



RESOLUTION approving the Final Plat for:
Northside High School Development
and accepting Bond as security

WHEREAS, **NR, LLC.**, is the Developer of a certain property in the present limits of the Memphis, as reflected on the plat, and located at 1212 Vollentine Avenue, in Memphis, Tennessee.

and

WHEREAS, the developer desires to develop the property reflected on the engineering plans;

and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **NR, LLC.**, and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **Northside High School Development** is hereby approved.

BE IT FURTHER RESOLVED, that the proper official be and are hereby authorized to execute the attached standard improvement contract and accept, in-lieu-of Bond, **Pinnacle Bank Certificate of Deposit No. NAA5987** for **\$115,600.00**, as project security.



RESOLUTION approving the Engineering plans for:
New Frayser Community High School Phase 1
and accepting Bond as security

WHEREAS, **Memphis Shelby County Schools (MSCS)**, is the Developer of a certain property within the present limits of the City of Memphis, and located at 1530 Dellwood Avenue, in Memphis, Tennessee.

and

WHEREAS, the developer desires to develop the property reflected on the engineering plans;

and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **Memphis Shelby County Schools (MSCS)**, and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **New Frayser Community High School Phase 1** are hereby approved.

BE IT FURTHER RESOLVED, that the proper official be and are hereby authorized to execute the attached standard improvement contract, accepting **Liberty Mutual Insurance Company Performance Bond Numbers: 015224417** and **83B112274** combined for the amount of **\$261,900.00**, as project security.



RESOLUTION accepting public improvements for
Highland Point Subdivision, 1st Addition S-04-064cc [CR#4967]
and releasing Bonds

WHEREAS, **Latting Road Partners, LLC.**, is the Developer of a certain property within the present limits of the City of Memphis, located located west of Berryhill Road, south of Grove Road, in Memphis, Tennessee, as indicated on the plat.

and

WHEREAS, all of the public improvements, required by the Standard Improvement Contract for the project, are completed;

and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **Highland Point Subdivision, 1st Addition S-04-064cc [CR#4967]** and the completion of the public improvements therein, are and the same, are hereby accepted by the City.

BE IT FURTHER RESOLVED, that **Renasant Bank, Letter-of-Credit No. 5100000169-5**, in the amount of **\$13,000.00**, and **CASH Bond** in the amount of **\$10,200.00**, held as project security.

RESOLUTION

WHEREAS, Latting Road Partners, LLC' is the Developer of certain property outside the present limits of the City of Memphis, located west of Berryhill Road, south of Grove Road, as indicated on the attached final plat entitled Highland Point Subdivision, First Addition (S-04-064cc), the preliminary plan for which was approved by the Memphis and Shelby County Land Use Control Board on January 13, 2005; and

WHEREAS, the Developer desires to develop the property reflected on the final plat; and

WHEREAS, attached hereto is a standard improvement contract entered into by and between Latting Road Partners, LLC', the County of Shelby and the City of Memphis covering the public improvements to be constructed as a part of developing the property; and

WHEREAS, the Developer has paid to the City of Memphis the sum of \$3,600.00 for the purpose of defraying the cost of constructed sanitary sewers to be utilized in serving said Project, plus a \$3,406.50 engineering administration fee for the Project; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for Highland Point Subdivision, First Addition (S-04-064cc), be and is hereby approved.

BE IT FURTHER RESOLVED that the proper officials be and are hereby authorized to execute the attached standard improvement contract on behalf of the City of Memphis.

BE IT FURTHER RESOLVED that if the Developer has chosen the alternative bonding procedure as set forth in Section 502 of the Memphis and Shelby County Subdivision Regulations, although this project is approved, the plat may not be signed and recorded until the aforementioned bonding procedure has been fulfilled.

BE IT FURTHER RESOLVED that this action is subject to County approval.

CR-4967

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date SEP - 6 2005

Valerie C. Sripes
Deputy Comptroller - Council Records

City Eng.
#37



RESOLUTION accepting public improvements for
Grahamwood Crossing (P.D. 15-307) [CR#5321] and releasing **Bond**

WHEREAS, **H/Summerville, LLC. and H/Residential, LLC.** are the Developers of a certain property within the present limits of the City of Memphis, located at 4000 Summer Avenue, in Memphis, Tennessee, as indicated on the plat.

and

WHEREAS, all of the public improvements, required by the Standard Improvement Contract for the project, are completed;

and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the engineering plans for **Grahamwood Crossing (P.D. 15-307) [CR#5321]** and the completion of the public improvements therein, are and the same, are hereby accepted by the City.

BE IT FURTHER RESOLVED, that **Bank3 Letter-of-Credit No. 115** in the amount of **\$50,900.00** and held as security, is hereby ordered released.



RESOLUTION approving the final plat entitled **Grahamwood Crossing PD (PD 15-307)**

WHEREAS, **H/Summerville, LLC and H/Residential, LLC** is the Developer of certain property within the present limits of City of Memphis, located at 4000 Summer Avenue, northeast corner lot in the Summer Avenue / North Grahamwood Street intersection in the City of Memphis, Tennessee as indicated on the final plat entitled **Grahamwood Crossing (PD 15-307)** and

WHEREAS, the developer desires to develop the property reflected on the final plat; and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **H/Summerville, LLC and H/Residential, LLC** and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **Grahamwood Crossing (PD 15-307)** be and is hereby approved.

BE IT FURTHER RESOLVED, that the proper officials be and are hereby authorized to execute the attached standard improvement contract and accept the Bank3 Letter of Credit No. 115 in the amount of \$50,900.00.00 in lieu of bond. *CR-5321*

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date MAR 03 2020

Valerie C. Sripes
Comptroller-Council Records

#6



RESOLUTION approving **Supplemental Agreement #1 for Colonial Country Club P.D., Phase 3 Countrywood Parkway [CR#5444]**

WHEREAS, **CC Club Holdings, LLC.**, is the Developer of a certain property in the present limits of the City of Memphis as reflected on the plat and located on the northern terminus of Countrywood Parkway, in Memphis, Tennessee

and

WHEREAS, the developer desires to develop the property reflected on the engineering plans;

and

WHEREAS, attached hereto is **Supplemental Agreement #1** to the standard improvement contract, **Colonial Country Club P.D., Phase 3 Countrywood Parkway [CR#5444]**, entered into on June 13, 2023 by and between CC Club Holdings, LLC., and the City of Memphis, covering the public improvements as a part of developing the property, through **December 9, 2025**

and

WHEREAS, the **Swiss RE Corporate Solutions Performance Bond No. 23435541**, is to be reduced to **\$432,000.00** due to Bonded work completed, and approved by Inspectors. Bond and updated COI have been received and will remain active through completion/close-out.

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the **Colonial Country Club P.D., Phase 3 Countrywood Parkway [CR#5444]** is hereby approved.



RESOLUTION approving the Final Plat for:
Colonial Country Club P.D., Phase 3 Countrywood Parkway
and accepting Bond as security

WHEREAS, **C.C. Club Holdings, LLC.**, is the Developer of a certain property in the present limits of the City of Memphis, as reflected on the plat, and located at the northern terminus of Countrywood Parkway, in Memphis, Tennessee.

and

WHEREAS, the developer desires to develop the property reflected on the engineering plans;

and

WHEREAS, attached hereto is a standard improvement contract entered into by and between **C.C. Club Holdings, LLC.**, and the City of Memphis covering the public improvements as a part of developing the property; and

WHEREAS, the terms and conditions of the contract are in accordance with the policies of the City of Memphis for developing such a project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the final plat for **Colonial Country Club P.D., Phase 3 Countrywood Parkway** is hereby approved.

BE IT FURTHER RESOLVED, that the proper official be and are hereby authorized to execute the attached standard improvement contract and accept **Swiss Re Corporate Solutions America Insurance Corporation Performance Bond No. 2343554** in the amount of **\$1,754,300.00**, as security for project.

CR-5444

I hereby certify that the foregoing is a true copy and document was adopted, approved by the Council of the City of Memphis in regular session on

Date JUN 13 2023

Valerie C. Sripes
Deputy Comptroller-Council Records

Eng
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Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12479, Voice Replacement System to TekLinks, Inc. dba C-Spire Business in the funded not-to-exceed amount of \$2,207,835.00.

2. Additional Information

The project scope is to provide a complete end-to-end or turnkey solution for the replacement of MLGW's current outdated phone system. MLGW prefers new systems to be Cloud-based Voice over Internet Protocol (VoIP) including hardware, software, installation, training, and support. The new system shall include Voicemail, Call Accounting, and Operator Console. The term of the contract is 60 months from Notice to Proceed.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024, awarded Contract No. 12479, Voice Replacement System to TekLinks, Inc. dba C-Spire Business in the funded not-to-exceed amount of \$2,207,835.00, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, the project scope is to provide a complete end-to-end or turnkey solution for the replacement of MLGW's current outdated phone system. MLGW prefers new systems to be Cloud-based Voice over Internet Protocol (VoIP) including hardware, software, installation, training, and support. The new system shall include Voicemail, Call Accounting, and Operator Console; and

WHEREAS, the Request for Proposal was advertised using MLGW's Online Bid Notification System on February 15, 2024. MLGW solicited 27 firms; and received five (5) proposals on March 13, 2024; of which, three (3) firms were invited to perform presentations. After the presentations were performed, the most responsive proposal was received from TekLinks, Inc. dba C-Spire Business in the amount of \$1,766,268.00. Proposals were evaluated on the following criteria: 1) Compensation; 2) Transition and Migration; 3) System Requirements; 4) Installation Requirements; 5) Phone System Feature; 6) Survivability and Redundancy; 7) Design and Testing; 8) Maintenance and Support Services; 9) References; 10) Requirement Compliance; and 11) Firm's Presentation. MLGW is also requesting contingency funds in the amount of \$441,567.00 for any unforeseen move, add, and change (MACS) costs for 2,300 phones/stations. The total award amount for this contract is in the not-to-exceed amount of \$2,207,835.00. The term of this contract is 60 months from the date of the Notice to Proceed with provisions for annual equipment maintenance and support services. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12479, Voice Replacement System to TekLinks, Inc. dba C-Spire Business in the funded not-to-exceed amount of \$2,207,835.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12479, Voice Replacement System to TekLinks, Inc. dba C-Spire Business in the funded not-to-exceed amount of \$2,207,835.00.

The project scope is to provide a complete end-to-end or turnkey solution for the replacement of MLGW's current outdated phone system. MLGW prefers new systems to be Cloud-based Voice over Internet Protocol (VoIP) including hardware, software, installation, training, and support. The new system shall include Voicemail, Call Accounting, and Operator Console.

The Request for Proposal was advertised using MLGW's Online Bid Notification System on February 15, 2024. MLGW solicited 27 firms; and received five (5) proposals on March 13, 2024; of which, three (3) firms were invited to perform presentations. After the presentations were performed, the most responsive proposal was received from TekLinks, Inc. dba C-Spire Business in the amount of \$1,766,268.00. Proposals were evaluated on the following criteria: 1) Compensation; 2) Transition and Migration; 3) System Requirements; 4) Installation Requirements; 5) Phone System Feature; 6) Survivability and Redundancy; 7) Design and Testing; 8) Maintenance and Support Services; 9) References; 10) Requirement Compliance; and 11) Firm's Presentation. MLGW is also requesting contingency funds in the amount of \$441,567.00 for any unforeseen move, add, and change (MACS) costs for 2,300 phones/stations. The total award amount for this contract is in the not-to-exceed amount of \$2,207,835.00. The term of this contract is 60 months from the date of the Notice to Proceed with provisions for annual equipment maintenance and support services. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12479, Voice Replacement System to TekLinks, Inc. dba C-Spire Business in the funded not-to-exceed amount of \$2,207,835.00, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding a purchase order to Southern States, LLC for substation capacitor switches, in the amount of \$608,400.00.

2. Additional Information

The purchase consists of 15.5KV and 27KV capacitor switches that are needed to replace outdated switches that have reached the product life cycle for substation capacitor banks at various MLGW electric substations.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved the purchase of substation capacitor switches and is now recommending to the Council of the City of Memphis that it approves said purchase contingent upon approval of the 2025 fiscal year budget; and

WHEREAS, the purchase consists of 15.5KV and 27KV capacitor switches that are needed to replace outdated switches that have reached the product life cycle for substation capacitor banks at various MLGW electric substations; and

WHEREAS, a bid was opened on February 28, 2024, for 15.5KV and 27KV SF6 substation capacitor switches from Southern States, LLC in accordance with MLGW's Sole / Single Source Policy. The 15.5KV and 27KV SF6 substation capacitor switches have been defined as sole source by MLGW's Substation Construction and Maintenance Department because Southern States, LLC. is the only authorized distributor for 15.5KV and 27KV SF6 substation capacitor switches. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved the purchase of substation capacitor switches from Southern States, LLC in the amount of \$608,400.00 chargeable to the MLGW 2025 fiscal year budget contingent upon approval.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it award a purchase order to Southern States, LLC for substation capacitor switches in the amount of \$608,400.00.

The purchase consists of 15.5KV and 27KV capacitor switches that are needed to replace outdated switches that have reached the product life cycle for substation capacitor banks at various MLGW electric substations.

A bid was opened on February 28, 2024, for 15.5KV and 27KV SF6 substation capacitor switches from Southern States, LLC in accordance with MLGW's Sole / Single Source Policy. The 15.5KV and 27KV SF6 substation capacitor switches have been defined as sole source by MLGW's Substation Construction and Maintenance Department because Southern States, LLC. is the only authorized distributor for 15.5KV and 27KV SF6 substation capacitor switches. This award complies with all applicable laws and policies.

The 2024 budgeted amount for Substation Construction and Maintenance is \$25,096,000.00; the amount spent to date is \$15,020,737.03; leaving a balance available of \$10,075,262.97 to be spent; of which \$608,400.00 will be spent contingent upon approval of the 2025 fiscal year budget;

NOW, THEREFORE, BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of purchase order to Southern States, LLC. is approved for furnishing:

6 - Substation capacitor switches, SF6 cap switcher, 3-pole, 15.5KV, 600A, type 38M;

4 - Substation capacitor switches, SF6 cap switcher, 3-pole, 27KV, 600A, type 38M;

Total award is \$608,400.00; f.o.b. Memphis, Tennessee, our dock, transportation prepaid; said prices being firm; delivery in 30-32 weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. **Description of the Item**

Resolution approving Change No. 3 to Contract No. 12174, Waste Management Services with Tradebe Environmental Services, LLC to renew the current contract in the funded amount of \$150,000.00.

2. **Additional Information**

The project scope is to provide turnkey services for the characterization, handling, packaging, manifesting, transportation, treatment, and disposal of waste material to include, but not be limited to, the following categories of waste material: hazardous, non-hazardous, universal, construction and demolition, electronics (e-waste), special and recyclable waste management services at various MLGW locations. This contract was awarded based on the Request for Proposals ("RFP") selection process.

