

RESOLUTION

WHEREAS, the Board of Light, Gas and Water Commissioners in their meeting of September 16, 2020 awarded Contract No. 12218, Power Supply Consultant to GDS Associates, Inc. in the funded not-to-exceed amount of \$520,000.00, and is now recommending to the Council of the City of Memphis that it approves said award as proposed; and

WHEREAS, the project scope is to provide consulting services required for MLGW to solicit requests for proposals for the procurement of electric capacity, energy, transmission, renewable energy (e.g. solar and wind), ancillary services and to assist MLGW in the evaluation of responses to portfolios identified in the Integrated Resource Plan (IRP) and feasible alternatives.

WHEREAS, MLGW solicited 11 and received five (5) proposals on September 4, 2020. The three (3) highest scored firms were selected for presentations, with the most responsive proposal from GDS Associates, Inc. in the amount of \$492,500.00. MLGW is also requesting \$27,500.00 for travel contingencies. The total funded amount of this award is not-to-exceed \$520,000.00. The term of this contract is for 24 months from the date of the Notice to Proceed with annual renewal options. 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. 12218, Power Supply Consultant to GDS Associates, Inc. in the funded not-to-exceed amount of \$520,000.00 as approved.

THEREFORE, BE IT FURTHER RESOLVED BY THE Memphis City Council that the additional requirements be included in the agreement with GDS Associates and agreed upon by the MLGW Board of Commissioners.

1. The City of Memphis Administration should review and approve the RFPs before they are issued and the City of Memphis Administration shall be a part of the review and selection process of any RFP submissions.

2. The RFPs should make it clear that the 3 Portfolios are the desired scenarios, but that any response may include additional proposals of a better way to transmit or generate power for Memphis and Shelby County.
3. Use the “EPC/PPA Term Sheet and Final Offer” stage as a check-in for the MLGW Board of Commissioners and Memphis City Council to determine the feasibility of leaving Tennessee Valley Authority within 7 -11 months of the issuance of Notice to Proceed.
4. During the “Bid Evaluation and Short List” process, there must be an evaluation of the reliability of the power supplier, transmission and generation, including such things like evaluating economics, risk analysis, counterparty creditworthiness, counterparty market credibility, past performance, etc.

Frank Colvett, Jr.
Chairman

Sponsor:
Cheyenne Johnson

EXCERPT
from
MINUTES OF MEETING
of
BOARD OF LIGHT, GAS AND WATER COMMISSIONERS
CITY OF MEMPHIS
held
September 24, 2020

The Manager of Procurement and Contracts recommends to the Board of Light, Gas and Water Commissioners that it awards Contract No. 12218, Power Supply Consultant to GDS Associates, Inc. in the funded not-to-exceed amount of \$520,000.00.

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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. 12218, Power Supply Consultant to GDS Associates, Inc. in the funded not-to-exceed amount of \$520,000.00 as outlined in the above 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 accepted by the Board of Light, Gas and Water Commissioners at a ~~regular~~ special meeting held on 24th day of September, 2020, at which a quorum was present.

 Secretary-Treasurer

Same Day Minutes - approved