

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

**REGULAR COMMISSION MEETING**

**SEPTEMBER 7, 2021**

Public participation will be by phone only

Dial: 253-999-5697

Meeting ID: 891-988-40#

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

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

**STUDY SESSION**

**10:00 AM**

1. Pledge of Allegiance and Safety/HPI Minute – Larry Peterson
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. Quarterly Fish and Wildlife Update
4. Employee Recognition

**BUSINESS SESSION**

**Consent Agenda**

5. Minutes of the August 16, 2021 Regular Meeting and August 20, 2021 and August 31, 2021 Special Meetings
6. Vouchers: Accounts Payable Summary Report dated September 1, 2021:
  - a. Vouchers totaling \$35,882,736.45;
  - b. Approval of Customer Deposit Returns and Conservation Incentive payments for the period August 11, 2021 through August 31, 2021 in the amount of \$22,624.97.

REGULAR COMMISSION MEETING AGENDA

September 7, 2021

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- c. Approval of the net Payroll, Warrant Nos. 237572 through 237585 and Advice Nos. 719902 through 720712 for the pay period ending August 15, 2021 in the amount of \$2,249,533.66.
- d. Approval of Warrant Nos. 27798 through 27889 totaling \$21,049.79 for claim payments from the workers' compensation self-insurance fund for the period ending August 30, 2021.
- e. Approval of Parks Reservation System customer refunds for the period August 5, 2021 through August 18, 2021 in the amount of \$3,352.01.
- f. Approval of debt service paid with reserve account interest earnings of \$539.07 for the period September 1, 2021 through September 30, 2021.

**Regular Agenda**

- 7. A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO ENABLING AGREEMENT (PSA NO. 20-10977) WITH EXPRESS SERVICES, INC. DBA EXPRESS EMPLOYMENT PROFESSIONALS TO PROVIDE TEMPORARY EMPLOYMENT SERVICES
- 8. A RESOLUTION RATIFYING FIELD WORK ORDER NOS. C-01, D-01 THROUGH D-16, AND AUTHORIZING THE GENERAL MANAGER TO EXECUTE FIELD WORK ORDER/CHANGE ORDERS NOS. D-17 AND D-18 FOR THE ROCKY REACH HYDROELECTRIC SUPPORT FACILITY IMPROVEMENTS PROJECT WITH LYDIG CONSTRUCTION, INC. OF SPOKANE VALLEY, WA
- 9. A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO ENTER INTO A SERVICES AGREEMENT (SA NO. 21-11722) WITH BLUE LEAF ENVIRONMENTAL, INC. OF ELLENSBURG, WASHINGTON FOR CONDUCTING WHITE STURGEON MONITORING AND EVALUATION ACTIVITIES REQUIRED IN THE ROCKY REACH LICENSE
- 10. Manager Items
- 11. Commission Travel
- 12. Commission Items
- 13. Follow-up on Delegation of Action Items from Previous Board Meeting
- 14. Delegation of Action Items
- 15. 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.*

16. Matters of general business as may necessarily come before the Commission

17. 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 evaluate the qualifications of an applicant for public employment and to review the performance of a public employee, as authorized by RCW 42.30.110(1)(g), 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 plan the strategy or position to be taken during the course of collective bargaining, as authorized by RCW 42.30.140(4)(b)

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

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

A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO ENABLING AGREEMENT (PSA NO. 20-10977) WITH EXPRESS SERVICES, INC. DBA EXPRESS EMPLOYMENT PROFESSIONALS TO PROVIDE TEMPORARY EMPLOYMENT SERVICES

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

The District entered into an Enabling Agreement (PSA No. 20-10977) on October 30, 2020, with Express Services, Inc. dba Express Employment Professionals to provide temporary employment services in an amount not to exceed \$500,000. The Agreement is perpetual and will only end upon termination by either party.

Resolution No. 20-14499 dated November 16, 2020 authorized an additional amount of \$1,000,000, for an amended not to exceed amount of \$1,500,000.

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 Enabling Agreement PSA No. 20-10977 with Express Employment Professionals to increase the not to exceed amount by \$1,500,000 to assist with temporary employment services, for a total revised contract price not to exceed \$3,000,000.

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 Enabling Agreement (PSA No. 20-10977) with Express Employment Professionals to provide temporary employment services. The revised contract price will not exceed \$3,000,000 without prior Commission approval. A copy of the Amendment is on file in the offices of the District.

DATED this 7th day of September 2021.