This change is to renew the current contract for the third of four (4) annual renewal terms in the funded amount of \$150,000.00 for the period covering July 26, 2024 through July 25, 2025. The new contract value is \$500,000.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024, approved Change No. 3 to Contract No. 12174, Waste Management Services with Tradebe Environmental Services, LLC to renew the current contract in the funded amount of \$150,000.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide turnkey services for the characterization, handling, packaging, manifesting, transportation, treatment, and disposal of waste material to include, but not be limited to, the following categories of waste material: hazardous, non-hazardous, universal, construction and demolition, electronics (e-waste), special and recyclable waste management services at various MLGW locations. This contract was awarded based on the Request for Proposals (“RFP”) selection process; and

WHEREAS, this change is to renew the current contract for the third of four (4) annual renewal terms in the funded amount of \$150,000.00 for the period covering July 26, 2024 through July 25, 2025. The \$50,000.00 increase in contract value is due to an environmental project at MLGW’s North Service Center during the summer of 2024, which will increase waste generation activities for this renewal term. This renewal complies with all applicable laws and policies. The new contract value is \$500,000.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12174, Waste Management Services with Tradebe Environmental Services, LLC to renew the current contract in the funded amount of \$150,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas, and Water Commissioners the approval of Change No. 3 to Contract No. 12174, Waste Management Services with Tradebe Environmental Services, LLC to renew the current contract in the funded amount of \$150,000.00.

The project scope is to provide turnkey services for the characterization, handling, packaging, manifesting, transportation, treatment, and disposal of waste material to include, but not be limited to, the following categories of waste material: hazardous, non-hazardous, universal, construction and demolition, electronics (e-waste), special and recyclable waste management services at various MLGW locations. This contract was awarded based on the Request for Proposals (“RFP”) selection process.


This change is to renew the current contract for the third of four (4) annual renewal terms in the funded amount of \$150,000.00 for the period covering July 26, 2024 through July 25, 2025. The \$50,000.00 increase in contract value is due to an environmental project at MLGW’s North Service Center during the summer of 2024, which will increase waste generation activities for this renewal term. This renewal complies with all applicable laws and policies. The new contract value is \$500,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12174, Waste Management Services with Tradebe Environmental Services, LLC to renew the current contract in the funded amount of \$150,000.00 as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution ratifying the emergency award of Contract No. 12481, 115kv Transmission Pipeline Repair to Infrasource Construction, LLC in the funded not-to-exceed amount of \$550,000.00.

2. Additional Information

The project scope is for Infrasource Construction, LLC to immediately repair significant corrosion where the pipeline enters the wall on both ends of the manhole, as well as a small leak that had begun to weep dielectric fluid out of one end of the wall and to replace failing bypass valves found during a routine inspection by installing two (2) repair sleeves. This is an emergency award as outlined in the MLGW Procurement Policy.

This request is to ratify the emergency award to Infrasource Construction, LLC in the amount of \$489,280.29. MLGW is requesting contingency funds in the amount of \$60,719.71 for any additional unforeseen repairs. The total amount of this emergency award is not-to-exceed the amount of \$550,000.00. The contract was executed on February 12, 2024, with a term of one (1) month from the date of the Notice to Proceed. MLGW is amending the contract term to six (6) months, effective February 12, 2024 through August 11, 2024 to allow for all repairs and invoicing to be completed.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 ratified the emergency award of Contract No. 12481, 115kv Transmission Pipeline Repair to Infrasource Construction, LLC in the funded not-to-exceed amount of \$550,000.00, and is now recommending to the Council of the City of Memphis that it approve said ratification of the emergency award as approved; and

WHEREAS, the project scope is for Infrasource Construction, LLC to immediately repair significant corrosion where the pipeline enters the wall on both ends of the manhole, as well as a small leak that had begun to weep dielectric fluid out of one end of the wall and to replace failing bypass valves found during a routine inspection by installing two (2) repair sleeves. This is an emergency award as outlined in the MLGW Procurement Policy; and

WHEREAS, this request is to ratify the emergency award to Infrasource Construction, LLC in the amount of \$489,280.29. MLGW is requesting contingency funds in the amount of \$60,719.71 for any additional unforeseen repairs. The total amount of this emergency award is not-to-exceed the amount of \$550,000.00. The contract was executed on February 12, 2024, with a term of one (1) month from the date of the Notice to Proceed. MLGW is amending the contract term to six (6) months, effective February 12, 2024 through August 11, 2024 to allow for all repairs and invoicing to be completed. This ratification of the emergency award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved the ratification of the emergency award of Contract No. 12481, 115kv Transmission Pipeline Repair to Infrasource Construction, LLC in the funded not-to-exceed amount of \$550,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts has recommended to the Board of Light, Gas and Water Commissioners that it ratify the emergency award of Contract No. 12481, 115kv Transmission Pipeline Repair to Infrasource Construction, LLC in the funded not-to-exceed amount of \$550,000.00.

The project scope is for Infrasource Construction, LLC to immediately repair significant corrosion where the pipeline enters the wall on both ends of the manhole, as well as a small leak that had begun to weep dielectric fluid out of one end of the wall and to replace failing bypass valves found during a routine inspection by installing two (2) repair sleeves. This is an emergency award as outlined in the MLGW Procurement Policy.

This request is to ratify the emergency award to Infrasource Construction, LLC in the amount of \$489,280.29. MLGW is requesting contingency funds in the amount of \$60,719.71 for any additional unforeseen repairs. The total amount of this emergency award is not-to-exceed the amount of \$550,000.00. The contract was executed on February 12, 2024, with a term of one (1) month from the date of the Notice to Proceed. MLGW is amending the contract term to six (6) months, effective February 12, 2024 through August 11, 2024 to allow for all repairs and invoicing to be completed. This ratification of the emergency award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the ratification of the emergency award of Contract No. 12481, 115kv Transmission Pipeline Repair to Infrasource Construction, LLC in the funded not-to-exceed amount of \$550,000.00, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Ratification of Emergency Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12387 (solicited under Contract No.12302), Substation Engineering Services (Asset Management) with Burns & McDonnell Engineering Company, Incorporated to ratify and renew the current contract in the funded not-to-exceed amount of \$165,000.00.

2. Additional Information

The project scope is to provide asset management engineering services for major substation equipment including power transformers, circuit breakers, batteries, etc. The contract term will extend through March 5, 2025. The new contract value is \$465,000.00

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 1 to Contract No. 12387 (*solicited under Contract No.12302*), Substation Engineering Services (Asset Management) with Burns & McDonnell Engineering Company, Incorporated to ratify and renew the current contract in the funded not-to-exceed amount of \$165,000.00, and is now recommending to the Council of the City of Memphis that it approves said ratification and renewal as approved; and

WHEREAS, the project scope is to provide asset management engineering services including, but not limited, to gathering, generating, analyzing, and automating asset health information for major substation equipment including power transformers, circuit breakers, batteries, etc. Development of risk ratings for asset classes that feed investment replacement decisions; development of replacement schedules that balance performance, cost, and risk; development of KPIs for each asset class that feeds asset investment optimization. Development of analytical tools to assist MLGW with the current and future health of all asset classes. The contract award was selected based on the Request for Proposal ('RFP') evaluation process; and

WHEREAS, this change is to ratify and renew the current contract for the first of four (4) annual renewal terms for the period covering March 6, 2024 through March 5, 2025 in the amount of \$300,000.00, of which \$135,000.00 will be absorbed from the current contract value. This renewal does not reflect a cost increase from the initial term; however, there will be a 5% increase in the overall rate schedule beginning January 1, 2025 to account for inflation. The amount of this renewal is \$165,000.00. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$465,000.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12387 (*solicited under Contract No.12302*), Substation Engineering Services (Asset Management) with Burns & McDonnell Engineering Company, Incorporated to ratify and renew the current contract in the funded not-to-exceed amount of \$165,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12387 (*solicited under Contract No.12302*), Substation Engineering Services (Asset Management) with Burns & McDonnell Engineering Company, Incorporated to ratify and renew the current contract in the funded not-to-exceed amount of \$165,000.00.

The project scope is to provide asset management engineering services including, but not limited to, gathering, generating, analyzing, and automating asset health information for major substation equipment including power transformers, circuit breakers, batteries, etc. Development of risk ratings for asset classes that feed investment replacement decisions; development of replacement schedules that balance performance, cost, and risk; development of KPIs for each asset class that feeds asset investment optimization. Development of analytical tools to assist MLGW with the current and future health of all asset classes. The contract award was selected based on the Request for Proposal ('RFP') evaluation process.

This change is to ratify and renew the current contract for the first of four (4) annual renewal terms for the period covering March 6, 2024 through March 5, 2025 in the amount of \$300,000.00, of which \$135,000.00 will be absorbed from the current contract value. This renewal does not reflect a cost increase from the initial term; however, there will be a 5% increase in the overall rate schedule beginning January 1, 2025 to account for inflation. The amount of this renewal is \$165,000.00. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$465,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12387 (*solicited under Contract No.12302*), Substation Engineering Services (Asset Management) with Burns & McDonnell Engineering Company, Incorporated to ratify and renew the current contract in the funded not-to-exceed amount of \$165,000.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Ratification and Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Contract No. 12517 between Memphis Light, Gas and Water Division and Texas Gas Transmission, LLC. The new contract allows MLGW to continue flowing natural gas on Texas Gas Transmission pipeline in the event our operational needs exceed our contractual hourly gas flow limits. The first year of the contract will have a reduced rate of \$0.375 per MMBtu for the pipeline agreement with Texas Gas Transmission, LLC . Upon completion of the one-year reduced rate, a non-reduced rate of \$0.4284 is applicable for the remaining term of the contract pending further negotiations for a reduced rate.

2. Additional Information

MLGW seeks to renew a pipeline transportation agreement with Texas Gas Transmission, LLC. This agreement serves as a risk mitigating mechanism in the event MLGW exceeds gas flow requirements on Texas Gas Transmission's pipeline. The term of this agreement is for 5 years ending 10/31/2029.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners at its meeting held June 5, 2024, approved Contract No. 12517 between Memphis Light, Gas and Water Division and Texas Gas Transmission, LLC; and further

WHEREAS, the new contract allows MLGW to continue flowing natural gas on Texas Gas Transmission pipeline in the event our operational needs exceed our contractual hourly gas flow limits. The first year of the contract will have a reduced rate of \$0.375 per MMBtu for the pipeline agreement with Texas Gas Transmission, LLC. Upon completion of the one-year reduced rate, a non-reduced rate of \$0.4284 is applicable for the remaining term of the contract pending further negotiations for a reduced rate. The new contract is an hourly overrun transportation agreement and includes a Discount Letter; and further

WHEREAS, the contract term is for five years, effective November 1, 2024, and ending October 31, 2029.

NOW, THEREFORE, BE IT RESOLVED by the Council of the city of Memphis that Contract No. 12517 with Texas Gas Transmission, LLC is approved and the President or his designated representative is authorized to execute the contract.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Vice President, Gas and Water Engineering and Operations presented for consideration of the Board approval of Contract No. 12517 between Memphis Light, Gas and Water Division and Texas Gas Transmission, LLC. The new contract allows MLGW to continue flowing natural gas on Texas Gas Transmission pipeline in the event our operational needs exceed our contractual hourly gas flow limits. The first year of the contract will have a reduced rate of \$0.375 per MMBtu for the pipeline agreement with Texas Gas Transmission, LLC . Upon completion of the one-year reduced rate, a non-reduced rate of \$0.4284 is applicable for the remaining term of the contract pending further negotiations for a reduced rate. The new contract is an hourly overrun transportation agreement and includes a Discount Letter.

The contract term is for 5 years, effective November 1, 2024 and ending October 31, 2029.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular ~~special~~ meeting held on 5th day of June, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$318,362.40.

2. Additional Information

The project scope is to furnish all supervision, labor, tools equipment, and transportation necessary to mechanically and hydro-clean aerator structures, floors, media, and dosing assemblies of biological films, flocks, and aquatic plant growth. The contract award was selected based on the lowest and best bid received using the Sealed Bid process.

This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering August 25, 2024 through August 24, 2025 in the amount of \$318,362.40. This renewal reflects a 2% increase in rates, per the Contract documents, from the previous renewal term due to increases in the cost of equipment and materials. The new contract value is \$1,236,482.40.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 3 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$318,362.40, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to furnish all supervision, labor, tools equipment, and transportation necessary to mechanically and hydro-clean aerator structures, floors, media, and dosing assemblies of biological films, flocks, and aquatic plant growth. The contract award was selected based on the lowest and best bid received using the Sealed Bid process; and

WHEREAS, this change is to renew the current contract for the third of four (4) annual renewal terms for the period covering August 25, 2024 through August 24, 2025 in the amount of \$318,362.40. This renewal reflects a 2% increase in rates, per the Contract documents, from the previous renewal term due to increases in the cost of equipment and materials. This renewal complies with all applicable laws and policies. The new contract value is \$1,236,482.40; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$318,362.40 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$318,362.40.

The project scope is to furnish all supervision, labor, tools equipment, and transportation necessary to mechanically and hydro-clean aerator structures, floors, media, and dosing assemblies of biological films, flocks, and aquatic plant growth. The contract award was selected based on the lowest and best bid received using the Sealed Bid process.

This change is to renew the current contract for the third of four (4) annual renewal terms for the period covering August 25, 2024 through August 24, 2025 in the amount of \$318,362.40. This renewal reflects a 2% increase in rates, per the Contract documents, from the previous renewal term due to increases in the cost of equipment and materials. This renewal complies with all applicable laws and policies. The new contract value is \$1,236,482.40.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12251, Aerator Maintenance with R. P. Services, Incorporated to renew the current contract in the funded amount of \$318,362.40, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12447, Data Center Enhancements Connectivity Improvements to Logicalis, Inc. in the funded amount of \$363,742.44.

