

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

**REGULAR COMMISSION MEETING**

**July 24, 2017**

**AGENDA**

**STUDY SESSION**

**10:00 A.M.**

1. Pledge of Allegiance and Safety Minute – Lance Knudtson
2. Approval of the Agenda - Any item on the Regular Agenda shall be subject to transfer to the Consent Agenda upon request of any Commission member
3. Olds Station Substation
4. Quarterly Board Balanced Scorecard Status Q2 Update
5. Business Lines Financial Policies – Retail Electric Continued
6. Facilities Implementation Plan

**EXECUTIVE SESSION**

**1:00 P.M. – 2:00 P.M.**

7. 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) and to review the performance of a public employee, as authorized by RCW 42.30.110(1)(g) and to consider the selection of a site or the acquisition of real estate by lease or purchase when public knowledge regarding such consideration would cause a likelihood of increased price, as authorized by RCW 42.30.110(1)(b).

REGULAR COMMISSION MEETING AGENDA

July 24, 2017

Page 2

**BUSINESS SESSION**

**2:00 PM.**

**Consent Agenda**

8. Minutes:

July 10, 2017

9. Vouchers:

Accounts Payable Summary Report dated July 19, 2017:

- a) Vouchers totaling \$12,687,703.82;
- b) Approval of Customer Deposit Returns and Conservation Incentive payments for the period July 5, 2017 through July 18, 2017 in the amount of \$20,579.25.
- c) Approval of the net Payrolls, Warrant Nos. 235390 through 235417 and Advice Nos. 636739 through 637508 for the pay period ending 7/09/2017 in the amount of \$1,841,583.37; and
- d) Approval of Warrant Nos. 23552 through 23619 totaling \$31,690.14 for claim payments from the workers' compensation self-insurance fund for the period ending July 17, 2017.

**Regular Agenda**

- 10. A RESOLUTION RATIFYING FIELD WORK ORDER NOS. 1 THROUGH 5, AUTHORIZING FINAL ACCEPTANCE OF WORK PERFORMED UNDER BID NO. 16-37 WITH COLVICO, INC. OF SPOKANE, WA AND AUTHORIZING RELEASE OF THE BOND IN LIEU OF RETAINAGE
- 11. A RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 1 AND 2 AND AUTHORIZING FINAL ACCEPTANCE OF WORK PERFORMED UNDER BID NO. 16-57 WITH WIRELESS STRUCTURES CONSULTING, INC. DBA WESTERN UTILITY TELECOM, INC. OF SALEM, OR
- 12. WPUDA July 19-21
- 13. Manager Items
- 14. Commission Items

REGULAR COMMISSION MEETING AGENDA

July 24, 2017

Page 3

15. Commission Travel
16. Follow-up on Delegation of Action Items from Previous Board Meeting
17. Delegation of Action Items
18. Additional Public Comment\*
19. Matters of general business as may necessarily come before the Commission

\* 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.

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

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

A RESOLUTION RATIFYING FIELD WORK ORDER NOS. 1 THROUGH 5, AUTHORIZING FINAL ACCEPTANCE OF WORK PERFORMED UNDER BID NO. 16-37 WITH COLVICO, INC. OF SPOKANE, WA AND AUTHORIZING RELEASE OF THE BOND IN LIEU OF RETAINAGE

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

Public Utility District No. 1 of Chelan County (District) adopted Resolution No. 16-14063 on September 6, 2016 which authorized the District to enter into a contract (Bid No. 16-37) with Colvico, Inc. (Contractor) of Spokane, WA for Wenatchee Confluence State Park 50 Amp Upgrades, in the amount of \$398,776.00.

The work in Field Work Order/Change Order (FWO/CO) Nos. 1 through 5 consists of conditions and work not anticipated or included in the original contract but within the scope of the contract. The District's staff has executed FWO/CO Nos. 1 through 5, which are on file in the offices of the District and summarized as follows:

<b>FWO/CO No.</b>	<b>Description</b>	<b>Amount</b>
1	Change completion date for Milestone 1	\$0.00
2	Change completion date for Milestone 1 and add items of work	\$4,103.77
3	Change completion date for Milestone 1 and CT can changes	\$2,027.22
4	Change completion dates for Milestones 2 and 3	\$0.00
5	Additional work for missing conduit and de-rating the existing service	\$5,739.22
<b>Total</b>		<b>\$11,870.21</b>

FWO/CO Nos. 1 through 5 result in a net increase in the contract price for a new revised total contract price of \$410,646.21 (excluding sales tax), which the District's Engineers recommend be ratified. Resolution No. 08-13325 provides that this type of FWO/CO shall be presented to the Commission for approval as part of the final acceptance resolution.