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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

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

A RESOLUTION RATIFYING FIELD WORK ORDER NOS. C-01, D-01 THROUGH D-16, AND AUTHORIZING THE GENERAL MANAGER TO EXECUTE FIELD WORK ORDER/CHANGE ORDERS NOS. D-17 AND D-18 FOR THE ROCKY REACH HYDROELECTRIC SUPPORT FACILITY IMPROVEMENTS PROJECT WITH LYDIG CONSTRUCTION, INC. OF SPOKANE VALLEY, WA

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

On April 2, 2018, by Resolution No. 18-14232, the Commission authorized the General Manager to invite sealed proposals to provide General Contractor Construction Manager (GCCM) services to the District in support of planned improvements to Rock Island Dam and Rocky Reach Dam operation and maintenance facilities. Work at both sites includes: installation of site utilities and demolition, construction and/or refurbishment of buildings for fabrication, machine work, sandblast, paint, warehouse, office, crew facilities, storage, fueling, hazardous material handling and various other activities. Although this is one Project, the work at Rock Island and Rocky Reach will be treated as two different phases. This Resolution addresses the work required at Rocky Reach Dam.

On February 4, 2019 by Resolution No. 19-14316, the Commission authorized the General Manager to enter into an A133 contract (RFP No. 18-33) with Lydig Construction, Inc. (“Lydig”) for the Rocky Reach Hydroelectric Support Facility Improvements. The not to exceed contract price for preconstruction services for the Rocky Reach A133 was \$300,000.00

On August 19, 2019 by Resolution No. 19-14373, the Commission authorized the General Manager to enter into Guaranteed Maximum Price (GMP) Amendment No. 1 with Lydig for a not to exceed price of \$3,623,409.54 for Phase 1. The total contract price for the Rocky Reach Hydroelectric Support Facility Improvements was \$3,923,409.54.

On September 8, 2020 by Resolution No. 20-14482, the Commission authorized the General Manager to enter into GMP Amendment No. 2 with Lydig for a not to exceed price of \$33,027,823.00 for the Phase 2 facility construction package. The revised overall contract price for the Rocky Reach Hydroelectric Support Facility Improvements was \$36,951,232.54.

The District Commission by Resolution No. 17- 14214 delegated limited authority to the General Manager and the staff to execute field work orders under certain circumstances.

**Executed Field Work Order/Change Orders to be Ratified**

The work in Field Work Order/Change Order (“FWO/CO”) Nos. C-01, D-01 through D-16 consist 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. C-01, D-01 through D-16, 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>
C-01	Update of Rocky Reach A-133, A-201 and Division 1	\$0.00
D-01	South entrance road relocation of irrigation main lines; CM6 additional asphalt and demo abandoned septic tank; and CM1 installation of additional fire lateral	\$53,070.00
D-02	Phase 1 Substantial Completion change	\$0.00
D-03	Reconfiguration of fiber, telecom and security infrastructure; and PCB caulking	\$50,958.00
D-04	CM17 repair utility ground grid, 12” fireline additional fittings/re-alignment; CM5 additional 2” fiber conduit	\$12,153.00
D-05	Fuel tank cat walk addition, electrical changes to meet NFPA codes.	\$42,751.00
D-06	Addition of paving areas for phase 2 access, deletion of decontamination tank anchors, deletion of chemical resistant piping, delete concrete vault, delete storm crossing, delete traffic loops.	(\$6,799.57)
D-07	Voided	n/a
D-08	Reconcile Phase 1 work. Credit to the District for unspent GCCM Contingency, negotiated support services.	(\$152,132.43)
D-09	Re-route Secondary Campus electrical; electrical revisions per L&I review for CM; reduction in elevator speed; credit for Phase 1 Safety Officer	(\$87,850.54)
D-10	Add alternate walkable skylight to replace turret glass at Discovery Center; credit for Discovery Center casework re-bid; storefront color revision to match existing; park pump irrigation electrical; additional luminaries for crawl space; asbestos abatement in Discovery Center basement	\$14,676.00
D-11	Entrance canopies; CM24 skylights and increase slab thickness; Credits: C11 HVAC modification; CM22 framing revision and electrical conduit feeder reduction; water supply lines from copper to PEX	\$54,346.00

<b>FWO/CO No.</b>	<b>Description</b>	<b>Amount</b>
D-12	Electrical revisions per L&I review of Discovery Center; remove custom bench; Discovery Center restrooms waste and supply plumbing replacement; casework re-bid savings; Café' receptacle replacement and light fixture revision	\$9,538.00
D-13	Discovery Center Café' revisions; drain repairs; additional wireless access points; restroom revisions; revise door hardware to work with access control standards; electrical revisions to the building to meet existing conditions; HVAC revisions to the building to meet existing conditions.	\$78,642.00
D-14	CM24 replace failing retaining wall; brace frame conflict; deflection joints and exterior siding; CM22 compressed air drops and credit for welder jib cranes deletion and casework; CM17 credit to change fire suppression to wet pipe system; delete Contractor installed air compressor and replace with existing units; Riverside emergency repair of 200 Amp service	\$90,773.00
D-15	Discovery Center: replace existing electric wall heaters; re-connect existing exhaust fans and balance HVAC; painting revisions; fixed food service tray changed to mobile serving tray; roof repair	\$55,711.00
D-16	Discovery Center: seismic joint and traffic coating addition; credit for faux beam	\$33,738.00
<b>Total</b>		<b>\$249,573.46</b>

