

22-58-11

**RESOLUTION TO APPROVE FIRST AMENDMENT TO CONTRACT C012020
WITH HENNINGSON, DURHAM & RICHARDSON ARCHITECTURE AND
ENGINEERING, P.C., INC.**

WHEREAS, the Board approved Resolution 20-06-03 authorizing Henningson, Durham & Richardson Architecture and Engineering, P.C., Inc. (HDR) to perform the 8th Part 12D Independent Consultant Safety Inspection at Stillwater Dam and to prepare the resulting safety inspection report for a total not-to-exceed amount of \$36,700 (Contract C012020); and

WHEREAS, Mr. Adam Jones, P.E. and Mr. Justin Niedzialek, P.E., of HDR completed the Stillwater Dam 8th Part 12D Independent Consultant Safety Inspection on September 1, 2020 and submitted the safety inspection report to the Federal Energy Regulatory Commission (FERC) in February 2021; and

WHEREAS, FERC provided comments on the safety inspection report, in a letter dated August 22, 2022, and requested a response from the Independent Consultant (IC) on two of the comments; and

WHEREAS, FERC requested the IC submit a “Supplement” to the Safety Inspection Report which clarifies several recommendations and comments made by the IC; and

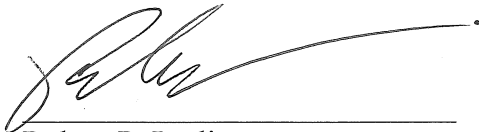
WHEREAS, HDR provided a proposal to participate in a conference call to discuss and review the FERC comments, develop a response to the FERC comments, and produce a “Supplement” report to the 8th Part 12D Safety Inspection Report; and

WHEREAS, Regulating District staff recommends acceptance of HDR’s proposal to respond to the FERC comments and to develop a “Supplement” letter report, seeks Board authorization to amend the scope of work of Contract C012020, and requests authorization for the Executive Director to execute an amendment to the contract to increase the fee by \$2,500 to a not-to-exceed amount of \$39,200.

NOW THEREFORE BE IT RESOLVED THAT, the Board of the Hudson River – Black River Regulating District authorizes the Executive Director to execute this first amendment to contract C012020 in the amount of \$2,500 increasing the not to exceed price to \$39,200; and

BE IT FURTHER RESOLVED, the contract is subject to review and approval by the State of New York 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. Bird 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>	<u> </u>	<u> </u>
Mr. Hayes	<u> X </u>	<u> </u>	<u> </u>
Mr. De Witt	<u> X </u>	<u> </u>	<u> </u>
Mr. Bird	<u> X </u>	<u> </u>	<u> </u>
Mr. Candido	<u> X </u>	<u> </u>	<u> </u>
Mr. Reagan	<u> X </u>	<u> </u>	<u> </u>
Ms. Allen	<u> X </u>	<u> </u>	<u> </u>