District staff has determined that the completion of all contract work occurred on June 26, 2017. In accordance with the terms of the contract, the Contractor has provided a bond in lieu of retainage equal to 5% of the contract price.

The General Manager of the District concurs with staff's recommendations that the District accept the work performed by the Contractor, ratify FWO/CO Nos. 1 through 5 and authorize the release of the related bond in lieu of retainage, subject to the requirements of the contract and state law.

**ACTION**

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

Section 1. Field Work Order/Change Order Nos. 1 through 5 to Bid No. 16-37 with Colvico, Inc. for the work specified above, which will result in a net increase in the contract price of \$11,870.21, for a total revised contract price of \$410,646.21, plus Washington State sales tax, are hereby ratified.

Section 2. All the contract work required under Bid No. 16-37 was completed on June 26, 2017, and the same is hereby accepted, subject to Section 3 hereof. Release of the Contractor's bond in lieu of retainage is authorized subject to Section 3 and Section 4 hereof, and subject to the provisions and limitations of Chapter 39.12 RCW (Prevailing Wages on Public Works) and 60.28 (Liens for Labor, Materials and Taxes on Public Works).

Section 3. This resolution shall not constitute an acceptance by the District of any work performed or goods supplied pursuant to the aforementioned contract, which are not in strict compliance with the contract terms and conditions.

Section 4. After the expiration of the forty-five (45) day period for giving the District notice of lien and after receipt of the Department of Revenue's certification of the Contractor's payment of taxes, the Employment Security Department's Certificate of Payment of Contributions, Penalties and Interest on Public Works Contracts, and the Department of Labor & Industries' Certificate of Release of the State's Lien on Public Works Contracts and the District being satisfied that taxes certified as due or to become due are discharged and the filed claims of materialmen and laborers, if any, together with a sum sufficient to pay costs of foreclosing the liens and attorney's fees, have been paid, the District's General Manager is authorized and directed to release the bond in lieu of retainage. In the event said taxes, claims, expenses and fees have not been paid, the General Manager is authorized and directed to file a claim against the bond in lieu of retainage in an amount equal to unpaid taxes and unpaid claims, together with a sum sufficient to defray the costs and attorney fees incurred in foreclosing the lien of such claims, and following payment of such claim, release the bond in lieu of retainage.

DATED this 24th day of July 2017.

\_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_  
Vice President

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Commissioner

Seal

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

A RESOLUTION RATIFYING FIELD WORK ORDER/CHANGE ORDER NOS. 1 AND 2 AND AUTHORIZING FINAL ACCEPTANCE OF WORK PERFORMED UNDER BID NO. 16-57 WITH WIRELESS STRUCTURES CONSULTING, INC. DBA WESTERN UTILITY TELECOM, INC. OF SALEM, OR

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

Public Utility District No. 1 of Chelan County (District) adopted Resolution No. 16-14071 on October 3, 2016 which authorized the District to enter into a contract (Bid No. 16-57) with Wireless Structures Consulting, Inc. dba Western Utility Telecom, Inc. (Contractor) of Salem, OR for McKenzie-Beverly 115kV Upper White Pine Relocation – Supply of Steel Pole Structures, in the amount of \$98,515.

The work in Field Work Order/Change Order (FWO/CO) Nos. 1 and 2 consists of conditions and work not anticipated or included in the original contract but within the scope of the contract. The District’s staff has executed FWO/CO Nos. 1 and 2, which are on file in the offices of the District and summarized as follows:

<b>FWO/CO No.</b>	<b>Description</b>	<b>Amount</b>
1	Change pole length	\$325
2	Extend completion date	\$0
<b>Total</b>		<b>\$325</b>

FWO/CO Nos. 1 and 2 result in a net increase in the contract price for a new revised total price of \$98,840 (excluding sales tax), which the District's Engineers recommend be ratified. Resolution No. 08-13325 provides that this type of field work orders shall be presented to the Commission for approval as part of the final acceptance resolution.

District staff has determined that the completion of all contract work occurred on May 22, 2017.

The General Manager of the District concurs with staff's recommendations that the District accept the work performed by the Contractor and ratify FWO/CO Nos. 1 and 2.

**ACTION**

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

Section 1. Field Work Order/Change Order Nos. 1 and 2 to Bid No. 16-57 with Wireless Structures Consulting, Inc. dba Western Utility Telecom, Inc. for the work specified above, which will result in a net increase in the purchase price of \$325, for a total revised contract price of \$98,840, plus Washington State sales tax, is hereby ratified.

Section 2. All the contract work required under Bid No. 16-57 was completed on May 22, 2017 and the same is hereby accepted.

DATED this 24th day of June 2017.

\_\_\_\_\_  
President

ATTEST:

\_\_\_\_\_  
Vice President

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Commissioner

Seal