2. Additional Information

The project scope is to purchase 13 Cisco Nexus 9300 48 Port Switches, including a one (1) year Cisco SmartNet Service support agreement and Cisco Compatible Nexus 9300 SFP Transceiver Modules. This purchase will be adding equipment and value towards the active/active Data Center between MLGW's Netters Data Center located at 1665 Whitten Road, Memphis, TN 38134, and MLGW's Hansen Data Center located at 220 South Main Street, Memphis, TN 38103. As part of business continuity, this network equipment increases the redundancy of applications and services available to customers. It consists of two data center locations both actively running the same applications and services concurrently in the event of an outage at either data center.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 awarded Contract No. 12447, Data Center Enhancements Connectivity Improvements to Logicalis, Inc. in the funded amount of \$363,742.44, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, the project scope is to purchase 13 Cisco Nexus 9300 48 Port Switches, including a one (1) year Cisco SmartNet Service support agreement and Cisco Compatible Nexus 9300 SFP Transceiver Modules. This purchase will be adding equipment and value towards the active/active Data Center between MLGW's Netters Data Center located at 1665 Whitten Road, Memphis, TN 38134, and MLGW's Hansen Data Center located at 220 South Main Street, Memphis, TN 38103. As part of business continuity, this network equipment increases the redundancy of applications and services available to customers. It consists of two data center locations both actively running the same applications and services concurrently in the event of an outage at either data center; and

WHEREAS, the Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on January 31, 2024. MLGW solicited nine (9) bids and received three (3) bids on February 28, 2024. The lowest and best bid received was from Logicalis, Inc. in the amount of \$363,742.44. The term of this contract is for one (1) year from the date of the Notice to Proceed with provisions for annual maintenance and support services. The initial term includes the following: One (1) year, Cisco 1Y SmartNet Service support arrangement (Cisco Base Part number SNTC-24X7X4 or equivalent) as outlined in the Specifications. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12447, Data Center Enhancements Connectivity Improvements to Logicalis, Inc. in the funded amount of \$363,742.44 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12447, Data Center Enhancements Connectivity Improvements to Logicalis, Inc. in the funded amount of \$363,742.44.

The project scope is to purchase 13 Cisco Nexus 9300 48 Port Switches, including a one (1) year Cisco SmartNet Service support agreement and Cisco Compatible Nexus 9300 SFP Transceiver Modules. This purchase will be adding equipment and value towards the active/active Data Center between MLGW's Netters Data Center located at 1665 Whitten Road, Memphis, TN 38134, and MLGW's Hansen Data Center located at 220 South Main Street, Memphis, TN 38103. As part of business continuity, this network equipment increases the redundancy of applications and services available to customers. It consists of two data center locations both actively running the same applications and services concurrently in the event of an outage at either data center.

The Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on January 31, 2024. MLGW solicited nine (9) bids and received three (3) bids on February 28, 2024. The lowest and best bid received was from Logicalis, Inc. in the amount of \$363,742.44. The term of this contract is for one (1) year from the date of the Notice to Proceed with provisions for annual maintenance and support services. The initial term includes the following: One (1) year, Cisco 1Y SmartNet Service support arrangement (Cisco Base Part number SNTC-24X7X4 or equivalent) as outlined in the Specifications. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12447, Data Center Enhancements Connectivity Improvements to Logicalis, Inc. in the funded amount of \$363,742.44, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of JUNE, 2024, at which a quorum was present.



SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12371, System Furniture to Office Interiors to increase the current contract in the funded amount of \$1,500,000.00.

2. Additional Information

The project scope is to allow Office Interiors, as a Single Source provider, to purchase and install modular furniture and acoustical partition systems. Furniture systems shall include all furniture elements such as workstations for closed and open office layouts, filing systems, chairs, and conference tables. The contract award was selected using the Single Source selection process.

This change is to increase the current contract value in the amount of \$1,500,000.00 to continue to meet the needs of MLGW employees by supplying system furniture and fixtures. The contract term will remain through October 10, 2027. MLGW is requesting approval of this single source award, which can only be provided by Office Interiors due to the need for compatibility with the existing specifications already established within the company. Office Interiors is the only Vendor that provides the furniture currently installed throughout the Division, making it possible for the Vendor to provide warranty services for new and existing furniture items. MLGW can purchase new and replacement items that match our existing specifications. The new contract value is \$3,000,000.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 1 to Contract No. 12371, System Furniture to Office Interiors to increase the current contract in the funded amount of \$1,500,000.00, and is now recommending to the Council of the City of Memphis that it approves said change as approved; and

WHEREAS, the project scope is to allow Office Interiors, as a Single Source provider, to purchase and install modular furniture and acoustical partition systems. Furniture systems shall include all furniture elements such as workstations for closed and open office layouts, filing systems, chairs, and conference tables. The contract award was selected using the Single Source selection process; and

WHEREAS, this change is to increase the current contract value in the amount of \$1,500,000.00 to continue to meet the needs of MLGW employees by supplying system furniture and fixtures. The contract term will remain through October 10, 2027. MLGW is requesting approval of this single source award, which can only be provided by Office Interiors due to the need for compatibility with the existing specifications already established within the company. Office Interiors is the only Vendor that provides the furniture currently installed throughout the Division, making it possible for the Vendor to provide warranty services for new and existing furniture items. MLGW can purchase new and replacement items that match our existing specifications. This Single Source change complies with all applicable laws and policies. The new contract value is \$3,000,000.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12371, System Furniture to Office Interiors to increase the current contract in the funded amount of \$1,500,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12371, System Furniture to Office Interiors to increase the current contract in the funded amount of \$1,500,000.00.

The project scope is to allow Office Interiors, as a Single Source provider, to purchase and install modular furniture and acoustical partition systems. Furniture systems shall include all furniture elements such as workstations for closed and open office layouts, filing systems, chairs, and conference tables. The contract award was selected using the Single Source selection process.

This change is to increase the current contract value in the amount of \$1,500,000.00 to continue to meet the needs of MLGW employees by supplying system furniture and fixtures. The contract term will remain through October 10, 2027. MLGW is requesting approval of this single source award, which can only be provided by Office Interiors due to the need for compatibility with the existing specifications already established within the company. Office Interiors is the only Vendor that provides the furniture currently installed throughout the Division, making it possible for the Vendor to provide warranty services for new and existing furniture items. MLGW can purchase new and replacement items that match our existing specifications. This Single Source change complies with all applicable laws and policies. The new contract value is \$3,000,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12371, System Furniture to Office Interiors to increase the current contract in the funded amount of \$1,500,000.00, as outlined in the above preamble, is approved; and further

THAT, the President, or his designated representative is authorized to execute the Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 16 to Contract No. 10765, Private Label Service Agreement with Utility Consumer Analytics, Inc. (formerly Aclara Technologies, LLC) to extend the current contract and expand the scope of work in the funded amount of \$541,000.00.

2. Additional Information

The project scope is to provide Bill Prism applications which will enable MLGW to provide comprehensive, consistent and authoritative responses to customer inquiries regarding changes in billing amounts, thereby, improving customer communications, customer trust and customer satisfaction. This contract award was selected based on the Sole Source evaluation process.

This change is to extend the current contract for an additional two (2) years covering the period July 1, 2024 through June 30, 2026 in the funded amount of \$541,000.00 to continue to provide customer service for MLGW My Account Analysis Tools application via website and employee access. During this extension, MLGW will issue a Request for Proposal ("RFP") to explore more modern customer engagement and bill analytics tools. This change is also to expand the scope of work to implement commercial interval data presentment and pilots of the Smart VX video bill and electronic Home Energy Reports. This change includes an annual 5% increase in maintenance fees (in accordance with MLGW's Internet Service Agreement) due to rising costs of business operations. The new contract value will be \$7,951,127.89.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 16 to Contract No. 10765, Private Label Service Agreement with Utility Consumer Analytics, Inc. (*formerly Aclara Technologies, LLC*) to extend the current contract and expand the scope of work in the funded amount of \$541,000.00, and is now recommending to the Council of the City of Memphis that it approves said extension and change as approved; and

WHEREAS, the project scope is to provide Bill Prism applications which will enable MLGW to provide comprehensive, consistent and authoritative responses to customer inquiries regarding changes in billing amounts, thereby, improving customer communications, customer trust and customer satisfaction. This contract award was selected based on the Sole Source evaluation process; and

WHEREAS, this change is to extend the current contract for an additional two (2) years covering the period July 1, 2024 through June 30, 2026 in the funded amount of \$541,000.00 to continue to provide customer service for MLGW My Account Analysis Tools application via website and employee access. During this extension, MLGW will issue a Request for Proposal ("RFP") to explore more modern customer engagement and bill analytics tools. This change is also to expand the scope of work to implement commercial interval data presentment and pilots of the Smart VX video bill and electronic Home Energy Reports. This change includes an annual 5% increase in maintenance fees (in accordance with MLGW's Internet Service Agreement) due to rising costs of business operations. This sole source extension and change complies with all applicable laws and policies. The new contract value will be \$7,951,127.89; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 16 to Contract No. 10765, Private Label Service Agreement with Utility Consumer Analytics, Inc. (*formerly Aclara Technologies, LLC*) to extend the current contract and expand the scope of work in the funded amount of \$541,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 16 to Contract No. 10765, Private Label Service Agreement with Utility Consumer Analytics, Inc. (*formerly Aclara Technologies, LLC*) to extend the current contract and expand the scope of work in the funded amount of \$541,000.00.

The project scope is to provide Bill Prism applications which will enable MLGW to provide comprehensive, consistent and authoritative responses to customer inquiries regarding changes in billing amounts, thereby, improving customer communications, customer trust and customer satisfaction. This contract award was selected based on the Sole Source evaluation process.

This change is to extend the current contract for an additional two (2) years covering the period July 1, 2024 through June 30, 2026 in the funded amount of \$541,000.00 to continue to provide customer service for MLGW My Account Analysis Tools application via website and employee access. During this extension, MLGW will issue a Request for Proposal (“RFP”) to explore more modern customer engagement and bill analytics tools. This change is also to expand the scope of work to implement commercial interval data presentment and pilots of the Smart VX video bill and electronic Home Energy Reports. This change includes an annual 5% increase in maintenance fees (in accordance with MLGW’s Internet Service Agreement) due to rising costs of business operations. This sole source extension and change complies with all applicable laws and policies. The new contract value will be \$7,951,127.89.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, Change No. 16 to Contract No. 10765, Private Label Service Agreement with Utility Consumer Analytics, Inc. (formerly Aclara Technologies, LLC) to extend the current contract and expand the scope of work in the funded amount of \$541,000.00, as outlined in the above preamble, is approved; and further

THAT, the President or his designated representative is authorized to execute the Extension and Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of JUNE 2024, at which a quorum was present.

[Signature]
SVP, CFO & CAO Secretary - Treasurer

SAME DAY MINUTES

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12209, Courier Services with Deep South Delivery, LLC dba Diligent Delivery Systems (formerly Express Courier International, Inc.) to renew the current contract in the funded amount of \$152,292.15.

2. Additional Information

The project scope is to provide pick-up and delivery services of MLGW Division's mail, field instruments, utility bills and other documents in Memphis and Shelby County, Tennessee.

This change is to renew the current contract for the third of four (4) annual renewal terms covering the period of September 6, 2024 through September 5, 2025 in the amount of \$152,292.15, with no increase in rates from the previous term. The new contract value is \$615,541.61.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 3 to Contract No. 12209, Courier Services with Deep South Delivery, LLC dba Diligent Delivery Systems (formerly Express Courier International, Inc.) to renew the current contract in the funded amount of \$152,292.15, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is to provide pick-up and delivery services of MLGW Division's mail, field instruments, utility bills and other documents in Memphis and Shelby County, Tennessee. The contract award was selected based on the lowest and best bid received using the Sealed Bid process; and

WHEREAS, this change is to renew the current contract for the third of four (4) annual renewal terms covering the period of September 6, 2024 through September 5, 2025 in the amount of \$152,292.15, with no increase in rates from the previous term. This renewal complies with all applicable laws and policies. The new contract value is \$615,541.61; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12209, Courier Services with Deep South Delivery, LLC dba Diligent Delivery Systems (formerly Express Courier International, Inc.) to renew the current contract in the funded amount of \$152,292.15 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12209, Courier Services with Deep South Delivery, LLC dba Diligent Delivery Systems (formerly Express Courier International, Inc.) to renew the current contract in the funded amount of \$152,292.15.

The project scope is to provide pick-up and delivery services of MLGW Division's mail, field instruments, utility bills and other documents in Memphis and Shelby County, Tennessee. The contract award was selected based on the lowest and best bid received using the Sealed Bid process.

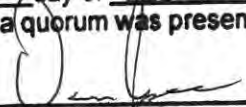
This change is to renew the current contract for the third of four (4) annual renewal terms covering the period of September 6, 2024 through September 5, 2025 in the amount of \$152,292.15, with no increase in rates from the previous term. This renewal complies with all applicable laws and policies. The new contract value is \$615,541.61.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 3 to Contract No. 12209, Courier Services with Deep South Delivery, LLC dba Diligent Delivery Systems (formerly Express Courier International, Inc.) to renew the current contract in the funded amount of \$152,292.15, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 3rd day of June, 2024, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 4 to Contract No. 12232, Third Party Administrator for Workers' Compensation with Brentwood Services Administrators, Incorporated to ratify and renew the current contract in the funded amount of \$150,000.00.

2. Additional Information

The project scope is to furnish all supervision, labor, transportation, equipment and such material firm to serve third party administrator for workers' compensation with includes issuance of 1099's, state filings monthly loss, return reports, cost containment, bill review and loss control and all other services associated in administering workers' compensation risks.

This change is to ratify and renew the current contract for the third, as well as, fourth and final annual renewal terms covering the period of July 1, 2024 through June 30, 2026 in the amount of \$150,000.00, which reflects an annual administration fee rate increase of 5.6% and an average rate increase of 21.4% for various incidental fees filed per claim.. The price increase is due to significant inflationary costs incurred since the initial contract was awarded. The new contract value is \$325,000.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 5, 2024 approved Change No. 4 to Contract No. 12232, Third Party Administrator for Workers' Compensation with Brentwood Services Administrators, Incorporated to ratify and renew the current contract in the funded amount of \$150,000.00, and is now recommending to the Council of the City of Memphis that it approves said ratification and renewal as approved; and

WHEREAS, the project scope is to furnish all supervision, labor, transportation, equipment and such material firm to serve third party administrator for workers' compensation with includes issuance of 1099's, state filings monthly loss, return reports, cost containment, bill review and loss control and all other services associated in administering workers' compensation risks. The contract award was selected based on the Request for Proposal ("RFP") evaluation process; and

WHEREAS, this change is to ratify and renew the current contract for the third, as well as, fourth and final annual renewal terms covering the period of July 1, 2024 through June 30, 2026 in the amount of \$150,000.00, which reflects an annual administration fee rate increase of 5.6% and an average rate increase of 21.4% for various incidental fees filed per claim.. The price increase is due to significant inflationary costs incurred since the initial contract was awarded. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$325,000.00; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 4 to Contract No. 12232, Third Party Administrator for Workers' Compensation with Brentwood Services Administrators, Incorporated to ratify and renew the current contract in the funded amount of \$150,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 5, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 4 to Contract No. 12232, Third Party Administrator for Workers' Compensation with Brentwood Services Administrators, Incorporated to ratify and renew the current contract in the funded amount of \$150,000.00.

