

COMMISSION MEETING AGENDA
PUBLIC UTILITY DISTRICT NO. 1 OF DOUGLAS COUNTY
EAST WENATCHEE, WASHINGTON
February 13, 2023

10:30 AM Workshop

Reports by Staff

12:00 PM Lunch

1:30 PM Regular Meeting

1. Flag Salute

2. Consent Agenda

- a. Meeting Minutes of January 23, 2023
- b. Vouchers
- c. Prequalification of Contractors
- d. Bid Opening Results – February 6, 2023 – Bid Document 22-62-D-BID, Construct the Douglas to Urban Industrial 230 kV Tie
- e. 23-022 – Resolution Authorizing Amendment No. 2 to Master Consulting Agreement 20-20-W, Professional Engineering Support for the Generator Rebuild and Unit Refurbishment at the Wells Hydroelectric Project with Stantec
- f. 23-023 – Resolution Authorizing Acceptance of Work and Final Payment to KRCI Under Contract 20-27-W, 2021-2022 Forebay Debris Removal Services for the Wells Hydroelectric Project
- g. 23-024 – Resolution Authorizing Acceptance of Work and Final Payment to Garco/WEMCO, a Joint Venture, Under Contract 21-57-W-BID, Unit 7 Spillway and Gate Repair at the Wells Hydroelectric Project
- h. 23-025 – Resolution Affirming Change Order No. 1 to Contract 22-06-D-BID, Rebuild and Reconductor Rocky Reach to Chelan Falls No. 1 Phase 2
- i. 23-026 – Resolution Authorizing Acceptance of Work and Final Payment to Toshiba America Energy Systems Under Contract 22-44-W-BID, Rehabilitate Unit 5 Trashracks at the Wells Hydroelectric Project
- j. 23-027 – Resolution Authorizing Award of Contract 22-62-D-BID, Douglas to Urban Industrial 230kV Tie, to Wilson Construction Company
- k. 23-028 – Resolution Authorizing a Call for Bids Under Bid Document 23-12-D-BID, Transmission and Distribution Dock Crew
- l. 23-029 – Resolution Authorizing a Call for Bids Under Bid Document 23-15-D-BID, Supply and Deliver Compact 1100 kcmil EPR Primary Underground Cable
- m. 23-030 – Resolution Authorizing Amendment No. 1 to the Professional Service Agreement with LGL Limited
- n. 23-031 – Resolution Authorizing Approval of Land Use Permit 311E-02, Betty Jensen

- o. 23-032 – Resolution Authorizing Approval of Land Use Permit 333-02, James and Michelle Bearden
 - p. 23-033 – Resolution Authorizing Approval of Land Use Permit 491-02, Richard and Suzan Turner
 - q. 23-034 – Resolution Authorizing Approval of Land Use Permit 679-03 (661), Tabitha Brownfield
 - r. 23-035 – Resolution Authorizing the District to Renew Non-Owned Aircraft Liability Insurance with Starr Aviation
3. Public Comment
 4. New Employee – Jake Gustin, Warehouseman
 5. 25-Year Service Award – Dan Gerber, Power Operations Programmer
 6. Regular Agenda
 - 23-036 – Resolution Authorizing the Purchase of ADSS Tracking Resistant Fiber Cable for the 230kV Line
 - 23-037 – Resolution Authorizing Professional Service Agreement 23-04-W-PS with Columbia Research Specialists, LLC for Pikeminnow Removal
 - 23-038 – Resolution Authorizing a Professional Service Agreement with The DOH Associates, PS Under 22-26-D-RFQ, Construction Management of Hydrogen Facilities
 - 23-039 – Resolution Authorizing Request for Qualifications 23-13-W-RFQ, Bathymetric Survey and ROV Inspection of Wells Dam
 - 23-040 – Resolution Authorizing an Interlocal Cooperative Agreement with Energy Northwest for Specialty, Technical, and/or Professional Services as Requested and Work Release Order No. 1
 - 23-041 – Resolution Declaring Cummins Inc. a Sole Source for Hydrogen Electrolyzer Equipment
 - 23-042 – Resolution Authorizing Renewal of a Professional Service Agreement with Marsh USA Inc. for Insurance Brokerage Services
 7. Memberships
 8. Write-off to the Reserve for Uncollectible Accounts – February 2023
 9. Treasurer’s Report – Distribution System – January 2023
 10. Treasurer’s Report – Wells Project – January 2023
 11. DCCN Report – January 2023
 12. Preliminary Disturbance Reports

