

**PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY  
327 N WENATCHEE AVENUE  
WENATCHEE WA 98801**

**REGULAR COMMISSION MEETING**

**FEBRUARY 22, 2022**

Public participation will be by phone or by Microsoft Teams

For phone participation dial: 253-999-5697

Meeting ID: 418-840-905#

Please contact PUD staff at 509-661-4212 to let us know if you intend to participate by phone.

If you would like to participate via Teams, please email [rebekah.neumann@chelanpud.org](mailto:rebekah.neumann@chelanpud.org) to request the meeting invite

**\*\*Please remember to mute your phone or device to reduce background noise\*\***

**STUDY SESSION**

**10:00 AM**

1. Pledge of Allegiance and Safety/HPI Minute – Kyla Goble
2. Approval of the Agenda  
*Any item on the Consent Agenda shall be subject to transfer to the Regular Agenda upon request of any Commission member*
3. CPO Winner Recognition
4. Audit Committee Annual Update
5. Quarterly Financial Review and Investment Report
6. Quarterly Electrical Load Growth
7. Annual Report of Safety Concern Reports Received and Follow Up Survey Results
8. Public Comment

**BUSINESS SESSION**

**1:00 PM**

**Consent Agenda**

9. Minutes of the February 7, 2022 Regular Meeting and February 9, 2022 Special Meeting
10. Vouchers: Accounts Payable Summary Report dated February 16, 2022:
  - a. Vouchers totaling \$17,302,931.30;
  - b. Approval of Customer Deposit Returns and Conservation Incentive payments for the period February 2, 2022 through February 15, 2022 in the amount of \$139,672.55.
  - c. Approval of the net Payroll, Warrant Nos. 237740 through 237754 and Advice Nos. 729285 through 730050 for the pay period ending January 30, 2022 in the amount of \$2,107,977.42.
  - d. Approval of Warrant Nos. 28249 through 28317 totaling \$15,658.59 for claim payments from the workers' compensation self-insurance fund for the period ending February 14, 2022.

**Regular Agenda**

11. RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 3-05 and 3-06, AND APPROVING EXECUTION OF FIELD WORK ORDER/CHANGE ORDER NO. 3-07, FOR THE THIRD AND FOURTH UNITS UNDER CONTRACT NO. 14-22 WITH VOITH HYDRO, INC. OF YORK, PA FOR ROCKY REACH UNITS C-8 THROUGH C-11 TURBINE REPAIRS
12. A RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 1-ECP, 3, 1-GMP1 AND 6 – PRE-CONSTRUCTION AND AUTHORIZING THE EXECUTION OF FIELD WORK ORDER/CHANGE ORDER NO. 1-GMP2 TO CONTRACT NO. 18-10 WITH GE RENEWABLES US LLC OF GREENWOOD VILLAGE, CO FOR THE ROCK ISLAND DAM POWERHOUSE NO. 2 – GENERATING UNIT REHABILITATION PROJECT
13. A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO SERVICES AGREEMENT (SA NO. 20-11332) WITH GEM RESOURCING LLC. TO PROVIDE DISTRICT WIDE PERSONNEL RECRUITING SERVICES
14. A RESOLUTION REJECTING ALL BIDS AND DECLARING THAT NO BIDS WERE RECEIVED FOR THE SUPPLY OF THE SUBSTATION CIRCUIT SWITCHERS (BID NO. 21-28) AND AUTHORIZING THE SUPPLY OF THE SUBSTATION CIRCUIT SWITCHERS BE OBTAINED BY NEGOTIATION

15. A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO SERVICES AGREEMENT (SA NO. 21-11388) WITH ARCHAEOLOGICAL INVESTIGATIONS NORTHWEST, INC. OF PORTLAND, OREGON TO PROVIDE ARCHAEOLOGICAL MONITORING, SITE SURVEY, AND HISTORIC PROPERTIES REVIEW
16. A RESOLUTION DECLARING WHITNEY EQUIPMENT COMPANY, INC. OF BOTHELL, WASHINGTON AS THE SOLE SOURCE SUPPLIER OF A FLYGT PP-7900-706 PUMP FOR ROCKY REACH DAM (CONTRACT NO. 22-12121) AND AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE THE PURCHASE OF ONE PUMP
17. Manager Items
18. Commission Items
  - a. APPA Resolution Co-Sponsor Consideration
19. Follow-up on Delegation of Action Items from Previous Board Meeting
20. Delegation of Action Items
21. Additional Public Comment

