

21-51-11

**RESOLUTION TO ACCEPT FINGER LAKES INDUSTRIAL CONTRACTING CORP.'S
PROPOSAL TO COMPLETE AN UNDERWATER INSPECTION AT INDIAN LAKE DAM
D012021**

WHEREAS, pursuant to resolution 13-45-12, the Board of the Hudson River – Black River Regulating District awarded Contract C032013 to Bergman Associates (“Bergmann”) for an Engineering Assessment at Indian Lake Dam; and

WHEREAS, pursuant to a series of resolutions, the Board subsequently approved amendments increasing contract C032013’s not to exceed amount to \$1,644,993 and extending the contract termination date through December 31, 2025; and

WHEREAS, Contract C032013 requires Bergmann to provide planning, design, project management, and construction support services required to allow the Regulating District to complete construction of repair necessary to bring the facility into compliance with DEC dam safety regulations; and

WHEREAS, Bergmann recommends an underwater inspection in support of its Final Design and Construction Support Services effort; and

WHEREAS, pursuant to State Finance Law section 163(6), which authorizes purchases without a formal competitive process in certain circumstances, including; purchases from New York State small businesses and from businesses certified pursuant to Article 15-A of the New York State Executive law, the Regulating District intends to award the contract to a certified minority or women-owned business enterprise (MBE or WBE); and

“WHEREAS, Finger Lakes Industrial Contracting Corp. (“Finger Lakes”) and two other firms were provided an Invitation for Bid. Finger Lakes submitted a bid by the November 1, 2021 close of business deadline and a determination was made according to Section I-21 of the Information for Bidders of the Bid Documents;”

WHEREAS, Regulating District staff recommends conditionally awarding the work to Finger Lakes and seeks Board acceptance of the recommendation, authorization to form a contract to complete the work, and authorization for the Executive Director to execute an agreement in an amount not-to-exceed \$20,000.00.

NOW THEREFORE BE IT RESOLVED, the Board of the Hudson River-Black River Regulating District hereby accepts the proposal submitted by Finger Lakes Industrial Contracting Corp. and authorizes the Executive Director to execute an agreement in the amount of \$20,000.00; and

Approved as to form:



Robert P. Leslie
General Counsel

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