The project scope is to furnish all supervision, labor, transportation, equipment and such material firm to serve third party administrator for workers' compensation with includes issuance of 1099's, state filings monthly loss, return reports, cost containment, bill review and loss control and all other services associated in administering workers' compensation risks. The contract award was selected based on the Request for Proposal ("RFP") evaluation process.

This change is to ratify and renew the current contract for the third, as well as, fourth and final annual renewal terms covering the period of July 1, 2024 through June 30, 2026 in the amount of \$150,000.00, which reflects an annual administration fee rate increase of 5.6% and an average rate increase of 21.4% for various incidental fees filed per claim.. The price increase is due to significant inflationary costs incurred since the initial contract was awarded. This ratification and renewal complies with all applicable laws and policies. The new contract value is \$325,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 4 to Contract No. 12232, Third Party Administrator for Workers' Compensation with Brentwood Services Administrators, Incorporated to ratify and renew the current contract in the funded amount of \$150,000.00, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Ratification and Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 5th day of June, 2024, at which a quorum was present.


SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12494 (solicited under Contract No. 12471), Professional Engineering Services - Blue Suede Fiber to Allen & Hoshall, Inc. in the funded not-to-exceed amount of \$400,000.00. The term of the contract is for one year from the date of the Notice to Proceed with an option of four annual renewal terms.

2. Additional Information

The project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests. All associated fees/costs will be 100% reimbursable by Blue Suede.

RESOLUTION

WHEREAS, the Board of Light, Gas, and Water Commissioners in their meeting of June 19, 2024, awarded Contract No. 12494 (*solicited under Contract No. 12471*), Professional Engineering Services – Blue Suede Fiber to Allen & Hoshall, Inc. in the funded not-to-exceed amount of \$400,000.00, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, the project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests; and

WHEREAS, the Request for Qualifications was advertised using MLGW's On-Line Bid Notification System on January 16, 2024. MLGW solicited 14 companies (*solicited under Contract No. 12471*) and received seven (7) qualifications on February 2, 2024; of which, four (4) firms were short-listed for interviews. MLGW will enter into separate contracts with two (2) of the short-listed companies; with one (1) contract being awarded to Allen & Hoshall, Inc. in the not-to-exceed amount of \$400,000.00. The selected firm shall maintain staffing capacity to provide services that support up to 3,000 pole attachment requests per month for the contract duration. Qualifications were evaluated on the following criteria: 1) Capabilities, Experience & Past Performance, 2) Key Personnel, and 3) Ability to Accomplish the Work. All associated fees/costs will be 100% reimbursable by Blue Suede. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies will all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12494 (*solicited under Contract No. 12471*), Professional Engineering Services – Blue Suede Fiber to Allen & Hoshall, Inc. in the funded not-to-exceed amount of \$400,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12494 (*solicited under Contract No. 12471*), Professional Engineering Services – Blue Suede Fiber to Allen & Hoshall, Inc. in the funded not-to-exceed amount of \$400,000.00.

The project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests.

The Request for Qualifications was advertised using MLGW's On-Line Bid Notification System on January 16, 2024. MLGW solicited 14 companies (*solicited under Contract No. 12471*) and received seven (7) qualifications on February 2, 2024; of which, four (4) firms were short-listed for interviews. MLGW will enter into separate contracts with two (2) of the short-listed companies; with one (1) contract being awarded to Allen & Hoshall, Inc. in the not-to-exceed amount of \$400,000.00. The selected firm shall maintain staffing capacity to provide services that support up to 3,000 pole attachment requests per month for the contract duration. Qualifications were evaluated on the following criteria: 1) Capabilities, Experience & Past Performance, 2) Key Personnel, and 3) Ability to Accomplish the Work. All associated fees/costs will be 100% reimbursable by Blue Suede. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12494 (*solicited under Contract No. 12471*), Professional Engineering Services – Blue Suede Fiber to Allen & Hoshall, Inc. in the funded not-to-exceed amount of \$400,000.00, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12471, Professional Engineering Services - Blue Suede Fiber to Burns & McDonnell Engineering Company, Inc. in the funded not-to-exceed amount of \$400,000.00. The term of the contract is for one year from the date of the Notice to Proceed with an option of four annual renewal terms.

2. Additional Information

The project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests. All associated fees/costs will be 100% reimbursable by Blue Suede.

RESOLUTION

WHEREAS, the Board of Light, Gas, and Water Commissioners in their meeting of June 19, 2024, awarded Contract No. 12471, Professional Engineering Services – Blue Suede Fiber to Burns & McDonnell Engineering Company, Inc. in the funded not-to-exceed amount of \$400,000.00, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, the project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests; and

WHEREAS, the Request for Qualifications was advertised using MLGW's On-Line Bid Notification System on January 16, 2024. MLGW solicited 14 companies and received seven (7) qualifications on February 2, 2024; of which, four (4) firms were short-listed for interviews. MLGW will enter into separate contracts with two (2) of the short-listed companies; with one (1) contract being awarded to Burns & McDonnell Engineering Company, Inc. in the not-to-exceed amount of \$400,000.00. The selected firm shall maintain staffing capacity to provide services that support up to 3,000 pole attachment requests per month for the contract duration. Qualifications were evaluated on the following criteria: 1) Capabilities, Experience & Past Performance, 2) Key Personnel, and 3) Ability to Accomplish the Work. All associated fees/costs will be 100% reimbursable by Blue Suede. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies will all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12471, Professional Engineering Services – Blue Suede Fiber to Burns & McDonnell Engineering Company, Inc. in the funded not-to-exceed amount of \$400,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12471, Professional Engineering Services – Blue Suede Fiber to Burns & McDonnell Engineering Company, Inc. in the funded not-to-exceed amount of \$400,000.00.

The project scope is to furnish supervision, labor, transportation, equipment, and materials to provide professional engineering services including project administration, make-ready engineering design, and post-attachment inspection services, on an as-needed basis, for electric distribution facilities affected by Blue Suede Fiber's pole attachments requests.

The Request for Qualifications was advertised using MLGW's On-Line Bid Notification System on January 16, 2024. MLGW solicited 14 companies and received seven (7) qualifications on February 2, 2024; of which, four (4) firms were short-listed for interviews. MLGW will enter into separate contracts with two (2) of the short-listed companies; with one (1) contract being awarded to Burns & McDonnell Engineering Company, Inc. in the not-to-exceed amount of \$400,000.00. The selected firm shall maintain staffing capacity to provide services that support up to 3,000 pole attachment requests per month for the contract duration. Qualifications were evaluated on the following criteria: 1) Capabilities, Experience & Past Performance, 2) Key Personnel, and 3) Ability to Accomplish the Work. All associated fees/costs will be 100% reimbursable by Blue Suede. The term of this contract is for one (1) year from the date of the Notice to Proceed with an option of four (4) annual renewal terms. This award complies will all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12471, Professional Engineering Services – Blue Suede Fiber to Burns & McDonnell Engineering Company, Inc. in the funded not-to-exceed amount of \$400,000.00, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12484, Water Filter System Upgrades to Grinder, Taber & Grinder, Inc. in the funded amount of \$44,599,588.63.

2. Additional Information

The project scope is to remove all the existing filter media, surface wash equipment, clay underdrains and wash water troughs, and install new underdrains, wash water troughs, air scour system and filter media at five (5) MLGW water pumping stations: 1) Mallory; 2) Davis; 3) Morton; 4) McCord; and 5) Shaw. MLGW is eligible to be reimbursed \$31,000,000 of the cost from the American Rescue Plan (ARP). The term of this contract is 24 months from the date of the Notice to Proceed.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 awarded Contract No. 12484, Water Filter System Upgrades to Grinder, Taber & Grinder, Inc. in the funded amount of \$44,599,588.63, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, project scope is to remove all the existing filter media, surface wash equipment, clay underdrains and wash water troughs, and install new underdrains, wash water troughs, air scour system and filter media at five (5) MLGW water pumping stations: 1) Mallory; 2) Davis; 3) Morton; 4) McCord; and 5) Shaw; and

WHEREAS, the Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on April 3, 2024. MLGW solicited 10 bids; of which, four (4) firms attended the Mandatory Site Visits on April 12, 2024 and April 16, 2024. Bidders were required to submit pricing for the following two (2) options: 1) Bid Amount Base A-Plastic Block Underdrain and 2) Bid Amount Base B-Stainless Steel Underdrain; and

MLGW received one (1) bid on May 14, 2024 from Grinder, Taber & Grinder, Inc:

- Base A Bid Amount: \$40,460,247.77; and
- Base B Bid Amount and the alternative bid two (2) in the amounts of \$42,437,514.63 and \$37,074.00 respectively; and

WHEREAS, MLGW has selected Base B in the amount of \$42,474,588.63 in addition to contingency funds in the amount of \$2,125,000.00 for any unforeseen circumstances that may occur during the construction process. Based on the MLGW's Engineering Consultant's opinion of probable cost (OPCC), the Contractor's bid is lower than the estimated cost. Therefore, MLGW chose not to negotiate the bid cost and deemed the bid to be a fair market price. The total amount of this award is

\$44,599,588.63. MLGW is eligible to be reimbursed for \$31,000,000.00 from the American Rescue Plan (ARP) grant. The term of this contract is 24 months from the date of the Notice to Proceed. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12484, Water Filter System Upgrades to Grinder, Taber & Grinder, Inc. in the funded amount of \$44,599,588.63 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12484, Water Filter System Upgrades to Grinder, Taber & Grinder, Inc. in the funded amount of \$44,599,588.63.

The project scope is to remove all the existing filter media, surface wash equipment, clay underdrains and wash water troughs, and install new underdrains, wash water troughs, air scour system and filter media at five (5) MLGW water pumping stations: 1) Mallory; 2) Davis; 3) Morton; 4) McCord; and 5) Shaw.

The Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on April 3, 2024. MLGW solicited 10 bids; of which, four (4) firms attended the Mandatory Site Visits on April 12, 2024 and April 16, 2024. Bidders were required to submit pricing for the following two (2) options: 1) Bid Amount Base A-Plastic Block Underdrain and 2) Bid Amount Base B-Stainless Steel Underdrain.

MLGW received one (1) bid on May 14, 2024 from Grinder, Taber & Grinder, Inc:

- Base A Bid Amount: \$40,460,247.77; and
- Base B Bid Amount and the alternative bid two (2) in the amounts of \$42,437,514.63 and \$37,074.00 respectively.

MLGW has selected Base B in the amount of \$42,474,588.63 in addition to contingency funds in the amount of \$2,125,000.00 for any unforeseen circumstances that may occur during the construction process. Based on the MLGW's Engineering Consultant's opinion of probable cost (OPCC), the Contractor's bid is lower than the estimated cost. Therefore, MLGW chose not to negotiate the bid cost and deemed the bid to be a fair market price. The total amount of this award is \$44,599,588.63. MLGW is eligible to be reimbursed for \$31,000,000.00 from the American Rescue Plan (ARP) grant.

The term of this contract is 24 months from the date of the Notice to Proceed. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12484, Water Filter System Upgrades to Grinder, Taber & Grinder, Inc. in the funded amount of \$44,599,588.63, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

SAME DAY MINUTES

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving the amendment and restatement of MLGW's engagement of the Bond Professionals selected in connection with the proposed issuance of Series 2024 Electric System Revenue Bonds (estimated at \$180,000,000) to include work on the issuance of Series 2024 Electric System Revenue Refunding Bonds (estimated not to exceed \$20,000,000).

2. Additional Information

The Secretary-Treasurer recommends that the Board approve, amend and restate MLGW's engagement of the Bond Professionals selected in connection with the proposed issuance of Series 2024 Electric System Revenue Bonds (estimated at \$180,000,000) to include work on the issuance of Series 2024 Electric System Revenue Refunding Bonds (estimated not to exceed \$20,000,000) as follows:

- 1) Underwriters at an underwriting fee not to exceed \$4.00 per \$1,000 of bonds
 - Raymond James (Senior Manager)
 - SouthState DuncanWilliams (Co-Manager)
 - FHN Financial (Co-Manager)
- 2) Co-Bond Counsel based on rates previously approved by the MLGW Board and City Council (estimated to be \$210,000)
 - The Wade Law Firm, PLLC - 50%
 - Bass, Berry & Sims PLC - 50%
- 3) Financial Advisor
 - Stephens Inc. - \$145,000 plus expenses

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners (the “Board”) and the Memphis City Council (the Council”) previously approved the selection of the professionals listed herein (“Bond Professionals”) to assist the Electric Division with the proposed issuance of Series 2024 Electric System Revenue Bonds not to exceed \$180,000,000 (“Series 2024 Electric Revenue Bonds”):

WHEREAS, the Board has determined that refunding certain callable bonds from its 2014 Series of Electric Bonds may produce future debt service savings and has authorized the President and Secretary-Treasurer to take the necessary steps for the issuance of Series 2024 Electric System Revenue Refunding Bonds not to exceed \$20,000,000 in addition to the Series 2024 Electric Revenue Bonds;

WHEREAS, the Board desires to amend, re-affirm and restate its engagement with the Bond Professionals to include work on the issuance of Series 2024 Electric System Revenue Refunding Bonds as follows:

- 1) Underwriters at an underwriting fee not to exceed \$4.00 per \$1,000 of bonds
 - Raymond James (Senior Manager)
 - SouthState DuncanWilliams (Co-Manager)
 - FHN Financial (Co-Manager)
- 2) Co-Bond Counsel based on rates previously approved by the MLGW Board and City Council (estimated to be \$210,000)

- The Wade Law Firm, PLLC - 50%
- Bass, Berry & Sims PLC - 50%

3) Financial Advisor

- Stephens Inc. - \$145,000 plus expenses

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved the selection of the above-listed firms in connection with the proposed issuance of Series 2024 Electric System Revenue Bonds (estimated at \$180,000,000) and the proposed issuance of Series 2024 Electric System Revenue Refunding Bonds (estimate not to exceed \$20,000,000).

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Secretary-Treasurer recommends that the Board approve, amend and restate MLGW's engagement of the Bond Professionals selected in connection with the proposed issuance of Series 2024 Electric System Revenue Bonds (estimated at \$180,000,000) to include work on the issuance of Series 2024 Electric System Revenue Refunding Bonds (estimated not to exceed \$20,000,000) as follows:

- 1) Underwriters at an underwriting fee not to exceed \$4.00 per \$1,000 of bonds
 - Raymond James (Senior Manager)
 - SouthState DuncanWilliams (Co-Manager)
 - FHN Financial (Co-Manager)
- 2) Co-Bond Counsel based on rates previously approved by the MLGW Board and City Council (estimated to be \$210,000)
 - The Wade Law Firm, PLLC - 50%
 - Bass, Berry & Sims PLC - 50%
- 3) Financial Advisor
 - Stephens Inc. - \$145,000 plus expenses

NOW THEREFORE, BE IT RESOLVED BY the Board of Light, Gas & Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, the Board approves the amendment and restatement of MLGW's engagement with the Bond Professionals selected in connection with the proposed issuance of Series 2024 Electric System Revenue Bonds (estimated at \$180,000,000) to include work on the issuance of Series 2024 Electric System Revenue Refunding Bonds (estimated not to exceed \$20,000,000), as outlined in the above preamble, and further

THAT, the President and Secretary-Treasurer are authorized to engage and employ these

firms to consummate the transactions contemplated herein.