*Members of the public are encouraged to ask specific questions after each item presented. This agenda item is for additional comments/questions related to matters not on the agenda.*
22. Matters of general business as may necessarily come before the Commission
23. Executive Session: To discuss with legal counsel agency enforcement actions, litigation, potential litigation to which the District or its board is, or is likely to become, a party, and/or legal risks, as authorized by RCW 42.30.110(1)(i), to consider information regarding the infrastructure and security of computer and telecommunications networks, security and service recovery plans, security risk assessments and security test results to the extent that they identify specific system vulnerabilities pursuant to RCW 42.30.110(1)(a)(ii), and to consider the minimum price at which real estate will be offered for sale or lease when public knowledge regarding such consideration would cause the likelihood of decreased price, as authorized by RCW 42.30.110(1)(c)

This agenda and resolutions (if any) may be revised by the Commission as appropriate.

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 3-05 and 3-06, AND APPROVING EXECUTION OF FIELD WORK ORDER/CHANGE ORDER NO. 3-07, FOR THE THIRD AND FOURTH UNITS UNDER CONTRACT NO. 14-22 WITH VOITH HYDRO, INC. OF YORK, PA FOR ROCKY REACH UNITS C-8 THROUGH C-11 TURBINE REPAIRS

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

Public Utility District No. 1 of Chelan County (District) adopted Resolution No. 14-13899 on September 2, 2014, which authorized the District to enter into a sole source contract (No. 14-22) with Voith Hydro, Inc. (Contractor) of York, PA for Rocky Reach Units C-8 through C-11 Turbine Repairs, in the amount not to exceed \$21,777,239.00.

**Previously Approved Field Work Orders**

On May 15, 2017, the Commission by Resolution No. 17-14139 ratified Field Work Order/Change Orders 1-01 through 1-18, 2-01 through 2-03 and approved 2-04 totaling a net reduction of \$1,168,107.10, which were executed under the delegated authority of Resolution No. 08-13325 and resulted in a revised total not to exceed contract price of \$20,609,131.90.

On December 17, 2018, the Commission by Resolution 18-14294 ratified Field Work Order/Change Order 1-19 for a net reduction of \$518,144.10, resulting in a revised total not to exceed contract price of \$20,090,987.80.

On January 21, 2019, the Commission by Resolution 19-14313 ratified Field Work Order/Change Order No. 2-05 through 2-12 and approved 3-01 and 4-01 totaling a net increase of \$188,700.05 and resulted in a revised total not to exceed contract price of \$20,279,687.85.

On September 16, 2019, the Commission by Resolution 19-14383 ratified Field Work Order/Change Order No. 2-13, 3-02, 4-02 and approved 3-03 totaling a net increase of \$1,944,015.60 and resulted in a revised total not to exceed contract price of \$22,223,703.45.

On September 21, 2020, the Commission by Resolution 20-14488 ratified Field Work Order/Change Order No. 2-14, 2-15 and approved 3-04 totaling a net increase of \$2,326,894.14 and resulted in a revised total not to exceed contract price of \$24,550,597.59.

**Executed Field Work Orders to be Ratified**

Field Work Order/Change Order No. 3-05 directed the Contractor to perform additional concentricity measurements of the C10 and C11 wicket gate bearing surfaces. Field Work Order/Change Order No. 3-05 resulted in an increase in the contract price of \$36,410.00. District staff have executed Field Work Order/Change Order No. 3-05 on May 25, 2021, and it is on file in the offices of the District.

Field Work Order/Change Order No. 3-06 revised the milestone dates for C-10 and C-11. Field Work Order/Change Order No. 3-06 resulted in an increase in the contract price of \$107,853.19. District staff have executed Field Work Order/Change Order No. 3-06 on November 4, 2021, and it is on file in the offices of the District.

**Proposed Future Work for Approval**

District staff desires to obtain approval for Contractor to perform work as determined necessary by staff related to partial unit disassembly and reassembly of the third and fourth units. The extent of work to be performed by Contractor, if any, will depend on the availability of District resources. Should Contractor perform all related work it would result in an increase to the total contract price not to exceed \$10,599,246.