13. Other

14. Trips

15. Minutes

16. Executive Session: To Discuss with Legal Counsel Agency Enforcement Actions, Current or Potential Litigation 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)

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO
MASTER CONSULTING AGREEMENT 20-20-W, PROFESSIONAL
ENGINEERING SUPPORT FOR THE GENERATOR REBUILD AND
UNIT REFURBISHMENT AT THE WELLS HYDROELECTRIC
PROJECT WITH STANTEC**

RECITALS:

1) Resolution No. 21-039 authorized the District to execute Master Consulting Agreement with Stantec for Professional Engineering Support Services during implementation of Contract 06-41-W, Generator Rebuild and Unit Refurbishment at the Wells Hydroelectric Project, for a not-to-exceed amount of \$6,000,000.00 and termination date of December 31, 2023. Amendment No. 1, authorized by Resolution No. 22-058, adopted a revised Attachment 'C' related to Consultant compensation for the 2022 calendar year.

2) Amendment No. 2 has been drafted to adopt the revised Attachment 'C' related to Consultant compensation for the 2023 calendar year.

3) It is in the best interest of the District to approve Amendment No. 2. Amendment No. 2 does not change the Scope of Service, Period of Performance, Client's Responsibilities, Consultant's Responsibilities, or the Not-to-Exceed amount of the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Amendment No. 2 to Master Consulting Agreement 20-20-W with Stantec is hereby approved. The District's General Manager is hereby authorized and directed to execute said Amendment on behalf of the District.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING ACCEPTANCE OF WORK AND
FINAL PAYMENT TO KRCI UNDER CONTRACT 20-27-W,
2021-2022 FOREBAY DEBRIS REMOVAL SERVICES FOR
THE WELLS HYDROELECTRIC PROJECT**

RECITALS:

1) Resolution No. 21-036, dated February 22, 2021, authorized the award of Contract 20-27-W, 2021-2022 Forebay Debris Removal Services for the Wells Hydroelectric Project, to KRCI for a not-to-exceed (NTE) amount of \$500,000.00. Change Order 1, adding a D8 Dozer, and Change Order 2, increasing the NTE amount to \$575,935.16, were authorized by Resolution Nos. 22-209 and 22-226 respectively.

2) District staff reports the Contractor has satisfactorily completed all requirements of Contract 20-27-W and has submitted a Request for Final Payment, Certificate and Release. Therefore, staff recommends that the District accept the completed work and release the retainage bond upon receiving the required notifications from the State of Washington. The total cost of work under this contract is \$565,230.46 plus sales tax.

3) It is in the best interests of the District to accept the work as complete and authorize final payment under Contract 20-27-W.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the work under Contract 20-27-W, is hereby accepted as complete, and that final payment is authorized, contingent on receipt by the District of all necessary releases by the State of Washington. This acceptance in no manner waives any claim the District may have against the Contractor for failure to comply with the terms of the contract.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING ACCEPTANCE OF WORK
AND FINAL PAYMENT TO GARCO/WEMCO, A JOINT VENTURE,
UNDER CONTRACT 21-57-W-BID, UNIT 7 SPILLWAY AND GATE
REPAIR AT THE WELLS HYDROELECTRIC PROJECT**

RECITALS:

1) Resolution No. 22-008, dated January 24, 2022, authorized the award of Contract 21-57-W-BID, Unit 7 Spillway and Gate Repair at the Wells Hydroelectric Project to Garco/WEMCO, a Joint Venture, for a not-to-exceed amount of \$1,951,000.00 and completion dates of May 1, 2022, for the Concrete and Embedded Steel Repair portion of the work, and June 26, 2022, for the Gate Repair portion of the work. Change Orders 1-4, authorized by Resolution Nos. 22-063, 22-099, 22-118, and 22-168 increased the not-to-exceed Amount to \$2,764,453.65 and extended the completion dates to October 31, 2022 for the Concrete and Embedded Steel Repair portion of the work and December 31, 2022, for the Gate Repair portion of the work.

2) District staff reports the Contractor has satisfactorily completed all requirements of Contract 21-57-W-BID and has submitted a Request for Final Payment, Certificate and Release. Therefore, staff recommends that the District accept the completed work and authorize final payment upon receiving the required notifications from the State of Washington. The total cost of work under this contract is \$2,687,810.15 plus sales tax, \$76,643.50.

