

**MALLORY VALLEY UTILITY DISTRICT
BOARD OF COMMISSIONERS MEETING
FEBRUARY 27, 2009**

The regular monthly meeting of the Board of Commissioners of Mallory Valley Utility District was held at 8:00 A.M. on Friday, February 27, 2009, at the District's business office located at 465 Duke Drive, Franklin, Tennessee. The meeting was advertised in accordance with the law.

Ron Coker, President, called the meeting to order.

Commissioners present for the meeting of February 27, 2009 were Guy Nerren, Dan Coley & Ron Coker. Others present for the meeting were Attorney Don Scholes, Alton Hethcoat, Tim Ham and Ansley Coode.

The first order of business was approval of the minutes of the January 30, 2009 board meeting. A motion was made by Mr. Coker and seconded by Mr. Coley to approve the minutes of the January 30, 2009 meeting. After full discussion, the motion was unanimously approved.

The next order of business was a discussion of the Right-Of-Way Easement requested by Middle Tennessee Electric Membership Corporation for the installation of the three phase electric power line required to serve the new water pumping station located on North Berry's Chapel Road. A motion was made by Mr. Coker and seconded by Mr. Nerren to grant the easement requested. After full discussion, the motion was approved 2-0. Mr. Coley abstained. A copy is attached hereto as "Exhibit A".

The next order of business was the consideration of Change Order No. 2 from the Crom Corporation, Inc. on the Lynnwood Water Tank – Contract C. A motion was made by Mr. Coker and seconded by Mr. Coley approving the change order increasing the contract price by \$32,500.00 as set forth in the change order. A copy is attached hereto as "Exhibit B". After full discussion, the motion was unanimously approved.

The next order of business was a request by Mr. Scholes that the District adopt a Resolution to authorize the Tennessee Utility Public Building Authority (the Authority) to amend its Certificate of Incorporation to clarify the purposes of the Authority. A motion was made by Mr. Coker and seconded by Mr. Nerren to adopt the Resolution presented by Mr. Scholes to approve the form of the Amendment to the Authority's Certificate of Incorporation and authorizing the Authority's Board of Directors to proceed with filing the Amendment with the Secretary of State. After full discussion, the motion was unanimously approved. The Resolution is attached hereto as "Exhibit C".

The next order of business was approval of the Adjustment Log for January 2009. A motion was made by Mr. Coker and seconded by Mr. Nerren to approve the Adjustment Log in the amount of \$530.50. After full discussion, the motion was unanimously approved. A copy is attached hereto as "Exhibit D".

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The next regular Board of Commissioners meeting will be held at 8:00 A.M. on Friday, March 27, 2009.

There being no further business to come before the Board, a motion was made by Mr. Nerren and seconded by Mr. Coley to adjourn the meeting. After a full discussion the motion was unanimously approved.



Ron Coker, President



Dan Coley, Secretary

March 27, 2009
Date