, Retirement and Pension System Audit, with Banks, Finley, White and Company, in the funded amount of \$97,500.00. (Lesa Walton) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution approving Change No. 7 to Contract No. 10344, Computer Associates Combined Products, with Computer Associates International, Inc. in the funded amount of \$1,069,510.00. (This change renews the contract for a five-year term, April 28, 2010 to April 27, 2015, with a savings of \$148,070.00 for support during the term). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

5. Resolution approving Change No. 4 to Contract No. 10793, Professional Portfolio Software, with Advent Software, Inc. in the funded amount of \$27,550.10. (This change provides annual maintenance and software upgrade from AXYS Version 3.7 to AXYS Version 3.8, and renews the contract for the period May 11, 2010 through May 10, 2011, with a 4.35% increase from the previous year due to the software upgrade). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution approving Change No. 4 to Contract No. 11078, Professional Claims Adjusting Service, with Horton and Associates of Memphis, with no increase in contract value. (This change renews the contract for the fourth and final renewal term, April 1, 2010 to March 31, 2011). (Jozelle Booker)
7. Resolution approving Change No. 2 to Contract No. 11213, Meter Data Management System, with Itron, Inc. in the funded amount of \$16,501.19, for a new contract value of \$507,354.49. (This change ratifies previous invoice payments for travel in the amount of \$13,373.59 and authorizes payment of invoices for travel in the amount of \$3,127.60). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution rejecting bids received for Contract No. 11335, Building Expansion for Building Services and Grounds. (Jozelle Booker)
9. Resolution rejecting proposals received for Contract No. 11390, MLGW Retirement and Pension System. (Jozelle Booker)
10. Resolution rejecting proposals received for Contract No. 11391, MLGW Other Post-Employment Benefits (OPEB) Trust. (Jozelle Booker)
11. Resolution awarding contract for mesh wire screens and accessories to Jesco Industries in the amount of \$50,645.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution awarding 60-month contract for distribution transformers, as follows: (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

Howard Industries.....	\$11,217,508.00
Central Moloney, Inc.....	1,559,399.40
ERMCO c/o Utility Sales Agency.....	1,882,170.90
CG POWER Systems USA, Inc.....	<u>6,666,261.70</u>
60-Month Total:	<u>\$21,325,340.00</u>

13. Resolution approving agreement between MLGW and TVA whereby MLGW will provide \$50,000.00 to TVA's Comprehensive Services Program and TVA will match with an additional \$50,000.00. MLGW's funding (\$50,000.00) is reimbursable through federal Energy Efficiency and Conservation Block Grant (EECBG) funding. (Christopher Bieber) (REQUIRES CITY COUNCIL APPROVAL)

14. Resolution approving an amendment to the agreement between MLGW (acting for itself and on behalf of the City of Memphis, Tennessee) and TVA, providing arrangements pursuant to which TVA agrees to serve as the responsible party to the North American Electric Reliability Corporation (NERC) and the SERC Reliability Corporation (SERC) for MLGW's compliance with the NERC Functional Model Reliability Standards. This amendment will extend the contract for the period beginning May 1, 2010 and ending December 31, 2010. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
15. Resolution approving unpaid leave of absence for Michael Bonner for a maximum period of thirty-two (32) days, effective April 6, 2010. (Von Goodloe)
16. Resolution approving revised MLGW Human Resources Policy No. 22-05, Holidays. (Von Goodloe)