

RESOLUTION TO APPROVE FOURTH AMENDMENT TO CONTRACT C012012 WITH KLEINSCHMIDT ASSOCIATES, PA, PC

WHEREAS, the Board of the Hudson River-Black River Regulating District approved Resolution 13-07-04 authorizing contract C012012 with Kleinschmidt Associates, PA, PC (KA) for the completion of the remediation /removal final study and design work at Hawkinsville Dam for a total not to exceed amount of \$90,980.00 (Contract C012012); and

WHEREAS, the Board approved Resolution 14-25-07 authorizing Amendment #1, for an additional \$6,770.00 increasing the not to exceed to \$97,750.00 for Phase 1, Tasks 1-7; and

WHEREAS, the Board approved Resolution 14-36-11 authorizing Amendment #2, for an additional \$69,500.00 increasing the not to exceed to \$167,250.00 to complete Phase 2 Final Design & Construction Monitoring work; and

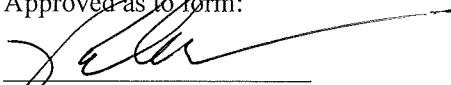
WHEREAS, the Board approved Resolution 18-28-07 authorizing Amendment #3, for an additional \$19,514.00 increasing the not to exceed to \$186,764.00 to complete Task 3 amended scope work covering NYSDEC desired outlet changes, wetland permitting to avoid mitigation and redesign to avoid wetland mitigation

WHEREAS, the Board desires to extend the term of contract C012012 to December 31, 2021;

NOW THEREFORE BE IT RESOLVED THAT the Board of the Hudson River-Black River Regulating District authorizes the Executive Director to execute this fourth amendment to contract C012012 extending the agreement to December 31, 2021; and

BE IT FURTHER RESOLVED THAT, the contract is subject to review and approval by the New York State Office of the Attorney General and the New York State 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> X </u>	_____	_____
Mr. DeWitt.....	<u> X </u>	_____	_____
Mr. Bird	<u> X </u>	_____	_____

Approved at the December 10, 2019 Board Meeting

State of Maine)
County of)

On the ____ day of December in the year 2019 before me, the undersigned personally appeared Kevin J. Cooley, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

19-51-12

**RESOLUTION TO APPROVE SIXTH AMENDMENT TO CONTRACT C092007
GOMEZ AND SULLIVAN ENGINEERS, P.C.**

WHEREAS, the Board of the Hudson River-Black River Regulating District approved Resolution 08-22-05 authorizing contract C092007 with Gomez and Sullivan Engineers, PC ('GS') for the completion of the Conklingville Dam Breach Analysis for a not to exceed amount of \$170,000; and

WHEREAS, on February 17, 2010 Executive Director Lafave approved an amendment # 1 extending the contract term to December 31, 2013; and

WHEREAS, the Board approved Resolution 11-12-05 authorizing amendment #2 to address the Federal Energy Regulatory Commission's (FERC) response to the preliminary dam failure analysis for Conklingville Dam, increasing the not to exceed amount by \$103,090.00 and raising the total contract value to \$273,090.00; and

WHEREAS, the Board approved Resolution 13-36-10 authorizing amendment # 3 extending the contract term to December 31, 2016; and

WHEREAS, the Board approved Resolution 16-32-09 authorizing amendment # 4 extending the contract term to December 31, 2019; and

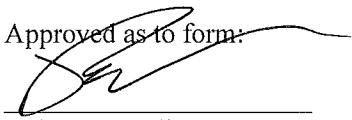
WHEREAS, the Board approved Resolution 17-02-02 authorizing amendment # 5, to address additional FERC comments and billing rate adjustments, increasing the not to exceed amount by \$49,580.00 and raising the total contract value to \$322,670.00; and

WHEREAS, the Board desires to extend the term of contract C092007 to December 31, 2021;

NOW THEREFORE BE IT RESOLVED THAT the Board of the Hudson River-Black River Regulating District authorizes the Executive Director to execute this sixth amendment to contract C092007 extending the term of the agreement to December 31, 2021; and

BE IT FURTHER RESOLVED THAT, the contract is subject to review and approval by the New York State Office of the Attorney General and the New York State Office of the State Comptroller.

Approved as to form:



Robert P. Leslie
General Counsel

Motion was made by Mr. Rosenthal 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>X</u>	_____	_____
Mr. DeWitt.....	<u>X</u>	_____	_____
Mr. Bird.....	<u>X</u>	_____	_____

State of New York)
County of Oneida)

On the _____ day of December in the year 2019 before me, the undersigned personally appeared Jerry A. Gomez, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

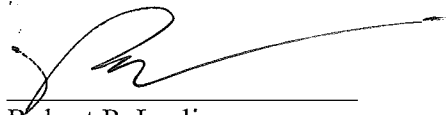
Notary Public

19-52-12

**RESOLUTION SCHEDULING DATE, TIME AND LOCATION OF THE
JANUARY 14, 2020 REGULAR BOARD & ORGANIZATIONAL COMMITTEE
MEETINGS**

BE IT RESOLVED, that the next Regular meeting and Organizational Committee meeting of the Board of the Hudson River-Black River Regulating District will be held on January 14, 2020, at the Regulating District's Sacandaga Field Office Conference Room, 737 Bunker Hill Road, Mayfield, NY 12117, at 10:00 A.M.

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>X</u>	_____	_____
Mr. De Witt.....	<u>X</u>	_____	_____
Mr. Bird.....	<u>X</u>	_____	_____