

MEMPHIS LIGHT, GAS & WATER DIVISION OFFICIAL MINUTES	
Meeting Time: June 4, 2009 at 3:00 P.M.	
Meeting Location: Board Room, Fifth Floor, Administration Building, Memphis, Tennessee	



The meeting was called to order by Chairman Evans at 3:00 p.m.

The Secretary-Treasurer called the roll. The following Board Members were present: V. Lynn Evans, Chairman; Rick Masson; Dedrick Brittenum, Jr.; and Steven Wishnia. Darrell T. Cobbins, Vice Chairman, was not present.

The following staff members were present: Jerry R. Collins, Jr., President and CEO; John McCullough, Vice President, CFO and Secretary-Treasurer; Nick Newman, Vice President, Construction and Maintenance; Christopher Bieber, Vice President, Customer Care; Alonzo Weaver, Vice President, Engineering and Operations; Steve Day, Acting Vice President, Human Resources; and Linda Peppers, Vice President and Chief Technology Officer. Charlotte Knight Griffin attended due to the absence of Cheryl Patterson, Vice President and General Counsel. Elbert Jefferson, Attorney, City of Memphis, was present.

Commissioner Wishnia moved that after personally reading and reviewing the typed minutes of the Memphis Light, Gas and Water Board meeting held May 21, 2009, that they be recorded as the official record, seconded by Commissioner Brittenum and unanimously carried.

The Secretary-Treasurer acknowledged receipt of Certified Copies of City Council Resolutions dated May 19, 2009, Items 17 through 29, approving items approved by the MLGW Board at its meeting held May 7, 2009 (see Minute File No. 1317).

GENERAL STATEMENTS FROM THE PUBLIC:

1. Bill Hawkins, Assistant Business Manager, IBEW Local 1288, 4000 Clearpool Circle, Memphis, TN, addressed the Board regarding Item No. 2 of today's agenda.

COMMITTEE REPORTS:

1. Audit Committee Update – Commissioner Masson

Commissioner Masson stated that the committee met two weeks ago and received the 2008 Audited Financial Report. This was the earliest the committee had received this report.

2. Human Resources Committee Update – Commissioner Brittenum

Commissioner Brittenum stated that the committee met today at 12:30 p.m. They received reports on United Healthcare and policy revisions. The policy revisions will be presented at the next President's Briefing.

The original of the resolutions and documents relating to each item is filed in the vault on 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 in these minutes and the original documents.

CONSENT AGENDA

1. Resolution awarding Contract No. 11308, Line Clearance, to Blume Tree Services, Inc. in the funded amount of \$45,644,600.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

Commissioner Brittenum moved that Items 2, 9, 10 and 11 of the Consent Agenda be moved to the Regular Agenda, seconded by Commissioner Masson and unanimously carried.

2. **ITEM #2 MOVED FROM CONSENT AGENDA TO REGULAR AGENDA**

3. Resolution approving Change No. 5 to Contract No. 11040, Surveying Services, with Benchmark-Ollar Surveying in the funded amount of \$256,534.00. (This change renews the contract for the fourth and final renewal term, July 19, 2009 to July 18, 2010, with no increase in rates).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

4. Resolution approving Change No. 3 to Contract No. 11092, Over-the-Phone Interpreter Service, with Language Line Services in the funded amount of \$53,690.00. (This change renews the contract for the third of four renewal terms, August 1, 2009 to July 31, 2010, with no increase in rates).

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

5. Resolution awarding contract for one galvanized steel transmission pole to Fort Worth Towers, Inc. in the amount of \$56,459.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

6. Resolution awarding contract for step voltage line regulators to Howard Industries, Inc. in the amount of \$67,626.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

7. Resolution awarding contract for a security information and event-monitoring system to Venture Technologies in the amount of \$309,044.58.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

8. Resolution approving payment of annual subscription fee to Energy Worldnet, Inc. in the amount of \$36,480.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. **ITEM #9 MOVED FROM CONSENT AGENDA TO REGULAR AGENDA**

10. **ITEM #10 MOVED FROM CONSENT AGENDA TO REGULAR AGENDA**

11. **ITEM #11 MOVED FROM CONSENT AGENDA TO REGULAR AGENDA**

12. Resolution adopting the Memphis Light, Gas and Water Advertising Policy. (See Minute File No. 1318).

APPROVED

13. Resolution adopting the 2009 revised Customer Care Policy Manual effective September 1, 2009. This replaces the existing Credit Policy Manual dated January 1, 2008, and revised on October 16, 2008. (See Minute File No. 1318).

APPROVED

14. Resolution approving Position No. 01293, Crew Leader Operator; Position No. 01613, Coordinator Information Services; and Position No. 06135, Reliability Quality Analyst.

APPROVED

REGULAR AGENDA

2. Resolution awarding Contract No. 11324, In-Service Wood Pole Inspection, to Osmose Utilities Services, Inc. in the funded amount not to exceed \$900,000.00.

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

9. Resolution approving the employment of Spicer, Flynn & Rudstrom for legal services on an as-needed basis at the following new hourly rates:

Partners	-	\$230.00
Associates	-	\$185.00
Paralegals	-	\$105.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

10. Resolution approving the employment of Kean, Miller, Hawthorne, D'Armond, McCowan & Jarman LLP for legal services on an as-needed basis at the following hourly rates:

Partners	-	\$345.00
Associates	-	\$160.00

APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

11. Resolution approving the employment of Stinson, Morrison, Hecker LLP for legal services on an as-needed basis at the following hourly rate:

Partners	-	\$285.00
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APPROVED (SUBJECT TO CITY COUNCIL APPROVAL)

ROLL CALL CONSENT AGENDA – Items 1, 3 through 8, and 12 through 14

MOTION: Commissioner Brittenum
 SECOND: Commissioner Wishnia
 AYES: Commissioner Brittenum, Commissioner Wishnia, Commissioner Masson
 and Chairman Evans

CONSENT AGENDA APPROVED, AS AMENDED**ROLL CALL REGULAR AGENDA – Items 2, and 9 through 11****Item No. 2**

MOTION: Commissioner Masson
 SECOND: Commissioner Wishnia
 AYES: Commissioner Masson, Commissioner Wishnia, and Chairman Evans
 PASSED: Commissioner Brittenum

Item No. 9

MOTION: Commissioner Brittenum
 SECOND: Commissioner Masson
 AYES: Commissioner Masson, Commissioner Wishnia, and Chairman Evans
 NAYS: Commissioner Brittenum

Item No. 10

MOTION: Commissioner Wishnia
 SECOND: Commissioner Masson
 AYES: Commissioner Brittenum, Commissioner Masson, Commissioner Wishnia,
 and Chairman Evans

Item No. 11

MOTION: Commissioner Wishnia
 SECOND: Commissioner Brittenum
 AYES: Commissioner Brittenum, Commissioner Masson, Commissioner Wishnia
 and Chairman Evans

OTHER BUSINESS:

President Collins updated the Board on the economic stimulus funds. Of the \$6.7 million that the City of Memphis will receive for energy conservation and weatherization, MLGW will receive approximately \$5 million.

There being no further business, the meeting was adjourned at 3:30 p.m.

SEE MINUTE FILE NO. 1318.

Secretary-Treasurer