3) It is in the best interests of the District to accept the work as complete and authorize final payment under Contract 21-57-W-BID.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the work under Contract 21-57-W-BID is hereby accepted as complete, and that final payment is authorized, contingent on receipt by the District of all necessary releases by the State of Washington. This acceptance in no manner waives any claim the District may have against the Contractor for failure to comply with the terms of the contract.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AFFIRMING CHANGE ORDER NO. 1 TO
CONTRACT 22-06-D-BID, REBUILD AND RECONDUCTOR
ROCKY REACH TO CHELAN FALLS NO. 1 PHASE 2**

RECITALS:

1) By Resolution No. 22-123 dated July 11, 2022, the District awarded Contract 22-06-D-BID, Rebuild and Reconductor Rocky Reach to Chelan Falls No. 1 Phase 2 to Magnum Power.

2) Change Order No. 1 has been prepared to add a bulldozer for dragging equipment into work sites on roads that were not constructed during the bidding process. The change order also added the cost to remobilize stringing and tensioning equipment back to the project due to the late arrival of material.

3) District staff recommends affirmation of Change Order No. 1 in the amount of \$36,217.00, which brings the new not-to-exceed amount to \$3,793,477.00.

4) It is in the best interests of the District to affirm Change Order No. 1 to Contract 22-06-D-BID.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Change Order No. 1 to Contract 22-06-D-BID, Rebuild and Reconductor Rocky Reach to Chelan Falls No. 1 Phase 2 is affirmed by the Commission.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING ACCEPTANCE OF WORK AND
FINAL PAYMENT TO TOSHIBA AMERICA ENERGY SYSTEMS
UNDER CONTRACT 22-44-W-BID, REHABILITATE UNIT 5
TRASHRACKS AT THE WELLS HYDROELECTRIC PROJECT**

RECITALS:

1) Resolution No. 22-145, dated August 22, 2022, authorized the award of Contract 22-44-W-BID, Rehabilitate Unit 5 Trashracks at the Wells Hydroelectric Project, to Toshiba American Energy Systems (TAES) for a not-to-exceed amount of \$214,995.00. No Change Orders were issued.

2) District staff reports the Contractor has satisfactorily completed all requirements of Contract 22-44-W-BID and has submitted a Request for Final Payment, Certificate and Release. Therefore, staff recommends that the District accept the completed work and authorize final payment upon receiving the required notifications from the State of Washington. The total cost of work under this contract is \$214,995.00 plus sales tax.

3) It is in the best interests of the District to accept the work as complete and authorize final payment under Contract 22-44-W-BID.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the work under Contract 22-44-W-BID is hereby accepted as complete, and that final payment is authorized, contingent on receipt by the District of all necessary releases by the State of Washington. This acceptance in no manner waives any claim the District may have against the Contractor for failure to comply with the terms of the contract.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING AWARD OF CONTRACT
22-62-D-BID, DOUGLAS TO URBAN INDUSTRIAL 230KV TIE,
TO WILSON CONSTRUCTION COMPANY**

RECITALS:

1) By Resolution No. 22-208 dated November 28, 2022, the District called for bids under Bid Document 22-62-D-BID, Douglas to Urban Industrial 230kV Tie.

2) On February 6, 2023, the District opened five bids as follows:

<u>Bidder</u>	<u>Total for Bid Comparison</u>
Michels Pacific Energy LLC. Tumwater, WA	\$2,772,947.09
Dynalectric Company D/B/A Wasatch Electric Salt Lake City, UT	\$2,844,604.39
Magnum Power LLC. Ridgefield, WA	\$4,498,554.85
Wilson Construction Company Canby, OR	\$2,664,649.36
Sturgeon Electric Company, Inc. Troutdale, OR	\$3,295,188.48
Engineer's Estimate	\$4,235,000.00

3) District staff have reviewed the bids from the lowest bidder and found that the bid from Wilson Construction Company meets all terms and conditions of Bid Document 22-62-D-BID. A review of the bidder's experience, qualifications, financial and work references verified that this company fulfills all necessary requirements and staff recommends award of Contract 22-62-D-BID to Wilson Construction Company.

4) It is in the best interests of the District to award Contract 22-62-D-BID to the lowest responsive bidder, Wilson Construction Company, with an authorized expenditure of 2,664,649.36 (Two Million, six hundred sixty-four thousand, six hundred forty-nine dollars and thirty-six cents).