The General Manager of the District concurs with staff's recommendation that approval for future work be granted.

**ACTION**

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON, as follows:

Section 1. The Commission finds that Field Work Order/Change Order Nos. 3-05 and 3-06 were properly executed pursuant to the authority delegated by Resolution No. 17-14215 and said Field Work Order/Change Orders are hereby formally acknowledged and ratified.

Section 2. The General Manager of the District (or their designee) is hereby authorized to execute future Field Work Order/Change Orders not to exceed \$10,599,246 for Contractor to perform work, as determined necessary by staff, related to partial unit disassembly and reassembly of the third and fourth units depending on District resource availability. A copy of the Field Work Order/Change Order(s), once executed, shall be on file in the offices of the District and the total for said work shall not exceed \$10,599,246.

DATED this 22<sup>nd</sup> day of February 2022

ATTEST:

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President

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Vice President

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Commissioner

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Commissioner

Seal

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 1-ECP, 3, 1-GMP1 AND 6 – PRE-CONSTRUCTION AND AUTHORIZING THE EXECUTION OF FIELD WORK ORDER/CHANGE ORDER NO. 1-GMP2 TO CONTRACT NO. 18-10 WITH GE RENEWABLES US LLC OF GREENWOOD VILLAGE, CO FOR THE ROCK ISLAND DAM POWERHOUSE NO. 2 – GENERATING UNIT REHABILITATION PROJECT

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

On October 1, 2018, by Resolution No. 18-14273, the Commission of the District authorized the General Manager to invite sealed proposals to provide Design-Build services to the District in support of planned rehabilitation to Rock Island Dam Powerhouse No. 2 – Generating Units. Rehabilitation includes refurbishment of most major components, replacement of some due to known poor condition and limited remaining life, and procurement of some new components to mitigate schedule impacts from finding unrepairable items during the construction outage. The rehabilitation work on the first unit could begin as soon as 2022, and the last unit should complete rehabilitation in 2030.

**Previously Approved Field Work Orders**

On July 20, 2020, by Resolution No. 20-14473, the Commission of the District Authorized the General Manager to enter into a Design-Build contract No. 18-10 with GE Renewals US LLC (GE). In addition to the general terms and conditions, the Contract authorized \$4,500,000.00 for preconstruction services.

On March 1, 2021, by Resolution 21-14537, the Commission of the District authorized the General Manager to enter into a Field Work Order/Change Order No. 3 to extend the pre-construction completion date to May 31, 2021 and add \$1,000,000.00 to the current not to exceed amount. The new not to exceed amount is \$5,500,000.00.

On May 3, 2021, by Resolution 21-14562, the Commission of the District authorized the General Manager to enter into a Field Work Order/Change Order No. 2 to provide for an Extended Correction Period to be added to the Rock Island Dam Powerhouse No. 2 – Generating Unit Rehabilitation Project for a not to exceed amount of \$19,743,066.00. The new not to exceed amount is \$25,243,066.00.

On May 3, 2021, by Resolution 21-14563, the Commission of the District authorized the General Manager to enter into a GMP Amendment No. 1 to provide for the long lead components to be ordered for the first unit for a not to exceed amount of \$12,162,792.14. The new not to exceed amount is \$37,405,858.14.

On July 6, 2021, by Resolution 21-14574, the Commission of the District ratified Field Work Order/Change Order Nos. 1, 4- Pre-Construction and 5- Pre-Construction, authorized the General Manager to enter into a GMP Amendment No. 2 to provide for the first unit (U5) rehabilitation, and approved the revised combined 2021 capital budget for all Rock Island Powerhouse No. 2 – Generating Rehabilitation projects. The new overall not to exceed contract amount is \$104,280,253.70.

### **Executed Field Work Orders to be Ratified**

Field Work Order/Change Order No. 1-ECP added work to the Extended Correction Period (ECP) Agreement that was not included in the original Request for Proposal from GE but is to be provided by GE under GMP Amendment No. 2 – First Unit (U5). Work includes Karon V turbine trunnion bushings, turbine support cone, generator brake track machining, and wicket gate housings and covers. This change adds \$144,532.10 revising the total cost of the ECP Agreement to \$19,887,598.10.

Field Work Order/Change Order No. 3 finalized all the technical specifications associated with the contract without cost impact.

