

23-48-10

RESOLUTION TO APPROVE A FEE PROPOSAL AND AUTHORIZE THE EXECUTIVE DIRECTOR TO ENTER INTO CONTRACT C020223 WITH GOMEZ AND SULLIVAN ENGINEERS, D.P.C. TO DEVELOP THE FINAL DAM BREACH INUNDATION MAPPING AND A NARRATIVE OF THE BREACH ANALYSIS FOR USE IN THE CONKLINGVILLE DAM EAP

WHEREAS, in February 2008, the Federal Energy Regulatory Commission (“FERC” or “the Commission”) requested that the Regulating District develop a dam breach analysis and inundation mapping for the Conklingville Dam to enhance the project’s Emergency Action Plan (“EAP”); and

WHEREAS, in May 2008, the Board of the Hudson River-Black River Regulating District approved resolution 08-22-05 authorizing contract C092007 with Gomez and Sullivan Engineers, D.P.C. (‘GS’) for the completion of the Conklingville Dam breach analysis for a not-to-exceed amount of \$170,000; and

WHEREAS, in May 2011, the Board approved resolution 11-12-05 authorizing GS to address the Commission’s response to the preliminary dam failure analysis for Conklingville Dam, increasing the not to exceed amount by \$103,090.00 to a total amount not-to-exceed \$273,090.00; and

WHEREAS, in February 2017, the Board approved resolution 17-02-02 authorizing GS to address additional FERC comments and billing rate adjustments, increasing the Contract C092007 not-to-exceed amount by \$49,580.00 to \$322,670.00; and

WHEREAS, GS developed a subsequent revised dam breach analysis, again in response to FERC comments, in April 2021; and

WHEREAS, rather than seek additional resolutions authorizing necessary extensions to Contract C092007 while awaiting receipt of the Commission’s next round of comments, staff elected to allow the nearly fifteen year contract C092007 to expire on December 31, 2021; and

WHEREAS, the Commission did finally accept the GS dam breach analysis model on February 7, 2023; and

WHEREAS, staff recommends that the Board accept the proposal advanced by Gomez and Sullivan Engineers D.P.C. to: update the inundation maps for those portions of the dam breach model previously mapped; develop inundation maps for the remainder of the revised model approved by the Commission; and prepare a narrative summary of the dam breach model used to develop the mapping for inclusion in the Conklingville Dam EAP for a not-to-exceed contract price of \$44,400.

NOW THEREFORE BE IT RESOLVED THAT the Board of the Hudson River-Black River Regulating District authorizes the Executive Director to form a contract (C022023) with Gomez and Sullivan Engineers, D.P.C to complete work outlined in the attached July 24, 2023 proposal for an amount not-to-exceed \$44,400; and

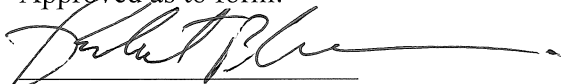
Approved at the October 11, 2023 Meeting

BE IT FURTHER RESOLVED, that the Board does hereby authorize the following transfer in the Fiscal Year 2023-24 budget:

Account Number	Account Name	Increase	Decrease
5695-0300	Engineering Consultant	\$29,335	
5740-0300	Debt Payments - Principal		\$14,691
5750-0300	Debt Payments - Interest		\$6,524
5770-0300	Contingencies		\$8,120

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. De Witt and seconded by Mr. Reagan 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. DeWitt.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Candido.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Hayes.....	<u> X </u>	<u> </u>	<u> </u>
Mr. Bird.....	<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>