

21-05-03

**RESOLUTION TO ACCEPT HENNINGSON, DURHAM & RICHARDSON
ARCHITECTURE AND ENGINEERING, P.C. (HDR) AMENDMENT # 2 PROPOSAL
TO COMPLETE WORK NECESSARY TO RESPOND TO FERC'S ADDITIONAL
REQUEST**

WHEREAS, in February of 2019, via resolution 19-03-02, the Board of the Hudson River-Black River Regulating District authorized HDR to complete 4th Part 12D Safety Inspection of Conklingville Dam; and

WHEREAS, pursuant to Contract C032018, executed by HDR and the Regulating District on July 1, 2019, HDR completed the necessary inspection and submitted the required report to the Federal Energy Regulatory Commission (FERC); and

WHEREAS, on May 27, 2019 FERC requested that the Regulating District have the 4th Part 12D Independent Consultant review two specific issues related to the previous evaluations and analysis; and

WHEREAS, pursuant to resolution 19-39-09, the Board authorized an amendment to Contract C032018 to complete the work necessary to respond to FERC's additional information request for an additional not-to-exceed fee of \$34,100.00 bringing the not-to-exceed contract value to \$69,050.00; and

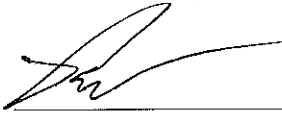
WHEREAS, on January 6, 2021, in response to the Regulating District's request, HDR provided a scope of services and fee proposal to complete the work necessary to address certain dam safety-related recommendations made in its 4th Part 12D safety inspection report and accepted by FERC, said scope and fee proposal outlining the engineering studies and analyses proposed including stability analyses of the embankment retaining wall and risk analysis of the embankment dam, HDR proposes to complete the work for a not-to-exceed fee of \$79,790 bringing the not-to-exceed contract value to \$148,840; and

WHEREAS, staff recommends the acceptance of HDR's Amendment # 2 Proposal and seeks Board authorization to amend Contract C032018 to include the completion of work; and

NOW THEREFORE BE IT RESOLVED, the Hudson River – Black River Regulating District Board accepts HDR's proposal to complete certain work in response to recommendations made in the 4th Part 12D safety inspection report and authorizes the Executive Director to execute an amendment to Contract C032018, in the amount of \$79,790.00, bringing the not-to-exceed contract value to \$148,840.00; and

BE IT FURTHER RESOLVED, that the agreement is subject to the review and approval of the NYS Attorney General and the NYS Office of the State Comptroller.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Hayes and seconded by Mr. DeWitt that the Resolution be approved.

Present and Voting:

<u>MEMBER</u>	<u>AYE</u>	<u>NOE</u>	<u>ABSTAIN</u>
Mr. Finkle	<u>X</u>	_____	_____
Mr. Hayes.....	<u>X</u>	_____	_____
Mr. Rosenthal.....	_____	_____	<u>excused</u>
Mr. De Witt.....	<u>X</u>	_____	_____
Mr. Bird.....	<u>X</u>	_____	_____
Mr. Candido	<u>X</u>	_____	_____