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Contract 22-62-D-BID is awarded to

Wilson Construction Company. The General Manager is authorized to issue a Contract with Wilson Construction Company subject to the filing of the Contract and a Performance and Payment Bond in accordance with the District's specifications and which contract and bond are to be in a form that is satisfactory to the District.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING A CALL FOR BIDS UNDER
BID DOCUMENT 23-12-D-BID, TRANSMISSION AND
DISTRIBUTION DOCK CREW**

RECITALS:

1) The District's 2023-2024 construction schedule calls for electrical and communication work which our District crews may not be able to complete in addition to their normal operating and maintenance activities. If needed, independent contract crews can effectively perform this work and are beneficial to the District. The District may also utilize a dock crew to perform work that has material costs that exceed the limits set by the State RCW's.

2) Staff recommends that the District solicit bids in compliance with RCW 54.04.070 to provide Transmission, Distribution and Communication dock crew services in accord with the specifications, terms and conditions of Bid Document 23-12-D-BID. Sealed bids will be accepted until March 13, 2023 at 1:30 p.m. Pacific Time in the District's East Wenatchee headquarters office.

3) It is in the best interests of the District to issue a call for bids under Bid Document 23-12-D-BID.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Bid Document 23-12-D-BID is hereby approved, and the District's General Manager is hereby authorized and directed to issue a call for bids to provide a Transmission and Distribution Dock Crew.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING A CALL FOR BIDS UNDER
BID DOCUMENT 23-15-D-BID, SUPPLY AND DELIVER
COMPACT 1100 KCMIL EPR PRIMARY
UNDERGROUND CABLE**

RECITALS:

1) The District has a need to order additional inventory for upcoming projects and resupplying District stock.

2) Staff recommends that the District solicit bids in compliance with RCW 54.040.070 to provide underground cable in accordance with the specification terms and conditions of Bid Document 23-15-D-BID. Sealed bids will be accepted until March 20, 2023 at 1:30 p.m. Pacific Time in the District's East Wenatchee headquarters office.

3) It is in the best interests of the District to issue a call for bids under Bid Document 23-15-D-BID, Supply and Deliver Compact 1100 kmil EPR Primary Underground Cable.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Bid Document 23-15-D-BID is hereby approved, and the District's General Manager is hereby authorized and directed to issue a call for bids to supply and deliver compact 1100 kmil EPR primary underground cable.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE
PROFESSIONAL SERVICE AGREEMENT WITH LGL LIMITED**

RECITALS:

1) Resolution No. 20-091 authorized the District to enter into a Professional Service Agreement with LGL Limited (LGL) for support on telemetry studies required by the District's Wells Hydroelectric Project license.

2) Amendment No. 1 would authorize an extension of time to the Contract with LGL by three additional years through March 31, 2026. The not-to-exceed total for this Contract will remain unchanged at \$466,797.

3) Staff recommends approval of Amendment No. 1 which would allow the District to continue to utilize LGL for future studies that may be required as part of the Aquatic Settlement Agreement, particularly investigations into Bull Trout and Pacific Lamprey passage efficiency at Wells Dam.

4) It is in the best interests of the District to amend the Professional Service Agreement with LGL with an extension of time through March 31, 2026.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to approve Amendment No. 1 to Professional Service Agreement with LGL Limited for extension of time for telemetry support.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING APPROVAL OF LAND USE
PERMIT 311E-02, BETTY JENSEN**

RECITALS:

1) The District has implemented a Land Use Policy which requires adjacent land owners wishing to use properties associated with the Wells Hydroelectric Project to obtain approval through a District issued permit.

2) District personnel recommend approval of the following permit:

Betty Jensen

Wells Permit 311E-02

The permit is for use of Project lands for use of existing stairs within an access path to the Wells Reservoir, previously permitted existing boat dock, an existing bulkhead, existing residential lawn and landscaping. These uses have been updated under the current Land Use Permit 311E-02. The permittee has provided proof of insurance coverage as required by the District's Land Use Policy.

3) It is in the best interests of the District to approve Wells Permit 311E-02.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to execute, in accordance with the District's Land Use Policy, Land Use Permit Number 311E-02.

ADOPTED this 13th day of February, 2023.

Ronald Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING APPROVAL OF LAND USE
PERMIT 333-02, JAMES AND MICHELLE BEARDEN**

RECITALS:

1) The District has implemented a Land Use Policy which requires adjacent land owners wishing to use properties associated with the Wells Hydroelectric Project to obtain approval through a District issued permit.

2) District personnel recommend approval of the following permit:

James and Michelle Bearden Wells Permit 333-02

The permit is for use of Project lands for use of existing stairs within an access path to the Wells Reservoir, an existing fence, existing lawn and landscaping. This area was previously permitted under Land Use Permit 333-01. The permittee has provided proof of insurance coverage as required by the District's Land Use Policy.

