



Board of Light, Gas and Water Commissioners

220 S. Main Street

Memphis, TN 38103

www.mlgw.com

Board Meeting

~ Preliminary Agenda ~

Thursday, June 7, 2012

1:30 PM

Board Room

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: Chairman Wishnia

PLEDGE OF ALLEGIANCE: Chairman Wishnia

ROLL CALL: Dana Jeanes

APPROVALS:

Minutes of Meeting of May 17, 2012

CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE: Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated May 15, 2012, Items 20 through 29 and Item 34.

GENERAL STATEMENTS FROM THE PUBLIC:

PRESIDENT'S BRIEFING

1. Corporate Scorecard - 1st Quarter 2012 - Valerie McKinney
2. Approval of Positions – Von W. Goodloe
3. Other - Jerry R. Collins, Jr.
4. Review of Consent Agenda - Jerry R. Collins, Jr.

COMMITTEE REPORTS:

1. Audit Committee Update - Commissioner Masson
2. Human Resources Committee Update - Commissioner Cobbins
3. Supplier Diversity Committee Update - Commissioner Sisnett
 - a. Supplier Diversity Update – 1st Quarter 2012 - Renise Holliday

CONSENT AGENDA

CONSTRUCTION & MAINTENANCE DIVISION

1. Resolution awarding Contract No. 11504, Cooling Tower Rebuild Administration Building, to CS3 Inc., in the funded amount of \$623,400.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution awarding Contract No. 11534, Beale Street Landing Garage Variable Air Volume (VAV) Box Replacement & Direct Digital Controls (DDC), to Air

- Technical Services, in the funded amount of \$232,400.00. (Jozelle Booker)
(REQUIRES CITY COUNCIL APPROVAL)
3. Resolution approving Change No. 9 to Contract No. 9955, Partial Funding of Pollution Control, Ground Water Quality Control Program, with Memphis & Shelby County Health Department, in the funded amount of \$139,632.90. (This change is to renew the current contract for 2012). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
 4. Resolution approving Change No. 2 to Contract No. 11399, Right of Way Mowing, with Rotolo Consultants, Inc., in the funded amount of \$236,256.00. (This change renews the contract for the second of four renewal terms, August 9, 2012 through August 8, 2013, which includes a 2.2% increase due to the governmental estimate of Cost of Living (COL) for 2011). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
 5. Resolution approving Change No. 2 to Contract No. 11443, Tire and Tire Repair Service, with Southern Tire Mart, in the funded amount of \$41,157.00, for a new contract amount of \$635,592.56. (This change is to increase the current contract value in the funded amount of \$41,157.00 to process invoices for work performed through the completion of the term which ended December 31, 2011. This change is due to non-contracted and 2010 charges that were misapplied to this contract with no recourse to remove the identified charges. Therefore, in order to pay the invoices, the contract value of this contract must be increased by said amount.). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
 6. Resolution rejecting bid received for Contract No. 11533, Variable Frequency Drive. (Jozelle Booker)
 7. Resolution awarding 36-month blanket contract for flowable fill to Memphis Ready Mix in the amount of \$972,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

CUSTOMER CARE DIVISION

8. Resolution approving Change No. 5 to Contract No. 11070, Utility Meter Data Application, with Automated Energy, Inc. (AEI), in the funded amount of \$83,000.00. (This change is to enroll additional meters in the web-based Meter data analysis product known as "Load Profiler: but marketed by MLGW as "Meter Intelligence." This change is also to extend the current contract term for an additional term for the period covering January 1, 2013 to December 31, 2013. The price per unit will remain \$15 per meter per month, until such time MLGW reaches 250 meters, at which point a change order will be requested to accommodate the lower price point. A set-up fee of \$50 per meter will be charged for each new meter added to the service). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

ENGINEERING & OPERATIONS DIVISION

9. Resolution awarding Contract No. 11501, Geotechnical Investigation, to Professional Service Industries, Inc., in the funded amount of \$26,057.50. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution awarding Contract No. No. 11527, 10 MBPS Metro Ethernet for LNG-Arlington, to AT&T, Inc., in the funded amount of \$32,400.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
11. Resolution awarding contract for remote terminal units to Telvent USA, LLC, in the amount of \$407,700.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution approving payment of invoice from the American Public Power Association for 2012 annual membership dues in the amount of \$103,476.90. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)

FINANCE DIVISION

13. Resolution awarding Contract No. 11544, Internal Controls Review and Fraud Risk Assessment, to Dixon Hughes Goodman, LLP, in the funded amount of \$67,000.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
14. Resolution awarding contract for conductor cable to Universal Scaffolding in the amount of \$451,042.00 and to The Okonite Company in the amount of \$94,523.00, for a total amount of \$545,565.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
15. Resolution awarding contract for smart switches to Stuart C. Irby in the amount of \$371,316.00. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)
16. Resolution authorizing the execution, delivery and filing of the Morgan Keegan Settlement Proof of Claim Form (the "Claim Form") seeking recovery from both the States Fund and/or the SEC Fund, as applicable, of losses incurred by the OPEB Trust resulting from its investment in the Morgan Keegan Select High Income Fund in 2007 and 2008. (Dana Jeanes)
17. Resolution authorizing the execution, delivery and filing of the Morgan Keegan Settlement Proof of Claim Form (the "Claim Form") seeking recovery from both the States Fund and/or the SEC Fund, as applicable, of losses incurred by the Pension Fund resulting from its investment in the Morgan Keegan Select High Income Fund in 2007 and 2008. (Dana Jeanes)

GENERAL COUNSEL DIVISION

(None)

HUMAN RESOURCES DIVISION

18. Resolution approving the employment of Mr. Roland McElrath as Controller at an annual salary of \$133,016.00. (Jerry R. Collins, Jr.) (REQUIRES CITY COUNCIL APPROVAL)

19. Resolution approving revised Human Resources Policy No. 21-01 - Employment of Relatives. (Jerry R. Collins, Jr./Von W. Goodloe)

INFORMATION SERVICES DIVISION

20. Resolution approving Change No. 2 to Contract No. 11393, Network Maintenance, to Venture Technologies, Inc., in the funded amount of \$638,939.63. (This change renews the contract for the second of four renewal terms, October 15, 2012 through October 14, 2013, with no increase in rates. This change also increases the quantity of professional services support due to MLGW's NERC compliance initiative). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

21. Resolution awarding 60-month blanket contract for ruggedized laptop computers and accessories to USAT Corporation, in an amount not to exceed \$3,031,218.44. (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

PRESIDENT'S DIVISION

22. Resolution approving Change No. 4 to Contract No. 11185, Environmental Consulting Services, with Center for Toxicology and Environmental Health, in the funded amount of \$500,000.00. (This change is to increase the current contract in the funded amount of \$500,000.00 needed to maintain compliance with applicable environmental regulations. The current contract term will remain for the period covering January 1, 2012 to December 31, 2012). (Jozelle Booker) (REQUIRES CITY COUNCIL APPROVAL)

ADDITIONAL MEETINGS:

11:30 a.m. - Pension Board Meeting - Room 511

12:30 p.m. (or immediately following the Pension Board Meeting) - OPEB Investment Committee Meeting - Room 511