FWO/CO Nos. C-01, D-01 through D-16 result in a net increase in the contract price for a new revised total price of \$249,573.46 (excluding sales tax), which the District's Engineers recommend be ratified.

### **FWO/COs for Approval and Budget Revision**

District staff desires to execute FWO/CO No. D-17 covering July 2021 Change Orders for the addition of Contractor furnished Contractor installed shelving for the CM22 tool room and owner requested modifications to meet program design requirements for the new facilities in the amount of \$173,596.00 (excluding sales tax).

During construction of the CM24 office building it was discovered the existing metal roof on CM17, which was proposed to be reused, is in worse condition than anticipated and will need replacement to meet the required 50 year life cycle of the remodeled building. District staff recommends replacing the roof for a contract



price increase of \$695,519.00 (excluding sales tax) or \$753,000.00 (including sales tax) in FWO/CO No. D-18. Replacement of the roof would require a budget revision in the amount of \$753,000.00 (including sales tax).

Execution of FWO/COs Nos. D-17 and D-18 will result in a net increase of \$869,115.00 (excluding sales tax) in the contract price for a new revised total contract price of \$38,069,921.00 (excluding sales tax).

The General Manager of the District concurs with staff's recommendations.

**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 FWO/CO Nos. C-01, D-01 through D-16 were properly executed pursuant to the authority delegated by Resolution No. 17-14215 and said FWO/COs are hereby formally acknowledged and ratified.

Section 2. The General Manager of the District is hereby authorized to execute FWO/COs Nos. D-17 and D-18. Copies of the FWO/CO's shall be on file in the offices of the District.

Section 3. The Commission hereby authorizes a capital budget increase of \$753,000 (including sales tax).

DATED this 7th day of September 2021.

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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

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

A RESOLUTION AUTHORIZING THE GENERAL MANAGER TO ENTER INTO A SERVICES AGREEMENT (SA NO. 21-11722) WITH BLUE LEAF ENVIRONMENTAL, INC. OF ELLENSBURG, WASHINGTON FOR CONDUCTING WHITE STURGEON MONITORING AND EVALUATION ACTIVITIES REQUIRED IN THE ROCKY REACH LICENSE

**FACTUAL BACKGROUND AND REASONS FOR ACTION**

Resolution No. 17-14215 requires that the Commission, by resolution, authorize Interlocal Agreements that exceed \$200,000.

Public Utility District No. 1 of Chelan County, Washington (District) operates the Rocky Reach Hydroelectric Project under the terms and conditions of the Federal Energy Regulatory Commission (FERC) License issued on February 19, 2009. The Rocky Reach FERC License contains an Article and incorporates a Settlement Agreement that specifically obligates the District to implement a White Sturgeon Management Plan (WSMP).

The WSMP requires the District to supplement Rocky Reach Reservoir (Reservoir) with hatchery reared juvenile sturgeon and conduct monitoring and evaluation (M&E) activities to inform stocking levels and adult abundance targets.

The District has previously entered into a Services Agreement with Blue Leaf Environmental, Inc. to conduct M&E activities in the Reservoir from 2013 through 2015, and most recently from 2016 through 2020 with a final report due at the end of 2021. Blue Leaf Environmental, Inc. has previously performed this work to the satisfaction of the District.

District staff recommends funding the proposal submitted by Blue Leaf Environmental, Inc. to fulfill the obligations of the WSMP. As proposed, the total not-to-exceed budget for this work will be \$1,397,136.00 and the term of the Services Agreement will be from 2021 through 2026 (M&E activities conducted in 2021 through 2025 with a final report in 2026).

The General Manager of the District has reviewed 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 General Manager of the District is hereby authorized to enter into a Services Agreement with Blue Leaf Environmental, Inc. for conducting white sturgeon monitoring and evaluation activities and reporting in 2021-2026 to implement the White Sturgeon Management Plan for the Rocky Reach License. The total cost to the District shall not exceed \$1,397,136 without prior Commission approval. A copy of the Agreement is on file in the offices of the District.

DATED this 7th day of September 2021.

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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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