



**~Preliminary Agenda ~**

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**Wednesday, July 19, 2017**

**1:00 PM**

**Netters Business Center**

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**INFORMATION FOR THE BENEFIT OF THE PUBLIC:**

**Public Notice:** Regular board meetings are held the first and third Wednesdays 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](http://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 Eric Conway 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:**

Approve Minutes of the Meeting of July 5, 2017.

**CITY COUNCIL ACKNOWLEDGEMENTS & UPDATE:** Dana Jeanes

Receipt of Certified Copies of City Council Resolutions dated July 11, 2017, Item 3 and Items 9 through 20.

**PRESENTATIONS:**

(None)

**GENERAL STATEMENTS FROM THE PUBLIC:**

**PRESIDENT'S BRIEFING:**

1. Review of Consent Agenda - Jerry R. Collins, Jr.

(President's Briefing Continued on Page 5)

**CONSENT AGENDA**

(Items 1 through 18)

**CONSTRUCTION & MAINTENANCE DIVISION**

1. Resolution awarding a purchase order to H & E Equipment Services, for a compactor, in the amount of \$57,970.00. (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)
2. Resolution approving Change No. 7, for an invoice payment, to Davis H. Elliot Construction Company, Incorporated, Contract No. 11576, Emergency Storm Restoration, based on agreed upon rates, in the funded amount of \$154,502.11. (This payment request is for emergency restoration work performed on MLGW's electric system as a result of the April 30, 2017 storm. The current contract term is in the second and final renewal term which will remain through January 14, 2018.) (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)

**CUSTOMER CARE DIVISION**

(None)

**ENGINEERING & OPERATIONS DIVISION**

3. Resolution approving the payment of an invoice from the City of Memphis Public Works Department for the annual sewer discharge fee for the 2016 filter backwash discharge for seven water pumping stations in the amount of \$454,142.55. (Alonzo Weaver) (REQUIRES CITY COUNCIL APPROVAL)
4. Resolution awarding a purchase order to AZZ Enclosure Systems, for prefabricated steel modular structure, in the amount of \$340,579.00. (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)
5. Resolution awarding a purchase order to Graybar Electric Co., Inc., for variable frequency drives, in the amount of \$55,157.28. (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)
6. Resolution approving Change No. 3 to Contract No. 11566, Replacement of Distributed Process Control (DPC) System at all MLGW Pumping Stations, with Allen & Hoshall, based on agreed upon rates, in the funded amount of \$213,400.00. (This change is to expand the scope of work to provide professional engineering design services to replace the interface between the new DPC Systems and MLGW Operators at all MLGW Water Pumping Stations. The change is due to the current DPC hardware and software system experiencing compatibility issues. (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)
7. Resolution approving Change No. 1 to Contract No. 11633, Local Dial Tone Services, with Windstream, in the funded amount of \$108,000.00. (This change is to renew the current contract for the first of two annual renewal terms for the period covering October 1, 2017 through September 30, 2018, with no increase in rates from the previous year.) (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)
8. Resolution approving Change No 1 to Contract No. 11884, Mallory Pumping Station Structural Repairs, with Restocon Corporation, in the funded amount of \$74,286.90. (This change is to expand the scope of work to include unforeseen repairs to the West Reservoir top which was not included in the initial award.) (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)

**FINANCE DIVISION**

9. Resolution approving the issuance of, and recommending to and requesting that the City Council issue and sell, through negotiated sale, not to exceed \$25,000,000, Water System Revenue Bonds, Series 2017, pursuant to the Water System Revenue Obligations Master Resolution, adopted by the Board on December 5, 2013 and by the City Council on December 17, 2013, as supplemented by the Third Supplemental Resolution. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)
10. Resolution approving the issuance of, and recommending to and requesting that the City Council issue and sell, through negotiated sale, not to exceed

\$40,000,000 Gas System Revenue Bonds, Series 2017, pursuant to the Gas System Revenue Obligations Master Resolution, adopted by the Board on June 1, 2016 and by the City Council on July 5, 2016, as supplemented by the Second Supplemental Resolution. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)

11. Resolution approving the issuance of, and recommending to and requesting that the City Council issue and sell, through negotiated sale, not to exceed \$90,000,000, Electric System Revenue Bonds, Series 2017, pursuant to the Electric System Revenue Obligations Master Resolution, adopted by the Board on June 20, 2002 and by the City Council on July 2, 2002, as supplemented by the Seventh Supplemental Resolution. (Dana Jeanes) (REQUIRES CITY COUNCIL APPROVAL)
12. Resolution awarding an extension of Purchase Order Number 156632 with AFL Telecommunications, LLC, for fiber optic ground wire until January 22, 2018. (Clifton Davis)

#### **GENERAL COUNSEL DIVISION**

13. Resolution approving the creation of two ex officio advisory members of the Board of Commissioners, who are customers of the division and reside outside of the city limits of the City of Memphis. (Cheryl Patterson/Jerry R. Collins, Jr.)

#### **HUMAN RESOURCES DIVISION**

14. Resolution approving revisions to MLGW HR Policy 20-01, Equal Employment Opportunity. (Jerry R. Collins, Jr./Von Goodloe)
15. Resolution approving revisions to MLGW HR Policy 20-02, Promoting Mutual Respect and Tolerance of Diversity. (Jerry R. Collins, Jr./Von Goodloe)
16. Resolution approving revisions to MLGW HR Policy 23-12, Anti-Harassment (Formerly Sexual Harassment). (Jerry R. Collins, Jr./Von Goodloe)

#### **INFORMATION SERVICES DIVISION**

17. Resolution approving Change No. 7 to Contract No. 10546, Lapres Software Maintenance Agreement, with XL Print USA, LLC, in the funded amount \$9,639.00. (This change is to renew the current contract for one year for the Paris Designer and Spooler Software covering the period September 1, 2017 through August 31, 2018, with no increase in rates from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by XL Print USA, LLC.) (Clifton Davis (REQUIRES CITY COUNCIL APPROVAL)

**PRESIDENT'S DIVISION**

18. Resolution approving Change No. 2 to Contract No. 11874, Courier Services, with Express Courier International, Incorporated, in the funded amount of \$151,523.58. (This change is to renew the current contract for the first of four annual renewal terms covering the period September 6, 2017 through September 5, 2018, with no increase in rates from the previous year.) (Clifton Davis) (REQUIRES CITY COUNCIL APPROVAL)

**PRESIDENT'S BRIEFING (Continued):**

2. Policy #23-24 - Falsification of MLGW Records - Eric Conway
3. Policy #23-17 - Use of Division Telephones and Facsimile Machines - Eric Conway
4. Other - Jerry R. Collins, Jr.

**COMMITTEE REPORTS:**

Human Resources Committee Report - Commissioner Leon Dickson

**TOUR OF NETTERS BUSINESS CENTER:**

Following Adjournment

**ADDITIONAL MEETINGS**

Pension Board Meeting – 11:00 a.m. - **Netters Business Center** (Room 177)

OPEB Committee Meeting - 12:00 p.m. (or immediately following the Pension Board Meeting) – **Netters Business Center** (Room 177)