3) It is in the best interests of the District to approve Wells Permit 333-02.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to execute, in accordance with the District's Land Use Policy, Land Use Permit Number 333-02.

ADOPTED this 13th day of February, 2023.

Ronald Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING APPROVAL OF LAND USE
PERMIT 491-02, RICHARD AND SUZAN TURNER**

RECITALS:

1) The District has implemented a Land Use Policy which requires adjacent land owners wishing to use properties associated with the Wells Hydroelectric Project to obtain approval through a District issued permit.

2) District personnel recommend approval of the following permit:

Richard and Suzan Turner Wells Permit 491-02

The permit is for use of Project lands for use of a 10' wide access path to the Wells Reservoir and landscaping. These uses have changed from the previous permit under Land Use Permit 491-01. The permittee has provided proof of insurance coverage as required by the District's Land Use Policy.

3) It is in the best interests of the District to approve Wells Permit 491-02.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to execute, in accordance with the District's Land Use Policy, Land Use Permit Number 491-02.

ADOPTED this 13th day of February, 2023.

Ronald Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING APPROVAL OF LAND USE
PERMIT 679-03 (661), TABITHA BROWNFIELD**

RECITALS:

1) The District has implemented a Land Use Policy which requires adjacent land owners wishing to use properties associated with the Wells Hydroelectric Project to obtain approval through a District issued permit.

2) District personnel recommend approval of the following permit:

Tabitha Brownfield

Wells Permit 679-03 (661)

The permit is for use of Project lands for an existing irrigation pump and inlet. The permittee has provided proof of insurance coverage as required by the District's Land Use Policy.

3) It is in the best interests of the District to approve Wells Permit 679-3 (661).

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to execute, in accordance with the District's Land Use Policy, Land Use Permit No. 679-03 (661).

ADOPTED this 13th day of February, 2023.

Ronald Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE DISTRICT TO RENEW
NON-OWNED AIRCRAFT LIABILITY INSURANCE WITH
STARR AVIATION**

RECITALS:

- 1) The District's current Non-Owned Aircraft Liability Policy with Starr Aviation expires on February 13, 2023.
- 2) Starr Aviation has provided a quote for renewal of \$8,585 plus taxes and fees.
- 3) District staff has reviewed the terms of the quote and recommends renewal of coverage with Starr Aviation.
- 4) It is in the best interests of the District to renew coverage with Starr Aviation at the quoted premium of \$8,585 for the policy year of February 13, 2023 to February 13, 2024.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's Deputy Treasurer will secure Non-Owned Aircraft Liability Insurance with Starr Aviation.

ADOPTED this day of 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE PURCHASE OF ADSS TRACKING RESISTANT FIBER CABLE FOR THE 230KV LINE

RECITALS:

1) By Resolution No. 22-219 dated December 12, 2022, the District issued a call for bids under Bid Document 22-70-D-BID, ADSS Tracking Resistant Fiber Cable For The 230kV Line.

2) After due and proper notice, no bids were received by the bid deadline of January 16, 2023. RCW 54.04.080 states, “The commission may procure materials in the open market, have its own personnel perform the work or negotiate a contract for such work to be performed by others, in lieu of re-advertising, if it receives no bid.”

3) Quotes were solicited from and submitted by Irby Electrical Utilities (“Irby”), General Pacific, Inc., Genuine Cable Group LLC, and Border States Electric Supply, Inc. Irby provided the lowest quotation of \$256,878.00 (Two Hundred Fifty-Six Thousand, Eight Hundred Seventy-Eight Dollars and no cents).

4) It is in the best interest of the District to issue a purchase order to Irby for 60,000 feet of ADSS tracking resistant fiber cable for the 230kV line in the amount of \$256,878.00 (Two Hundred Fifty-Six Thousand, Eight Hundred Seventy-Eight Dollars and no cents).

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, the District is hereby authorized and directed to issue a purchase order to Irby Electrical Utilities for 60,000 feet of ADSS tracking resistant fiber cable for the 230kV line.

ADOPTED this 13th day of February 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING PROFESSIONAL SERVICE
AGREEMENT 23-04-W-PS WITH COLUMBIA RESEARCH
SPECIALISTS, LLC FOR PIKEMINNOW REMOVAL**

RECITALS:

1) The Wells Habitat Conservation Plan (HCP) requires the implementation of a Northern Pikeminnow removal program. Removal efforts using set-line methods have been highly effective since their implementation in 1998.