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding Contract No. 12457, Cisco Security Suite Enterprise Agreement (EA) Bundle to Logicalis, Inc. in the funded amount of \$1,611,089.09.

2. Additional Information

The project scope is to purchase the Cisco Security Suite Enterprise Agreement (EA) 3.0 Bundle, which includes a five (5) year support agreement. This Cisco Security Suite Enterprise Agreement is issued to companies to provide network software security licensing and support. The security suite enterprise agreement reduces the cost of renewing individual license subscriptions and adds new network security features needed to support the MLGW Corporate network. The fixed fee encompasses all purchases of the security suite over the specified period. This agreement also allows an additional 10-15% room for growth at no additional cost to the Division if additional security network security equipment is purchased.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 awarded Contract No. 12457, Cisco Security Suite Enterprise Agreement (EA) Bundle to Logicalis, Inc. in the funded amount of \$1,611,089.09, and is now recommending to the Council of the City of Memphis that it approves said award as approved; and

WHEREAS, the project scope is to purchase the Cisco Security Suite Enterprise Agreement (EA) 3.0 Bundle, which includes a five (5) year support agreement. This Cisco Security Suite Enterprise Agreement is issued to companies to provide network software security licensing and support. The security suite enterprise agreement reduces the cost of renewing individual license subscriptions and adds new network security features needed to support the MLGW Corporate network. The fixed fee encompasses all purchases of the security suite over the specified period. This agreement also allows an additional 10-15% room for growth at no additional cost to the Division if additional security network security equipment is purchased; and

WHEREAS, the Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on February 20, 2024. MLGW solicited eight (8) bids and received two (2) bids on March 13, 2024. The lowest and best bid received was from Logicalis, Inc. in the amount of \$1,611,089.09. The term of this contract is for five (5) years from the date of the Notice to Proceed with provisions for annual maintenance and support services. The initial term includes five (5) years of Cisco Security Suite Enterprise 3.0 Bundle support arrangement as outlined in the Contract Document and Specifications. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved an award of Contract No. 12457, Cisco Security Suite Enterprise Agreement (EA) Bundle to Logicalis, Inc. in the funded amount of \$1,611,089.09 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12457, Cisco Security Suite Enterprise Agreement (EA) Bundle to Logicalis, Inc. in the funded amount of \$1,611,089.09.

The project scope is to purchase the Cisco Security Suite Enterprise Agreement (EA) 3.0 Bundle, which includes a five (5) year support agreement. This Cisco Security Suite Enterprise Agreement is issued to companies to provide network software security licensing and support. The security suite enterprise agreement reduces the cost of renewing individual license subscriptions and adds new network security features needed to support the MLGW Corporate network. The fixed fee encompasses all purchases of the security suite over the specified period. This agreement also allows an additional 10-15% room for growth at no additional cost to the Division if additional security network security equipment is purchased.

The Notice to Bidders was advertised using MLGW's Online Bid Notification System and the Memphis Daily News on February 20, 2024. MLGW solicited eight (8) bids and received two (2) bids on March 13, 2024. The lowest and best bid received was from Logicalis, Inc. in the amount of \$1,611,089.09. The term of this contract is for five (5) years from the date of the Notice to Proceed with provisions for annual maintenance and support services. The initial term includes five (5) years of Cisco Security Suite Enterprise 3.0 Bundle support arrangement as outlined in the Contract Document and Specifications. This award complies with all applicable laws and policies.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the award of Contract No. 12457, Cisco Security Suite Enterprise Agreement (EA) Bundle to Logicalis, Inc. in the funded amount of \$1,611,089.09, as outlined in the foregoing preamble, is approved and further,

THAT, the President, or his designated representative is authorized to execute the Award.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

**_____
SVP, GFO & CAO Secretary - Treasurer**

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 1 to Contract No. 12516 (formerly C2610), Security Automation Installation and Service Agreement with Access Control Integration, Inc., to renew the current contract in the funded amount of \$187,000.00.

2. Additional Information

The project scope is for the Contractor to provide installation, repair, replacement, and maintenance of security systems at various MLGW locations throughout Memphis and Shelby County, Tennessee. The contract was awarded by utilizing the Sole Source selection process.

This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering July 10, 2024 through July 9, 2025 in the amount of \$187,000.00, with a change in some of the rates from the initial term. The rate change is due to manufacturers, end-of-life products, and discontinued products, by each of the respected manufacturers. This renewal will also include, but not limited to, UTC Lenel OnGuard Access Control Software, Access Control Panels & Components, Readers, Electrified Locks & Devices, and Automated Vehicle & Pedestrian Gates which may be integrated or controlled for Access, Intrusion Detection System, and CCTV System Analog/IP & Intercom Systems. MLGW is requesting approval of this sole source renewal, which can only be provided by Access Control Integration, Inc. as ACI is the only company able to inspect, service, and maintain MLGW's existing Access Control System, Lenel Picture Perfect, and Lenel OnGuard. This sole source renewal complies with all applicable laws and policies. The new contract value is \$374,000.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved Change No. 1 to Contract No. 12516 (*formerly C2610*), Security Automation Installation and Service Agreement with Access Control Integration, Inc., to renew the current contract in the funded amount of \$187,000.00, and is now recommending to the Council of the City of Memphis that it approves said renewal as approved; and

WHEREAS, the project scope is for the Contractor to provide installation, repair, replacement, and maintenance of security systems at various MLGW locations throughout Memphis and Shelby County, Tennessee. The contract was awarded by utilizing the Sole Source selection process; and

WHEREAS, this change is to renew the current contract for the first of four (4) annual renewal terms for the period covering July 10, 2024 through July 9, 2025 in the amount of \$187,000.00, with a change in some of the rates from the initial term. The rate change is due to manufacturers, end-of-life products, and discontinued products, by each of the respected manufacturers. This renewal will also include, but not limited to, UTC Lenel OnGuard Access Control Software, Access Control Panels & Components, Readers, Electrified Locks & Devices, and Automated Vehicle & Pedestrian Gates which may be integrated or controlled for Access, Intrusion Detection System, and CCTV System Analog/IP & Intercom Systems. MLGW is requesting approval of this sole source renewal, which can only be provided by Access Control Integration, Inc. as ACI is the only company able to inspect, service, and maintain MLGW's existing Access Control System, Lenel Picture Perfect, and Lenel OnGuard. This sole source renewal complies with all applicable laws and policies. The new contract value is \$374,000.00; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 1 to Contract No. 12516 (*formerly C2610*), Security Automation Installation and Service Agreement with Access Control Integration, Inc., to renew the current contract in the funded amount of \$187,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 1 to Contract No. 12516 (*formerly C2610*), Security Automation Installation and Service Agreement with Access Control Integration, Inc., to renew the current contract in the funded amount of \$187,000.00.

The project scope is for the Contractor to provide installation, repair, replacement, and maintenance of security systems at various MLGW locations throughout Memphis and Shelby County, Tennessee. The contract was awarded by utilizing the Sole Source selection process.

This change is to renew the current contract for the first of four (4) annual renewal terms for the period covering July 10, 2024 through July 9, 2025 in the amount of \$187,000.00, with a change in some of the rates from the initial term. The rate change is due to manufacturers, end-of-life products, and discontinued products, by each of the respected manufacturers. This renewal will also include, but not limited to, UTC Lenel OnGuard Access Control Software, Access Control Panels & Components, Readers, Electrified Locks & Devices, and Automated Vehicle & Pedestrian Gates which may be integrated or controlled for Access, Intrusion Detection System, and CCTV System Analog/IP & Intercom Systems. MLGW is requesting approval of this sole source renewal, which can only be provided by Access Control Integration, Inc. as ACI is the only company able to inspect, service, and maintain MLGW's existing Access Control System, Lenel Picture Perfect, and Lenel OnGuard. This sole source renewal complies with all applicable laws and policies. The new contract value is \$374,000.00.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis, the approval of Change No. 1 to Contract No. 12516 (*formerly C2610*), Security Automation Installation and Service Agreement with Access Control Integration, Inc., to renew the current contract in the funded amount of \$187,000.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Renewal.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024 at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding purchase order to Engineered Sealing Components LLC for brackets 1PH transformer single band 3-50KVA in the amount of \$266,942.40

2. Additional Information

The brackets 1PH transformer single band 3-50KVA are needed to provide electric service to Memphis and Shelby County residential customers. The brackets 1PH transformer single band 3-50KVA will be used for planned jobs, emergencies, to assemble storm kits, and replenish inventory.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved the purchase of brackets 1PH transformer single band 3-50KVA and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2024 fiscal year budget; and

WHEREAS, the brackets 1PH transformer single band 3-50KVA are needed to provide electric service to Memphis and Shelby County residential customers. The brackets 1PH transformer single band 3-50KVA will be used for planned jobs, emergencies, to assemble storm kits, and replenish inventory; and

WHEREAS, bids were opened on May 22, 2024. Notice to Bidders was advertised. Eight bids were solicited, and five bids were received with the best complying bidder in accordance with MLGW's Local Bidding Preference policy being the firm of Engineered Sealing Components LLC. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved the purchase of brackets 1PH transformer single band 3-50KVA from Engineered Sealing Components LLC in the sum of \$266,942.40 chargeable to the MLGW 2024 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards a purchase order to Engineered Sealing Components LLC for brackets 1PH transformer single band 3-50KVA in the amount of \$266,942.40.

The brackets 1PH transformer single band 3-50KVA are needed to provide electric service to Memphis and Shelby County residential customers. The brackets 1PH transformer single band 3-50KVA will be used for planned jobs, emergencies, to assemble storm kits, and replenish inventory.

Bids were opened on May 22, 2024. Notice to Bidders was advertised. Eight bids were solicited, and five bids were received with the best complying bidder in accordance with MLGW's Local Bidding Preference policy being the firm of Engineered Sealing Components LLC. This award complies with all applicable laws and policies.

The 2024 budgeted amount for Defective Cable/Transformer Replacement is \$10,800,000.00; the amount spent-to-date is \$1,503,586.59; leaving a balance of \$9,296,413.41; of which \$266,942.40 will be spent on this purchase order in 2024; leaving a balance of \$9,029,471.01 after award; and

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of a purchase order to Engineered Sealing Components LLC is approved for furnishing:

600 – Brackets 1PH transformer single band 3-50KVA; aluminum for mounting one 3KVA thru one 50KVA transformer on poles 6-1/2” to 11-1/2” diameter with 6” mounting distance from the pole surface.

Totaling \$266,942.40; f.o.b. Memphis, Tennessee, transportation prepaid; our dock; said prices being firm; delivery in eight weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution awarding purchase order to Altec Industries, Inc. for the purchase of mini derricks with trailers in the amount of \$729,395.25.

2. Additional Information

The mini derricks with trailers will be used by employees for various jobs such as transporting utility poles to bore holes, to set poles, and to hang electrical power transformers or other devices on the pole to maintain the electric, gas and water systems. They will replace existing mini derricks with trailers that will be retired from MLGW's fleet.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved the purchase of mini derricks with trailers and is now recommending to the Council of the City of Memphis that it approves said purchase; and

WHEREAS, the mini derricks with trailers will be used by employees for various jobs such as transporting utility poles to bore holes, to set poles, and to hang electrical power transformers or other devices on the pole to maintain the electric, gas and water systems. They will replace existing mini derricks with trailers that will be retired from MLGW's fleet.

WHEREAS, a bid was opened on March 27, 2024, for mini derricks with trailers via Sourcewell's local government agency and service cooperative. In accordance with Tennessee Code Annotated §12-3-1205, Cooperative purchasing agreements; MLGW is allowed to make purchases through cooperative purchasing agreements for the procurement of any goods, supplies, or equipment with one or more other governmental entities outside of this state to the extent the laws of the other state permit the joint purchasing authority. This award complies with all applicable laws and policies; and

NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved the purchase of three mini derricks with trailers from Altec Industries, Inc. for the sum of \$729,395.25. Based on the quoted lead time, funds for this equipment will be requested for carry over to the MLGW 2025 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it award a purchase order to Altec Industries, Inc. for the purchase of mini derricks with trailers in the amount of \$729,395.25.

The mini derricks with trailers will be used by employees for various jobs such as transporting utility poles to bore holes, to set poles, and to hang electrical power transformers or other devices on the pole to maintain the electric, gas and water systems. They will replace existing mini derricks with trailers that will be retired from MLGW's fleet.

A bid was opened on March 27, 2024, for mini derricks with trailers via Sourcewell's local government agency and service cooperative. In accordance with Tennessee Code Annotated §12-3-1205, Cooperative purchasing agreements; MLGW is allowed to make purchases through cooperative purchasing agreements for the procurement of any goods, supplies, or equipment with one or more other governmental entities outside of this state to the extent the laws of the other state permit the joint purchasing authority. This award complies with all applicable laws and policies.

The 2024 budgeted amount for Transportation and Fleet Services is \$6,170,000.00; the amount spent-to-date is \$1,458,285.34; leaving a balance available of \$4,711,714.66; of which \$729,395.25 has been requested for carry over to the 2025 budget based on quoted lead time for the mini derricks with trailers; leaving a balance of \$3,982,319.41 after award; and

NOW, THEREFORE, BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award a purchase order to Altec Industries, Inc. is approved for furnishing:

3 - Mini Digger / Derricks;

The total amount of the award is \$729,395.25; f.o.b. Memphis, Tennessee, transportation prepaid; our dock; said prices being firm; delivery in 48 weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution Awarding purchase order to Rush Truck Center of Tennessee, Inc. for the purchase of six-yard and ten-yard dump trucks in the amount of \$603,625.00.

2. Additional Information

This purchase is for six-yard and ten-yard dump body trucks which will be used to maintain the electric, gas and water systems and for various customer service functions. This equipment will replace existing equipment that will be retired from service based on age and operational ability to meet work needs.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved the purchase of six-yard and ten-yard dump trucks and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2024 fiscal year budget; and

WHEREAS, this purchase is for six-yard and ten-yard dump body trucks which will be used to maintain the electric, gas and water systems and for various customer service functions. This equipment will replace existing equipment that will be retired from service based on age and operational ability to meet work needs; and

WHEREAS, bids were opened on March 20, 2024. Notice to Bidders was advertised. Six bids were solicited and two bids were received with the lowest and best complying bidder being the firm of Rush Truck Center of Tennessee, Inc. This award complies with all applicable laws and policies; and

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved the purchase of one, six-yard, and four, ten-yard dump trucks from Rush Truck Center of Tennessee, Inc. for the sum of \$603,625.00 chargeable to the MLGW 2024 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it award a purchase order to Rush Truck Center of Tennessee, Inc. for the purchase of six-yard and ten-yard dump trucks in the amount of \$603,625.00.