Field Work Order/Change Order No. 1-GMP1 removed costs, allowances, and language from GMP Amendment No. 1 – Long Lead Components that is no longer required due to the execution of GMP Amendment No. 2 – First Unit (U5). Engineering and construction costs associated with the components to be provided under GMP Amendment No. 1 were transferred to GMP Amendment No. 2 where they could be managed as part of the efforts to rehabilitate the first unit. This change deducts \$1,227,341.32 revising the total cost of GMP Amendment No. 1 – Long Lead Components to \$10,935,450.82.

Field Work Order/Change Order No. 6-Pre-Construction reconciled the actual cost associated with the Pre-construction services. Pre-construction services ended in July 2021 with the execution of GMP Amendment No. 2 – First Unit (U5). Final invoices were received in August 2021, and the technical specifications collaboratively developed during the pre-construction services phase were added to the contract via Field Work Order/Change Order No. 3 in December 2021. A total of \$5,276,508.53 was spent during the Pre-construction phase, which is \$223,491.47 under the authorized not-to-exceed price of \$5,500,000.00.

### **Proposed Field Work Order for Approval**

Field Work Order/Change Order No. 1-GMP2 updates the work scope under the GMP Amendment No. 2 – First Unit (U5). The changes include: (1) transfer engineering and construction costs from GMP Amendment No. 1 to GMP Amendment No. 2, (2) reduce the number of spare rotor poles from 8 rotor poles to 2 rotor pole windings, (3) remove liquidated damages, incentives, time and savings



associated with Work not included in contract and (4) adjust estimated design-build fees based on the revised guaranteed maximum price. The cost for these modifications is \$1,032,059.80 which will result in a new revised total contract price for GMP Amendment No. 2 - First Unit (U5) of \$67,906,455.36.

District staff recommends ratification of Field Work Order/Change Order Nos. 1-ECP, 3, 1-GMPA1 and 6-Pre-Construction to Contract No. 18-10 with GE for a reduction of \$1,306,300.69 from the overall contract amount, and execution of Field Work Order/Change Order No. 1-GMP2 for an amount of \$1,032,059.80, for the Rock Island Dam Powerhouse No. 2 – Generating Unit Rehabilitation Project First Unit Rehabilitation. The revised overall contract amount after execution of this Field Work Order/Change Order No. 1-GMP2 would be \$104,006,012.81, excluding sales tax. The General Manager of the District concurs with District staff's recommendation.

### **ACTION**

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, as follows:

Section 1. The Commission finds that Field Work Order/Change Order Nos. 1-ECP, 3, 1-GMPA1 and 6-Pre-Construction were properly executed pursuant to the authority delegated by Resolution No. 17-14215 and said Field Work Order/Change Orders are hereby formally acknowledged and ratified.

Section 2. The General Manager of the District is hereby authorized to execute Field Work Order/Change Order No. 1-GMP2 for updating the work scope under GMP Amendment No. 2 - First Unit (U5) with GE to Contract No. 18-10 for Rock Island Dam Powerhouse No. 2 – Generating Unit Rehabilitation First Unit Rehabilitation for an amount of \$1,032,059.80 for a revised overall contract amount of \$104,006,012.81, excluding sales tax.

Section 3. The General Manager of the District is hereby further authorized, in accordance with the delegated authorities established by Resolution No. 17-14215, to adjust the Contract Price via Field Work Order/Change Order as deemed prudent for the efficient completion of District priorities contemplated under this Contract. Any such Field Work Order/Change Order shall be in compliance with all policies of the District and shall be filed in the offices thereof.

DATED this 22nd day of February 2022.

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President

ATTEST:

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Vice President

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Secretary

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Commissioner

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Commissioner

Seal

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING AMENDMENT  
NO. 2 TO SERVICES AGREEMENT (SA NO. 20-  
11332) WITH GEM RESOURCING LLC. TO  
PROVIDE DISTRICT WIDE PERSONNEL  
RECRUITING SERVICES

## FACTUAL BACKGROUND AND REASONS FOR ACTION

The District entered into a Services Agreement (SA No. 20-11332) on January 11, 2020 with GEM Resources, LLC. to provide District wide personnel recruiting services, in an amount not to exceed \$250,000. Amendment No. 1 increased the amount by \$200,000 for a not-to-exceed amount of \$450,000.

