

21-45-10

**RESOLUTION TO APPROVE AMENDMENT #5 TO HDR CONTRACT C022012 TO  
PERFORM STILLWATER DAM BREACH ANALYSIS  
SITE SPECIFIC PROBABLE MAXIMUM PRECIPITATION STUDY**

WHEREAS, the Board of the Hudson River-Black River Regulating District adopted resolution 13-06-04 awarding the work for Dam Breach Analysis at the Stillwater Dam to Henningson, Durham & Richardson Architecture and Engineering, P.C. (HDR) contingent upon the successful negotiation of contract terms and conditions; and

WHEREAS, the Board adopted resolution 14-15-06 authorizing the Executive Director to execute contract C022012 with HDR for a not to exceed amount of \$28,000.00; and

WHEREAS, the Board approved resolution 15-36-10, accepting HDR's scope and fee proposal to provide additional services (Amendment #1) to respond to the Federal Energy Regulatory Commissions (FERC) review comments on HDR's dam breach analysis report and authorizing the Executive Director to execute an amendment to increase the contract price by \$8,750.00 to the not to exceed amount of \$36,750.00; and

WHEREAS, the Board approved resolution 18-11-05, accepting HDR's scope and fee proposal to complete a Site-Specific Probable Maximum Precipitation (SSPMP) analysis and to perform a preliminary SSPMP feasibility study to determine if a full SSPMP is warranted, and authorizing the Interim Executive Director to execute an amendment (Amendment #2) to increase the contract price by \$22,000 to a not to exceed amount of \$58,750.00; and

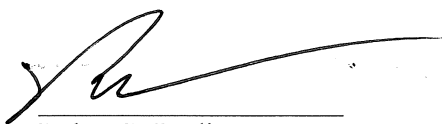
WHEREAS, the Board approved resolution 18-33-10, extending the contract 24 months (Amendment #3) to allow for the completion of additional scope of work; and

WHEREAS, the Board approved resolution 18-35-11, accepting HDR's scope and fee proposal to complete certain "alternate methodology" analysis and to authorize the Interim Executive Director to execute an amendment (Amendment #4), to increase the contract price by \$28,500 to a not to exceed amount to \$87,250.00; and

NOW THEREFORE BE IT RESOLVED, that the Board of the Hudson River-Black River Regulating District hereby authorizes the Executive Director to accept HDR's proposal *Probable Maximum Flood Study Update* and to execute a fifth amendment to Contract C022012 amending the scope to include the completion of work defined in Task 1-5 of the proposal, increasing the total fee of Contract C022012 by \$65,000 to a not-to-exceed price of \$152,250, and extending the contract termination date to December 31, 2023.

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

Approved as to form:



Robert P. Leslie  
General Counsel

*Approved at the October 12, 2021 Board Meeting*

Motion was made by Mr. Bird and seconded by Mr. Rosenthal 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>EXCUSED</u>
Mr. Bird.....	<u>  X  </u>	_____	_____
Mr. Candido.....	<u>  X  </u>	_____	_____
Mr. Reagan.....	<u>  X  </u>	_____	_____