This purchase is for six-yard and ten-yard dump body trucks which will be used to maintain the electric, gas and water systems and for various customer service functions. This equipment will replace existing equipment that will be retired from service based on age and operational ability to meet work needs.

Bids were opened on March 20, 2024. Notice to Bidders was advertised. Six bids were solicited and two bids were received with the lowest and best complying bidder being the firm of Rush Truck Center of Tennessee, Inc. This award complies with all applicable laws and policies.

The 2024 budgeted amount for Vehicle Acquisition and Training is \$5,252,000.00; the amount spent to date is \$2,098,016.92; leaving a balance of \$3,153,983.08 available; of which \$603,625.00 will be spent on this purchase order in 2024; leaving a balance of \$2,550,358.08 after award; and

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of purchase order to Rush Truck Center of Tennessee, Inc. is approved for furnishing:

1 - Dump truck, six-yard with high 'n slide tailgate; single axle dump truck with six-yard water level dump body with curbside swing gate;

4 - Dump trucks, ten-yard; tandem axle dump truck with ten-yard water level dump body;

Totaling \$603,625.00; f.o.b. Memphis, Tennessee, our dock, transportation prepaid; price being firm; delivery in 21 weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution Awarding purchase order to Rush Truck Centers of Tennessee, Inc. for two-ton cab and chassis in the amount of \$1,202,778.00.

2. Additional Information

The two-ton cab and chassis will be used by Division crews to maintain the electric, gas and water systems and for various customer service functions throughout Shelby County, Tennessee. These vehicles will replace existing equipment that will be retired from service based on age, actual operational usage, projected usage, repair cost and frequency, parts availability, and effectiveness to meet the Division's needs.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved the purchase of two-ton cab and chassis and is now recommending to the Council of the City of Memphis that it approves said purchase as approved in the 2024 fiscal year budget; and

WHEREAS, the two-ton cab and chassis will be used by Division crews to maintain the electric, gas and water systems and for various customer service functions throughout Shelby County, Tennessee. These vehicles will replace existing equipment that will be retired from service based on age, actual operational usage, projected usage, repair cost and frequency, parts availability, and effectiveness to meet the Division's needs; and

WHEREAS, bids were opened on March 20, 2024. Notice to Bidders was advertised. Five bids were solicited and two bids were received with the lowest and best complying bidder being the firm of Rush Truck Centers of Tennessee, Inc. This award complies with all applicable laws and policies; and

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that there be and is hereby approved a purchase order for fourteen two-ton cab and chassis from Rush Truck Centers of Tennessee, Inc. in the sum of \$1,202,778.00 chargeable to the MLGW 2024 fiscal year budget.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it award a purchase order to Rush Truck Centers of Tennessee, Inc. for two-ton cab and chassis in the amount of \$1,202,778.00.

The two-ton cab and chassis will be used by Division crews to maintain the electric, gas and water systems and for various customer service functions throughout Shelby County, Tennessee. These vehicles will replace existing equipment that will be retired from service based on age, actual operational usage, projected usage, repair cost and frequency, parts availability, and effectiveness to meet the Division's needs.

Bids were opened on March 20, 2024. Notice to Bidders was advertised. Five bids were solicited and two bids were received with the lowest and best complying bidder being the firm of Rush Truck Centers of Tennessee, Inc. This award complies with all applicable laws and policies.

The 2024 budgeted amount for the purchase of Transportation – Vehicle Acquisition and Training is \$13,649,000.00; the amount spent to date is \$2,662,081.31; leaving a balance of \$10,986,918.69; of which \$1,202,778.00 will be spent on this purchase order in 2024; leaving a balance of \$9,784,140.69 after award; and

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, subject to the consent and approval of the Council of the City of Memphis, award of a purchase order to Rush Truck Centers of Tennessee is approved for furnishing:

3 - Latest model cab and chassis having at least a 35,000 gross vehicle weight rating and 84" cab to axle, all in accordance with Division Specification No. TCC-24-1290;

1 - Latest model crew cab and chassis having at least a 35,000 gross vehicle weight rating and 102" cab to axle, all in accordance with Division Specification No. TCC-24-1312;

10 - Latest model crew cab and chassis having at least a 35,000 gross vehicle weight rating and 102" cab to axle, all in accordance with Division Specification No. TCC-24-1320;

The total amount of the award is \$1,202,778.00; f.o.b. Memphis, Tennessee, transportation prepaid; our dock; said prices being firm; delivery 17 weeks; terms net 30 days.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

SVP, CFO & CAO Secretary - Treasurer

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 3 to Contract No. 12347, Temporary Employment Services for General Laborer Services (solicited under Contract No. 12294) with Millennium Search, LLC to increase the current contract value in the funded amount of \$420,000.00.

2. Additional Information

The project scope is to provide short-term, temporary assignments of identified skills for general laborer positions. This contract award was based on the Request for Proposals ("RFP") evaluation process.

This change is to increase the current contract value in the amount of \$420,000.00 to fill general labor positions due to continued maintenance, infrastructure projects, and turnover in the Gas, Water, and Electric departments. This change includes the addition of 23 temporary positions needed to support the Gas, Water, and Electric departments. The current hourly pay and billing rates will remain the same. The contract term will remain through December 31, 2024. This change complies with all applicable laws and policies. The new contract value is \$3,675,411.97.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved Change No. 3 to Contract No. 12347, Temporary Employment Services for General Laborer Services (*solicited under Contract No. 12294*) with Millennium Search, LLC to increase the current contract value in the funded amount of \$420,000.00, and is now recommending to the Council of the City of Memphis that it approves said change as approved; and

WHEREAS, the project scope is to provide short-term, temporary assignments of identified skills for general laborer positions. This contract award was based on the Request for Proposals ("RFP") evaluation process; and

WHEREAS, this change is to increase the current contract value in the amount of \$420,000.00 to fill general labor positions due to continued maintenance, infrastructure projects, and turnover in the Gas, Water, and Electric departments. This change includes the addition of 23 temporary positions needed to support the Gas, Water, and Electric departments. The current hourly pay and billing rates will remain the same. The contract term will remain through December 31, 2024. This change complies with all applicable laws and policies. The new contract value is \$3,675,411.97; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 3 to Contract No. 12347, Temporary Employment Services for General Laborer Services (*solicited under Contract No. 12294*) with Millennium Search, LLC to increase the current contract value in the funded amount of \$420,000.00. as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 3 to Contract No. 12347, Temporary Employment Services for General Laborer Services (*solicited under Contract No. 12294*) with Millennium Search, LLC to increase the current contract value in the funded amount of \$420,000.00.

The project scope is to provide short-term, temporary assignments of identified skills for general laborer positions. This contract award was based on the Request for Proposals ("RFP") evaluation process.

This change is to increase the current contract value in the amount of \$420,000.00 to fill general labor positions due to continued maintenance, infrastructure projects, and turnover in the Gas, Water, and Electric departments. This change includes the addition of 23 temporary positions needed to support the Gas, Water, and Electric departments. The current hourly pay and billing rates will remain the same. The contract term will remain through December 31, 2024. This change complies with all applicable laws and policies. The new contract value is \$3,675,411.97.

NOW THEREFORE BE IT RESOLVED BY the Board of Light, Gas and Water Commissioners:

THAT, Subject to the consent and approval of the Council of the City of Memphis. the approval of Change No. 3 to Contract No. 12347, Temporary Employment Services for General Laborer Services (*solicited under Contract No. 12294*) with Millennium Search, LLC to increase the current contract value in the funded amount of \$420,000.00, as outlined in the above preamble, is approved; and further,

THAT, the President, or his designated representative is authorized to execute the Change.

I hereby certify that the foregoing is a true copy of a resolution adopted by the Board of Light, Gas and Water Commissioners at a regular meeting held on 19th day of June, 2024, at which a quorum was present.

**_____
SVP, CFO & CAO Secretary - Treasurer**

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 5 to Contract No. 12348, Temporary Employment Services for Skilled Craftsman/Technical (solicited under Contract No. 12294) with Resource Management Group to increase the current contract value in the funded amount of \$800,000.00.

2. Additional Information

The project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This contract award was based on the Request for Proposals ("RFP") evaluation process.

This change is to increase the current contract value in the amount of \$800,000.00 for 19 additional temporary staff positions in the Residential Resource Center and Customer Accounts and Records departments for ongoing billing issues. The current hourly pay and billing rates will remain the same. The contract term will remain through January 18, 2025. This change complies with all applicable laws and policies. The new contract value is \$2,322,428.08.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved Change No. 5 to Contract No. 12348, Temporary Employment Services for Skilled Craftsman/Technical (*solicited under Contract No. 12294*) with Resource Management Group to increase the current contract value in the funded amount of \$800,000.00, and is now recommending to the Council of the City of Memphis that it approves said change as approved; and

WHEREAS, the project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This contract award was based on the Request for Proposals ("RFP") evaluation process; and

WHEREAS, this change is to increase the current contract value in the amount of \$800,000.00 for 19 additional temporary staff positions in the Residential Resource Center and Customer Accounts and Records departments for ongoing billing issues. The current hourly pay and billing rates will remain the same. The contract term will remain through January 18, 2025. This change complies with all applicable laws and policies. The new contract value is \$2,322,428.08; and

NOW THEREFORE BE IT RESOLVED BY THE Council of the City of Memphis, that there be and is hereby approved Change No. 5 to Contract No. 12348, Temporary Employment Services for Skilled Craftsman/Technical (*solicited under Contract No. 12294*) with Resource Management Group to increase the current contract value in the funded amount of \$800,000.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 5 to Contract No. 12348, Temporary Employment Services for Skilled Craftsman/Technical (*solicited under Contract No. 12294*) with Resource Management Group to increase the current contract value in the funded amount of \$800,000.00.

The project scope is to provide short-term, temporary assignments of identified skills for skilled craftsman positions. This contract award was based on the Request for Proposals (“RFP”) evaluation process.

This change is to increase the current contract value in the amount of \$800,000.00 for 19 additional temporary staff positions in the Residential Resource Center and Customer Accounts and Records departments for ongoing billing issues. The current hourly pay and billing rates will remain the same. The contract term will remain through January 18, 2025. This change complies with all applicable laws and policies. The new contract value is \$2,322,428.08.

Memphis City Council Summary Sheet for MLGW Items

1. Description of the Item

Resolution approving Change No. 2 to Contract No. 12314 (formerly C2372), Broker of Record for Cyber Insurance and Other Insurance Coverages with Willis Towers Watson Southeast, Incorporated, to ratify and extend the current contract in the funded amount of \$350,345.00.

2. Additional Information

The project scope is to represent MLGW as its agent to provide consulting support regarding insurance questions and considerations. In addition, the Broker is to advise and provide assistance concerning insurance exposures and coverage acquisition. The contract award was selected based on the Request for Proposal ("RFP") evaluation process.

This change is to ratify and extend the current contract for the following services: 1) Cyber Security coverage with Berkley Assurance Company for an additional 16 months for the period covering June 1, 2024 through September 30, 2025, in the amount of \$267,395.00; 2) Cyber Security Consulting renewal services for the period covering June 1, 2024 through September 30, 2024, in the amount of \$39,500.00; and 3) Consulting Services for the period covering October 1, 2024 through September 30, 2025, in the amount of \$43,450.00, with an increase from the initial term. The extended annual fee reflects a 10% increase in rates due to inflation. The total funded amount of this extension is \$350,345.00. The extension is needed to allow MLGW additional time to seek a new and separate contract for each service. This ratification and extension complies with all applicable laws and policies. The new contract value is \$599,138.00.

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of June 19, 2024 approved Change No. 2 to Contract No. 12314 (*formerly C2372*), Broker of Record for Cyber Insurance and Other Insurance Coverages with Willis Towers Watson Southeast, Incorporated, to ratify and extend the current contract in the funded amount of \$350,345.00, and is now recommending to the Council of the City of Memphis that it approves said ratification and extension as approved; and

WHEREAS, the project scope is to represent MLGW as its agent to provide consulting support regarding insurance questions and considerations. In addition, the Broker is to advise and provide assistance concerning insurance exposures and coverage acquisition. The contract award was selected based on the Request for Proposal (“RFP”) evaluation process; and

WHEREAS, this change is to ratify and extend the current contract for the following services: 1) Cyber Security coverage with Berkley Assurance Company for an additional 16 months for the period covering June 1, 2024 through September 30, 2025, in the amount of \$267,395.00; 2) Cyber Security Consulting renewal services for the period covering June 1, 2024 through September 30, 2024, in the amount of \$39,500.00; and 3) Consulting Services for the period covering October 1, 2024 through September 30, 2025, in the amount of \$43,450.00, with an increase from the initial term. The extended annual fee reflects a 10% increase in rates due to inflation. The total funded amount of this extension is \$350,345.00. The extension is needed to allow MLGW additional time to seek a new and separate contract for each service. This ratification and extension complies with all applicable laws and policies. The new contract value is \$599,138.00; and

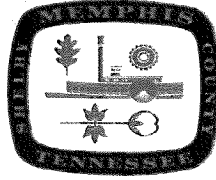
NOW THEREFORE BE IT RESOLVED by the Council of the City of Memphis, that there be and is hereby approved Change No. 2 to Contract No. 12314 (*formerly C2372*), Broker of Record for Cyber Insurance and Other Insurance Coverages with Willis Towers Watson Southeast, Incorporated, to ratify and extend the current contract in the funded amount of \$350,345.00 as approved.

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
June 19, 2024

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners the approval of Change No. 2 to Contract No. 12314 (*formerly C2372*), Broker of Record for Cyber Insurance and Other Insurance Coverages with Willis Towers Watson Southeast, Incorporated, to ratify and extend the current contract in the funded amount of \$350,345.00.

The project scope is to represent MLGW as its agent to provide consulting support regarding insurance questions and considerations. In addition, the Broker is to advise and provide assistance concerning insurance exposures and coverage acquisition. The contract award was selected based on the Request for Proposal ("RFP") evaluation process.