District staff has identified the need for continued services for District wide personnel recruiting services. Resolution No. 17-14215 requires that the Commission, by resolution, authorize Amendments to Service Agreements when the Amendment increases the total contract price to over \$500,000.

District staff recommends that it is in the best interest of the District to amend Services Agreement No. 20-11332 with GEM Resourcing LLC in the amount of \$400,000, for a total revised contract price not to exceed \$850,000.

The General Manager has reviewed District staff's recommendation and concurs in the same.

## ACTION

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY  
DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON as follows:

Section 1. The General Manager is hereby authorized to execute Amendment No. 2 to Services Agreement (SA No. 20-11332) with GEM Resourcing LLC to provide the continued services identified above. The revised contract price will not exceed \$850,000 without prior Commission approval. A copy of the Amendment is on file in the offices of the District.

DATED this 22nd day of February 2022.

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President

ATTEST:

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Vice President

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Secretary

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Commissioner

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Commissioner

Seal

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION REJECTING ALL BIDS AND DECLARING THAT NO BIDS WERE RECEIVED FOR THE SUPPLY OF THE SUBSTATION CIRCUIT SWITCHERS (BID NO. 21-28) AND AUTHORIZING THE SUPPLY OF THE SUBSTATION CIRCUIT SWITCHERS BE OBTAINED BY NEGOTIATION

## FACTUAL BACKGROUND AND REASONS FOR ACTION

The Commission, by Resolution No. 17-14215, delegated authority to the General Manager to advertise, award and execute contracts when the total contract price is \$3,000,000 or less.

District staff prepared bidding documents for the Supply of the Substation Circuit Switchers. This bid was required to purchase the circuit switchers for North Shore Chelan and Bavarian Substations.

Sealed proposals were invited and published in accordance with RCW 54.04.070 and said bids were opened on January 25, 2022, at 2:15p.m. Pacific Time in the offices of the District.

Two bids were received pursuant to that invitation. Both bid proposals did not meet bid specifications and included material changes to the terms and conditions of the bid.

District staff is of the opinion that the bids were non-responsive and should be rejected. Resolution No. 17-14215 requires that the rejection of bids must come before the Commission for action when staff is recommending an action other than rebidding.

Pursuant to RCW 54.04.080, the District may procure the work on the open market and negotiate a contract rather than re-advertising if no bids are received. District staff recommends that, due to time constraints and project requirements, the Substation Circuit Switchers be procured by negotiation, rather than re-advertising for bids.

The General Manager of the District has reviewed District staff's recommendation and concurs in the same.

ACTION

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY  
DISTRICT NO. 1 OF CHELAN COUNTY as follows:

Section 1. The bids received to furnish the Substation Circuit Switchers (Bid No. 21-28) are rejected. District staff is authorized to obtain the Substation Circuit Switchers by negotiation and the General Manager (or his designee) is authorized to execute a contract for the same with acceptable terms and conditions.

DATED this 22nd day of February 2022

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President

ATTEST:

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Vice President

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Secretary

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Commissioner

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Commissioner

Seal

## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION AUTHORIZING AMENDMENT  
 NO. 1 TO SERVICES AGREEMENT (SA NO. 21-  
 11388) WITH ARCHAEOLOGICAL  
 INVESTIGATIONS NORTHWEST, INC. OF  
 PORTLAND, OR, TO PROVIDE  
 ARCHAEOLOGICAL MONITORING, SITE  
 SURVEY, AND HISTORIC PROPERTIES REVIEW

## FACTUAL BACKGROUND AND REASONS FOR ACTION

Resolution No. 21-14534 dated February 16, 2021 authorized a Services Agreement (SA No. 21-11388) with Archaeological Investigations Northwest, Inc. to provide archaeological monitoring, site survey, and historic properties review, in an amount not to exceed \$1,050,000.00.

District staff has identified the need for additional services for archaeological monitoring, site survey, historic properties review, investigation, and support associated with District's Service Center and Rock Island relicensing project. Resolution No. 17-14215 requires that the Commission, by resolution, authorize Service Agreements and Amendments when the total contract price exceeds \$200,000.

District staff recommends that it is in the best interest of the District to amend Services Agreement No. 21-11388 with Archaeological Investigations Northwest, Inc. to provide the additional services in the amount of 1,450,000, for a total revised contract price not to exceed \$2,500,000.