This change is to ratify and extend the current contract for the following services: 1) Cyber Security coverage with Berkley Assurance Company for an additional 16 months for the period covering June 1, 2024 through September 30, 2025, in the amount of \$267,395.00; 2) Cyber Security Consulting renewal services for the period covering June 1, 2024 through September 30, 2024, in the amount of \$39,500.00; and 3) Consulting Services for the period covering October 1, 2024 through September 30, 2025, in the amount of \$43,450.00, with an increase from the initial term. The extended annual fee reflects a 10% increase in rates due to inflation. The total funded amount of this extension is \$350,345.00. The extension is needed to allow MLGW additional time to seek a new and separate contract for each service. This ratification and extension complies with all applicable laws and policies. The new contract value is \$599,138.00.



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

AN ORDINANCE TO AMEND TITLE 6, CHAPTER 92 OF THE CODE OF ORDINANCES FOR THE CITY OF MEMPHIS, TO EXTEND THE SUNSET CLAUSE FOR THE EQUAL BUSINESS OPPORTUNITY PROGRAM

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

ADMINISTRATION

3. State whether this is a change to an existing ordinance or resolution, if applicable.

CHANGE TO AN EXISTING ORDINANCE

4. State whether this will impact specific council districts or super districts.

This will impact all council districts and super districts.

5. State whether this requires a new contract, or amends an existing contract, if applicable.

This does not require a new contract.

6. State whether this requires an expenditure of funds/requires a budget amendment

N/A

7. If applicable, please list the MWBE goal and any additional information needed

There are no MWBE goals associated with this Resolution.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND TITLE 6, CHAPTER 92 OF THE CODE OF ORDINANCES FOR THE CITY OF MEMPHIS, TO EXTEND THE SUNSET CLAUSE FOR THE EQUAL BUSINESS OPPORTUNITY PROGRAM

WHEREAS, a study of available data, including data maintained by the City of Memphis and other public agencies, data gathered from a survey of businesses in the Memphis MSA, and other commercially available data regarding the economic opportunities available to businesses in the Memphis MSA was conducted by Griffin and Strong, P.C. in 2016, concluding in the City of Memphis Minority and Women Business Enterprise Program Disparity Study and Legal Analysis (the "Disparity Study");

WHEREAS, the Memphis City Council passed an amendment to Ordinance No. 5662 in 2017 to implement the Equal Business Opportunity Program, consistent with certain findings based on the Disparity Study, legal analysis report and other data relative to the business opportunities available to Minority and Women Businesses in the Memphis Metropolitan Statistical Area (MMSA);

WHEREAS, pursuant to Memphis City Code Section Title 6, Chapter 92, Section 7(R)(3), the Equal Opportunity Program contains a sunset clause, which presently provides that this chapter shall sunset on June 30, 2024, unless prior to such date the city council, after conducting public hearings, finds that the purposes of this chapter have not yet been achieved, in which case it may extend the effective period of this chapter for an additional five years;

WHEREAS, the sunset clause operates as a mechanism to facilitate a periodic review process to assess and support the need for the Equal Business Opportunity program; and

WHEREAS, the City seeks to continue the Equal Business Opportunity programming, and has retained Griffin and Strong, P.C. to perform and to conduct a new Disparity Study as part of its periodic review process to assess the continued need for the Equal Business Opportunity program; and

WHEREAS, Griffin and Strong has begun work on the new Disparity Study but will not be able to complete its review and analysis prior to the expiration of the sunset clause;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that the sunset clause set forth in Section 6-92-7(R)(3) be extended for a period of ninety days to September 30, 2024 and that Section 6-92-7(R)(3) of the Code of Ordinances be repealed and deleted in its entirety and the following be inserted in lieu thereof:

"This chapter shall sunset on September 30, 2024, unless prior to such date the city council, after conducting public hearings, finds that the purposes of this chapter have not yet been achieved, in which case it may extend the effective period of this chapter for an additional five years."

Sponsor: Administration

ORDINANCE TO AMEND CHAPTER 21 OF THE CITY OF MEMPHIS CODE OF
ORDINANCES, GOVERNING MOTOR VEHICLES AND TRAFFIC, TO AUTHORIZE THE
CITY COURT CLERK'S OFFICE TO ACCEPT PARTIAL PAYMENTS FOR TRAFFIC
CITATIONS

WHEREAS, the Memphis City Council recognizes that many factors contribute to a person's inability to pay traffic citations, such as economic hardship; and

WHEREAS, it is the intent of the Council to provide a means to reduce the outstanding cumulative balances of fines and costs traffic citations due the City while also making it easier for citizens to resolve any outstanding traffic citations at a reduced cost; and

WHEREAS, the Council has full power and authority under the City's charter to establish by ordinance fines and costs to be assessed for violation of City Ordinances, to approve and amend all budgets and to provide rules and regulations for the operation of the City Courts.

NOW, THEREFORE, BE IT ORDAINED by the Memphis City Council that Chapter 21, Section 49 (C) is hereby amended to add the following provision:

Section 1. Procedures applicable to summonses and traffic citations

The following procedures shall apply as to traffic summonses, ordinance summonses, and traffic citations:

C. Traffic citation. Whenever any traffic citation has been issued, the citation shall provide for payment within 15 days from issuance. Any person receiving such traffic citation may appear and pay the forfeiture set therein at the traffic violations bureau on or before that date, either in person or by mail. If no one appears to pay such traffic citation by the end of the 15-day period, then a summons shall be issued as provided in the Charter and served either by personal service or certified or registered mail as provided by law indicating the date and time for such person to appear to answer the charge in such traffic citation. The traffic citation summons shall be set upon the docket specially established for such summons. If such person fails to appear to answer such citation before the court indicated and at the date and time provided for, the court, upon motion of the city, shall take a default judgment against the defendant in favor of the city. The amount of such default judgment shall be at least the amount of the forfeiture set for the violation of such section and no more than \$50.00 and costs for each violation.

The traffic citation summons shall be sworn to by the officer before a person designated as a city court clerk for the purpose of taking oaths on a form of oath approved by a majority of the city court judges. The city court clerk's office shall certify that the defendant is the registered owner of the vehicle by signing the docket and certifying to such registration. The oath of the officer and the certification of the clerk shall be prima facie evidence that the defendant violated the section charged. If the defendant contests the ownership of the vehicle or the violation of the

ordinance, he or she shall file a sworn pleading in evidence of the hearing setting forth such defense or defenses so as to allow the city sufficient time to prepare for the trial.

D. Amnesty Program. The Memphis City Council shall be authorized from time to time to establish an Amnesty Program by resolution which provides a means to reduce the outstanding cumulative balances of fines and costs traffic citations due the City while also making it easier for citizens to resolve any outstanding traffic citations at a reduced cost; provided, however, that any such programs shall not permit partial payment in excess of fifty (50%) percent of the total fine and/or costs due for an individual's traffic citation(s) or be implemented more than once during any fiscal year. Any Amnesty Programs heretofore implemented by the City are hereby approved, ratified and confirmed.

Section 2. Nonconflicting - Conflicting laws.

BE IT FURTHER ORDAINED that as amended hereby all laws constituting the present Code of Ordinances of the City of Memphis be and the same are hereby continued in full force and effect, and all laws in conflict herewith are hereby repealed. This ordinance does not alter or amend the rights or obligations of any person or entity that may exist under the City Charter or under Tennessee law.

Section 3. Severability.

BE IT FURTHER ORDAINED that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held to be unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

Section 4. Effective Date.

BE IT FURTHER ORDAINED That this Ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the Comptroller and become effective as otherwise provided by law.

Sponsor(s):

Jerri Green

JB Smiley, Jr.

Chairman

ORDINANCE AMENDING CHAPTER 15, SECTION 15-12, OF THE MEMPHIS CODE OF ORDINANCES REGARDING SOLID WASTE FEES FOR COLLECTION AND DISPOSAL

WHEREAS, Ordinance 5707 of the Memphis Code of Ordinances, created Chapter 15, establishing a Solid Waste Division as a division of city government and established a Solid Waste Director;

WHEREAS, pursuant to Chapter 15 of the Memphis Code of Ordinances, the Solid Waste Division maintains jurisdiction over residential and commercial solid waste collection, transportation, and disposal;

WHEREAS, the services provided by the Solid Waste Division are critical to the citizens of Memphis and warrant revision and adequate funding;

WHEREAS, the benefits of adequate funding of these services include personnel, equipment, facilities, and services used to safely collect and dispose of solid waste;

WHEREAS, the existing rate structure does not adequately fund the service delivery model;

Section 1.

NOW THEREFORE BE IT ORDAINED BY THE MEMPHIS CITY COUNCIL AS FOLLOWS that Chapter 15, Article 1, Section 15-12, be amended to change the solids waste fees for the collection and disposal of solid waste:

Sec. 15-12. - Solid waste fees for collection and disposal.

The following monthly fees are established for the collection, removal or disposal of solid waste:

Residential units, including single-family dwellings, mobile homes, duplexes, triplexes, quadruplexes, apartment units with seven units or less, for each unit thereof ¹	\$36.85
Additional carts for residential units may be leased for, each ² .	\$10.00
Apartment houses provided with non-mechanized collection, for each unit thereof**	\$29.86
Apartment houses and mobile homes with centralized, mechanized collection for each unit thereof**	\$19.42

Commercial businesses, churches, boardinghouses with three or more living quarters, and other institutions shall be charged the appropriate commercial rate based upon weekly containerized volume:	
Gallons	Monthly Fee
0-180	\$97.96
181-360	\$185.77
361-780	\$377.76
781-1,200	\$512.87
1,201-1,800	\$715.98
1,801-3,600	\$1,174.18
3,601-5,400	\$1,874.59
5,401-7,200	\$2,573.23

7,201-9,000	\$3,272.76
9,001-10,800	\$3,961.90
10,801-12,600	\$4,670.67

Notes:

1. Residential customers will be assigned a minimum of one (1) 90-gallon garbage cart and one (1) 90-gallon recycle cart, for a total of two (2) carts. Residential customers must have at least one (1) 90-gallon garbage cart. Residential customers in this category will be eligible for a reduced fee in the amount of \$9.23 if they meet the following criteria: Head of household, have an active utility account in their name, are at least 65 years of age or 100 percent (100%) disabled and have a gross household income of \$25,000.00 per year or less.
2. Households qualifying for the reduced fee, which generate more waste than what can be contained in one 90-gallon garbage cart per week, may request an additional city cart through the cart lease program, and pay the normal monthly fee.

**This item may be adjusted as necessary by resolution with a recommendation of the director of solid waste and approval of the city council.

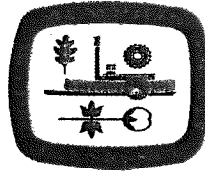
Section 2. Severability. The provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts is held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

Section 3. Effective Date. This Ordinance shall take effect on July 1, 2024, so as to coincide with the monthly billing cycles of Memphis Light Gas and Water.

Sponsor: Administration

Martavius Jones
CHAIRMAN

T-256



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

Ordinance to raise the property tax freeze income limit for qualifying senior citizens to \$60,000 per year.

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

The Finance Division is the initiating party.

3. State whether this is a change to an existing ordinance or resolution, if applicable.

Ordinance #5251 (attached)

4. State whether this will impact specific council districts or super districts.

All districts

5. State whether this requires a new contract, or amends an existing contract, if applicable.

No

6. State whether this requires an expenditure of funds/requires a budget amendment

No

7. If applicable, please list the MWBE goal and any additional information needed

N/A



Resolution to Increase the Maximum Income for Property Tax Freeze Participants

WHEREAS, citizens who are age 65 or older, on fixed income (SSI, SSA, pension, etc.), who live in their home as primary residence, provide proof of age, provide proof of all income, and meet certain income limits are eligible for property tax freeze in the City of Memphis;

WHEREAS, legislation enacted in 2023 by the 113th General Assembly authorizes a local option Tax Freeze income limit as an alternative to the standard limits produced annually by the State Comptroller's Office. The higher local option limit of \$60,000 takes effect the following tax year after adoption by the local legislative body;

WHEREAS, an increase in the local option income limit will benefit the citizens of Memphis who are on a fixed income;

NOW THEREFORE BE IT RESOLVED, by the Council of the City of Memphis, that the maximum income limit for the Tax Freeze Program shall be increased to \$60,000 beginning in tax year 2025. The maximum income limit for subsequent years shall automatically be adjusted by the annual cost-of-living adjustment for Social Security recipients.

Ord. # 5251

AN ORDINANCE TO AMEND CHAPTER 36, ARTICLE I, SECTION 36-10 OF THE CODE OF ORDINANCES SO AS TO ESTABLISH A SENIOR PROPERTY TAX FREEZE

WHEREAS, on November 7, 2006, the voters of the State of Tennessee approved an amendment to Article II, Section 28 of the Constitution of the State of Tennessee to allow for the establishment of a state-wide program to provide a tax freeze for taxpayers 65 years of age or older; and

WHEREAS, the Tennessee General Assembly passed legislation outlining eligibility requirements for such freeze and gave municipalities the option to enact legislation regarding its citizens; and

WHEREAS, the Memphis City Council believes this assistance is needed by many of the seniors residing within the boundaries of the city of Memphis.

SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS That Chapter 36, Article I, Section 36-10 is hereby amended in its entirety to read as follows:

Sec. 36-10. Senior Property Tax Freeze

A. Definitions. For purposes of this section:

“Application” means the form or forms prescribed by the City Treasurer to be filed evidencing eligibility for participation as a senior citizen.

“Principal residence” means the dwelling owned by the taxpayer and eligible as the taxpayer’s legal residence for voting purposes.

“Rules and regulations” means those requirements set by the State Board of Equalization as to qualification and proof of eligibility for participation as a senior citizen.

“Senior citizen” means any person, any joint property owner, any husband and spouse, with a principal residence within the city limits, who will attain the age of sixty-five (65) years on or before December 31 of the tax year for which the property tax freeze is requested.

“Taxes” means city real estate taxes.

“Taxpayer” means any homeowner, any person, any joint owner, any husband and spouse, any holder, owning real estate within the city limits upon which a property tax shall become due and payable.

“Treasurer” means the treasurer of the city.

“Trustee” means the county trustee.

B. Tax freeze established. A tax freeze for senior citizens shall be provided as follows:

(1) Any Taxpayer who is sixty-five (65) years of age or older and who owns residential property as his or her principal place of residence shall pay taxes on such property in an amount not to exceed the maximum amount of tax on such property imposed in the tax year in which the tax freeze is approved for the taxpayer (tax amount not to exceed frozen tax levied, except for improvements).

(2) Any Taxpayer who reaches the age of sixty-five (65) years after the effective date of this section who owns residential property as his or her principal place of residence shall thereafter pay taxes on such property in an amount not to exceed the maximum amount of tax on such property imposed in the tax year in which such taxpayer reaches the age of sixty-five (65) years (tax amount not to exceed tax levied for year in which taxpayer attained sixty-five (65) years of age, except for improvements).