The General Manager has reviewed District staff's recommendation and concurs in the same.

## ACTION

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON as follows:

Section 1. The General Manager is hereby authorized to execute an Amendment to Services Agreement (SA No. 21-11388) with Archaeological Investigations Northwest, Inc. to provide the additional services identified above. The revised contract price will not exceed \$2,500,000 without prior Commission approval. A copy of the Amendment is on file in the offices of the District.

DATED this 22nd day of February 2022.

\_\_\_\_\_  
President

ATTEST:

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Vice President

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Commissioner

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Commissioner

Seal



## RESOLUTION NO. \_\_\_\_\_

A RESOLUTION DECLARING WHITNEY EQUIPMENT COMPANY, INC. OF BOTHELL, WASHINGTON AS THE SOLE SOURCE SUPPLIER OF A FLYGT PP-7900-706 PUMP FOR ROCKY REACH DAM (CONTRACT NO. 22-12121) AND AUTHORIZING THE GENERAL MANAGER TO NEGOTIATE THE PURCHASE OF ONE PUMP

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

Currently at Rocky Reach Dam twenty-nine (29) Flygt PP-7900-705 pumps are installed in the attraction water system for the Juvenile Fish Bypass system. The existing Flygt PP-7900 pumps were manufactured by Flygt and have been in service for roughly twenty (20) years. The District's Central Maintenance crews have completed annual maintenance on the existing Flygt PP-7900 pumps, and some of the gearboxes and other components for the pumps are no longer repairable and/or manufactured.

Flygt no longer manufactures the PP-7900-705 pump, instead they have developed a more efficient design named the PP-7900-706. This new pump has a more efficient motor, gear box and impeller. A condition assessment of an existing pump was completed and a side-by-side performance test was performed with the new version. The new design proved to be more efficient and could save the District significantly on energy costs over the life of the pump. Whitney Equipment Company has offered to sell the District one (1) Flygt PP-7900-706 pump at a discounted cost of \$254,000, including a \$60,000 trade-in discount for the old Flygt PP-7900-705 pump that was tested. The District intends to purchase this pump to test the pumps compatibility with the existing control system and performance and efficiency in place Spring 2022. The Flygt PP-7900-706 model pump is supposed to fit into the existing attraction water frames of the Juvenile Fish Bypass system. The Flygt PP-7900-706 pump design and dimensions are not available from other manufacturers.

Whitney Equipment Company, Inc. provided certification that Flygt is the sole source for the pump core components and that the District will receive the lowest price available for the Flygt PP-7900-706 pump.

Pursuant to RCW 54.04.070 and 39.04.280, the District may, when there is clearly and legitimately a sole source of supply, waive the statutory competitive bidding requirements otherwise applicable to the purchase of equipment. Resolution No. 08-13325 requires that a declaration for sole source purchases over the statutory limits (\$60,000 per month) must come before the Commission for action.

District staff has determined that it would be in the best interest of the District to designate Whitney Equipment Company, Inc. as the sole source supplier for Flygt

PP-7900-706 pump in an amount not to exceed \$254,000 (excluding WA State sales tax & shipping). Staff also recommends that the competitive bidding requirements of RCW 54.04.070 be waived.

The General Manager has reviewed staff's recommendations and concurs in the same.

**ACTION**

IT IS RESOLVED BY THE COMMISSION OF PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY, WASHINGTON, as follows:

Section 1. The Commission declares Whitney Equipment Company, Inc. to be the sole source supplier for Flygt PP-7900-706 pump.

Section 2. The competitive bidding requirements of RCW 54.04.070 are hereby waived due to the designation of Whitney Equipment Company, Inc. as the sole source supplier for Flygt PP-7900-706 pump.

Section 3. The General Manager or his designee is authorized to enter into a purchase contract with Whitney Equipment Company, Inc. for the purchase of one (1) Flygt PP-7900-706 pump not to exceed \$254,000 (excluding WA State sales tax & shipping) without prior Commission approval. A copy of the contract will be on file in the offices of the District.

Dated this 22nd day of February 2022.

\_\_\_\_\_  
President

ATTEST:

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Vice President

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Secretary

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Commissioner

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Commissioner

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