(3) Any Taxpayer who is sixty-five (65) years of age or older who purchases residential property as his or her principal place of residence after his or her sixty- fifth birthday shall pay taxes in an amount not to exceed the maximum amount of tax imposed on such property in the tax year in which such property is purchased (tax amount not to exceed tax levied for year in which taxpayer purchased property, except for improvements).

Provided, however, that whenever the full market value of such property is increased as a result of improvements to such property after the effective date of this section, then the assessed value of such property shall be adjusted to include such increased value and the taxes shall also be increased proportionally with the value.

C. Limitation on Eligibility. Any Taxpayer or Taxpayers who own residential Property as their principal place of residence whose total or combined annual income is in excess of the greater of the weighted average of the median household income for age groups sixty-five (65) to seventy-four (74) and seventy-five (75) or over who resided within Shelby County as determined in the most recent federal decennial census shall not be eligible to receive the tax relief provided in this section. Total or combined income means that of husband and spouse, any person, any joint owners or holders of record.

This limit shall be adjusted by the comptroller of the treasury to reflect the cost of living adjustment for social security recipients as determined by the social security administration and shall be rounded to the nearest ten dollars (\$10.00). The adjusted weighted average median household income level shall be published by the comptroller annually.

D. Rules and Regulations. For purposes of this section, rules and regulations promulgated by The State Board of Equalization shall be used regarding the qualifications for participating and proof of eligibility as to age, income and place of residence. Such rules and regulations shall be set out in writing and made available to all persons desiring to make application.

E. Termination of Tax Freeze. This Program can be terminated by resolution or ordinance adopted by the Memphis City Council as provided in Tenn. Code Ann. Sec. 67-5-705. The clerk of the legislative body must file a copy of the resolution or ordinance terminating the program with the Division of Property Assessments within 45 days of adoption. The Treasurer shall remove all taxpayers under the tax freeze program for the tax year subsequent to the year in which the resolution or ordinance terminating the program is adopted.

SECTION 2. BE IT FURTHER ORDAINED, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

SECTION 3. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

DEDRICK BRITTENUM, JR.
Council Member

TOM MARSHALL
Council Chairman

THE FOREGOING ORDINANCE
5251 PASSED
1st Reading 12-04-2007
2nd Reading 12-18-2007
3rd Reading 01-08-2008

Approved Scott McCall
Chairman of Council

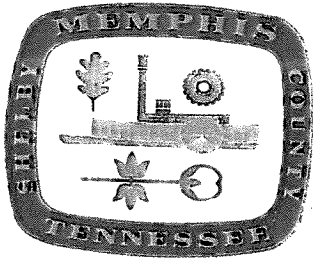
Date Signed: 1-22-08

Approved: [Signature]
Mayor, City of Memphis

Date Signed: 1/29/2008

I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

Valerie C. Spruill



T-242 § T-2

Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

The Finance Division is requesting to amend the FY24 Operating Budget in the amount of \$1,975,000 to fund the City's portion for the Memphis Sports Authority. The expense will be funded from the City of Memphis Fund Balance

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

Finance Division

3. State whether this is a change to an existing ordinance or resolution, if applicable.

This is a change to Budget Ordinance 5872, which approved the FY24 General Fund Operating Budget.

4. State whether this will impact specific council districts or super districts.

Yes

5. State whether this requires a new contract, or amends an existing contract, if applicable.

No, this will not.

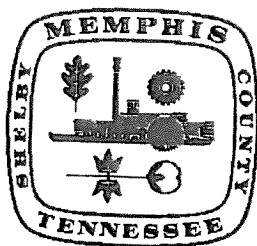
6. State whether this requires an expenditure of funds/requires a budget amendment.

Yes

7. If applicable, please list the MWBE goal and any additional information needed

N/A

T-242 & T-243



RESOLUTION

Resolution: To Adjust the Fiscal Year 2024 General Fund Operating Budget for the Finance Division.

WHEREAS, the Memphis City Council approved the Budget Ordinance 5872, which established and appropriated the Fiscal Year 2004 General Fund Operating Budget in which did not include the \$1,975,000 expense for the Memphis Sports Authority; and

WHEREAS, it is necessary to amend the Fiscal Year 2024 Operating Budget for the General Fund (0111) for the Finance division.

WHEREAS, the New Memphis Arena Fund (0225) needs the \$1,975,000 to fund their FY24 operating expenses for the arena.

WHEREAS, it is necessary to transfer allocation and appropriations totaling \$1,975,000 from the General Fund (0111) Unreserved Fund Balance to the New Memphis Arena Fund;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Memphis that the Fiscal Year 2024 Operating Budget is hereby ~~be~~ amended by transferring \$1,975,000 from the General Fund (0111-000000-049999) unreserved fund balance to the New Memphis Area Fund (0225-230301-070111).



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

Resolution to approve Downtown Memphis Commission's FY25 budget

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

Downtown Memphis Commission

3. State whether this is a change to an existing ordinance or resolution, if applicable.

No

4. State whether this will impact specific council districts or super districts.

No

5. State whether this requires a new contract, or amends an existing contract, if applicable.

No

6. State whether this requires an expenditure of funds/requires a budget amendment

No

7. If applicable, please list the MWBE goal and any additional information needed

See attached for numbers



City Council Item Routing Sheet

Division Committee Hearing Date

Ordinance

Resolution

Grant Acceptance

Budget Amendment

Commendation

Other: [Click here to enter text.](#)

Item Description:

Downtown Memphis Commission Budget and Assessment Rate Approval

Recommended Council Action: Council affirms that the assessment rate approved by Council in 1997, of \$0.65 per \$100 of assessed value and approves FY25 budget.

Describe previous action taken by any other entity (i.e. board, commission, task force, council committee, etc.) and date of any action taken:

The DMC Board of Directors approved this budget on May 24, 2024.

Does this item require city expenditure? No

\$0 Amount

\$ 5,293,991 Revenue to be received;

Source and Amount of Funds

\$0 Operating Budget

\$0 CIP Project #

\$0 Special Assessment **Federal/State/Other**

Approvals

Director  Date 5-30-24

Chief Administrative Officer

Division Chief _____ Date _____

Budget Manager _____ Date _____ **Council Committee Chair**

Chief Financial Officer _____ Date _____

Chief Legal Officer _____ Date _____



Resolution approving Downtown Memphis Commission's FY25 Budget

WHEREAS, the Memphis City Council authorized the Downtown Memphis Commission to manage the Central Business Improvement District in 1997, and to determine annually the cost and expenses necessary to be funded by special assessment; and

WHEREAS, the Downtown Memphis Commission submitted their FY2025 Budget in the amount of \$5,293,991 for approval by the Memphis City Council; and

WHEREAS, full Council approval is also needed for the Downtown Memphis Commission budget; and

WHEREAS, the Council affirms that the assessment rate approved by Council in 1997, of \$0.65 per \$100 of assessed value, was used to determine the revenues listed below.

NOW, THEREFORE, BE IT RESOLVED that the FY2025 Budget for the Downtown Memphis Commission be and is hereby approved.

DOWNTOWN MEMPHIS COMMISSION BUDGET

	FY2025
Safety & Hospitality	\$2,460,985
Beautification and Clean & Green	\$1,084,688
Community Planning, Development & Diversity	\$ 926,094
Marketing, Events & Activation	<u>\$ 822,224</u>
	<u>\$5,293,991</u>



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

A Resolution approving the sale of a city-owned parcel known as 0 Birchdale Drive, Memphis, TN 38127, Parcel ID# 072029 00030

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

General Services

3. State whether this is a change to an existing ordinance or resolution, if applicable.

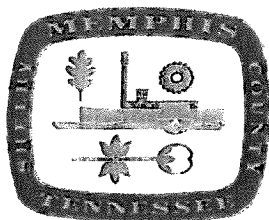
This item does not require a change to an existing ordinance.

4. State whether this requires a new contract, or amends an existing contract, if applicable.

This item does not require a new contract or amend an existing contract.

5. State whether this requires an expenditure of funds/requires a budget amendment.

This item does not require an expenditure of funds or a budget amendment.



**A Resolution approving the sale of a city owned parcel known as 0
Birchdale Drive, Memphis, TN 38127, Parcel ID# 072029 00030**

WHEREAS, the City of Memphis owns the parcel located at 0 Birchdale Drive, Memphis, TN 38127 ("The Parcel") and is further identified by Shelby County Tax Assessor as Parcel ID# 072029 00030 containing 0.197 acres, more or less; and

WHEREAS, the sale of the subject Parcel will increase the Housing and Community Development General Fund, generate tax revenue, and eliminate blight and maintenance costs for the City of Memphis; and

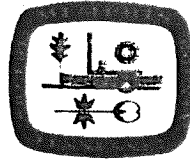
WHEREAS, Elnora Shinault, adjacent property owner, submitted an offer of Three Thousand Dollars (\$3,000.00) along with a Three Hundred Dollar (\$300.00) Earnest Money deposit to the City of Memphis Real Estate Office; and

WHEREAS, it is deemed to be in the best interest of the citizens of the City of Memphis and County of Shelby that this request be considered subject to the terms and conditions set forth in the Offer to Purchase and in City Ordinance 5637 section 2-16-1(F).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Memphis that the offer made by Elnora Shinault for the above-described property is hereby accepted subject to the City Ordinance 5637, section 2-16-1(E) which states in part, "The city real estate manager shall be authorized to convey parcel to a selected adjacent property owner, without necessity of competitive bidding, for approval by the city council with one reading, which reading shall be final."

BE IT FURTHER RESOLVED, that subject to the Ordinance, the City of Memphis Real Estate Department shall prepare and arrange for the execution of the quit claim deed, and any other documents incidental to the completion of the transfer, and the Mayor of the City of Memphis is hereby authorized to execute said deeds or any other documents necessary to complete the sale and conveyance.

T-254



Memphis City Council Summary Sheet

1. Description of the Item (Resolution, Ordinance, etc.)

Resolution approving proposed Consolidated Plan, FY2025 Annual Action Plan and appropriating federal entitlement funds to the FY2025 Housing and Community Development Budget.

2. Initiating Party (e.g. Public Works, at request of City Council, etc.)

The Division of Housing and Community Development

3. State whether this is a change to an existing ordinance or resolution, if applicable.

Not applicable.

4. State whether this will impact specific council districts or super districts.

Various council districts or super districts may be impacted.

5. State whether this requires a new contract, or amends an existing contract, if applicable.

New contracts and contract amendments will be required.

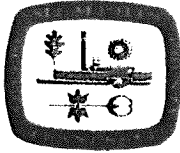
6. State whether this requires an expenditure of funds/requires a budget amendment.

Expenditure of funds will be required.

7. If applicable, please list the MWBE goal and any additional information needed.

Some funding may be applicable to MWBE goals once awarded.

T-254



A resolution approving proposed consolidated plan PY24/FY25 Annual Action Plan and appropriating federal entitlement funds to the PY24/FY25 Housing and Community Development budget.

WHEREAS, the purpose of the City of Memphis' Consolidated Plan for Housing and Community Development is to foster the development of viable urban neighborhoods which include decent housing for everyone, a suitable living environment, and expanded economic opportunities, especially for low and moderate-income citizens; and

WHEREAS, specific projects and activities within the Consolidated Plan PY24/FY25 Annual Action Plan address the needs of low-and moderate-income persons through goals, objectives, priorities, and strategies for housing, community and public services, assistance for the homeless and special needs populations, neighborhood, economic and community development; and

WHEREAS, projects and activities proposed to be implemented in the Consolidated Plan PY24/FY25 Annual Action Plan will draw upon and augment the resources of the public, private, and nonprofit sectors to meet low and moderate income needs in the community; and

WHEREAS, the plan contains a description of anticipated federal, state, and local housing resources for PY24/FY25, including Community Development Block Grant (CDBG) funds received under Title I of the Housing and Community Development Act of 1974, HOME funds received under Title II of the National Affordable Housing Act of 1990, Emergency Solutions Grant (ESG) funds authorized under the HEARTH Act of 2009, and Housing Opportunities for Person with AIDS (HOPWA) funds, as shown in the following tables:

Estimated FY2025 Funds to be received from HUD

Program Name	Estimated Funds	Percent of Total
CDBG Program	\$ 6,123,518.00	42%
Bass Pro - PI	\$ 750,000.00	5%
HOME Program	\$ 3,310,050.00	23%
HOME Program Income	\$ 163,573.00	1%
Emergency Solutions Grant Program (ESG)	\$ 565,814.00	4%
HOPWA	\$ 3,593,202.00	25%
Total	\$ 14,506,157.00	100%

7-254

WHEREAS, in PY24/FY25, the expected program income for the Community Development Block Grant (CDBG) will be to the amount of \$1m, and not to exceed \$1.2m.
; and

WHEREAS, the plan identifies and describes the following priority areas of projects and activities to be implemented in PY24/FY25 by the federal entitlement funds received from the U.S Department of Housing and Urban Development (HUD):

FY2025 Priority Areas

Program Name	Estimated Funds	Percent of Total
Housing	\$ 5,296,342.00	37%
Homeless	\$ 828,378.00	6%
Special Needs	\$ 3,860,406.00	27%
Neighborhood, Economic, & Community Development	\$ 2,633,231.00	18%
General Administration & Planning	\$ 1,887,800.00	13%
Total	\$ 14,506,157.00	100%

and,

WHEREAS, the Consolidated Plan PY24/FY25 Annual Action Plan includes and was developed within a framework of a citizen participation plan, requiring consultation with citizens and other social service and housing agencies; and

WHEREAS, the Consolidated Plan PY24/FY25 Annual Action Plan was available for a 30-day public review and comment period beginning June 3, 2024, and ending July 3, 2024, and

WHEREAS, the CDBG entitlement, estimated program income, the HOME, ESG, and HOPWA entitlement grants must be appropriated in the FY 2025 Operating Budget for HCD.

NOW, THEREFORE, BE IT RESOLVED that the Council and the City of Memphis hereby adopts and approves the proposed Consolidated Plan PY24/FY25 Annual Action Plan.

BE IT FURTHER RESOLVED that there be and is hereby accepted and appropriated the amount of **\$14,506,157.00** by federal resources for FY2025, including Community Development Block Grant (CDBG) funds, Projected Program Income from CDBG and HOME, HOME Program funds, Emergency Solutions Grant (ESG) funds, and Housing Opportunities for Person with AIDS (HOPWA) chargeable to the FY2025 Operating Budget and credited as follows:

Program Name	Estimated Funds	Percent of Total
CDBG Program	\$ 6,123,518.00	42%
Bass Pro - PI	\$ 750,000.00	5%
HOME Program	\$ 3,310,050.00	23%
HOME Program Income	\$ 163,573.00	1%
Emergency Solutions Grant Program (ESG)	\$ 565,814.00	4%
HOPWA	\$ 3,593,202.00	25%
Total	\$ 14,506,157.00	100%