2) Columbia Research Specialists, LLC (Columbia Research) has consistently provided cost-effective professional services to the District, including the implementation of the Northern Pikeminnow removal program.

3) Staff believes it is in the best interest of the District to enter into a Professional Service Agreement with Columbia Research for three years for the removal of Northern Pikeminnow with costs not to exceed \$153,875, \$156,953, and \$160,092 per year in 2023, 2024, and 2025, respectively, with a contract expiration date of December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to enter into a Professional Service Agreement with Columbia Research Specialists, LLC for Northern Pikeminnow removal.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICE AGREEMENT WITH THE DOH ASSOCIATES, PS UNDER 22-26-D-RFQ, CONSTRUCTION MANAGEMENT OF HYDROGEN FACILITIES

RECITALS:

- 1) By Resolution No. 22-178, dated October 10, 2022, the District issued a Request for Qualifications for 22-26-D-RFQ, Construction Management of Hydrogen Facilities.
- 2) From October 10, 2022 to November 21, 2022, the District advertised its need for an owner's representative and construction management to assist the District in completing phase I of the hydrogen production and fueling facility construction project. In response to that publication, the District received a proposal from one firm: The DOH Associates, PS.
- 3) District staff has evaluated the proposal in response to 22-26-D-RFQ and determined that The DOH Associates, PS and its team of subcontractors is qualified to perform the specified scope of work. District staff has taken into consideration the fees involved and recommends award of the Agreement to The DOH Associates, PS.
- 4) District staff states that The DOH Associates, PS has accepted the terms and conditions identified in the District's standard Professional Service Agreement and submitted proof of insurance as required. The DOH Associates, PS has provided a rate schedule that is competitive with other firms providing like construction management services. Staff recommends execution of a Professional Service Agreement with The DOH Associates, PS.
- 5) It is in the best interests of the District to enter into a Professional Service Agreement with The DOH Associates, PS for construction management of hydrogen facilities.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the Professional Service Agreement with The DOH Associates, PS with regard to the construction management of the District's hydrogen facilities is hereby approved, and the District's General Manager is hereby authorized and directed to execute said Professional Service Agreement on behalf of the District. This Agreement is not to exceed \$800,000.00 and is set to expire on December 31, 2024.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING REQUEST FOR
QUALIFICATIONS 23-13-W-RFQ, BATHYMETRIC SURVEY
AND ROV INSPECTION OF WELLS DAM**

RECITALS:

1) As required by the Federal Energy Regulatory Commission (FERC), the District is to perform a bathymetric survey and remote operated vehicle (ROV) inspection of Wells Dam in 2023. These surveys provide important information related to the integrity of the underwater concrete structures, rock trap, turbine intakes and trash racks, and will be used by the District's Dam Safety team to monitor the underwater features for changes.

2) The District has a need for these specialized services and therefore recommends issuing a Request for Qualifications 23-13-W-RFQ to solicit qualifications from surveying and/or professional engineering firms to conduct a high-resolution multi-beam bathymetric survey and ROV inspection of the Wells Dam. Qualifications will be accepted until 1:30 p.m. on April 10, 2023 in the District's East Wenatchee headquarters office.

3) It is in the best interest of the District to issue a Request for Qualifications and advertise in pertinent publications.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that 23-13-W-RFQ, Bathymetric Survey and ROV Inspection of Wells Dam, is hereby approved and the District's General Manager is hereby authorized and directed to issue Request for Qualifications 23-13-W-RFQ for the Wells Hydroelectric Project.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING AN INTERLOCAL
COOPERATIVE AGREEMENT WITH ENERGY NORTHWEST
FOR SPECIALTY, TECHNICAL AND/OR PROFESSIONAL
SERVICES AS REQUESTED AND
WORK RELEASE ORDER NO. 1**

RECITALS:

1) As allowed by RCW 39.34, Energy Northwest has prepared an Interlocal Cooperative Agreement for specialty, technical and/or professional services as requested. They have also prepared Work Release Order No. 1 for The Public Power Funding Program.

2) The District desires to pursue grant funding when it is beneficial to our operations and customers. Energy Northwest is organizing utilities to provide a participant-based Public Power Funding Program focused on pursuing federal and state grant funding.

3) The Interlocal Cooperative Agreement has no cost associated with it and will conclude December 31, 2027. Total costs to the District under Work Release Order No. 1 will not exceed \$7,453.94 and will conclude on February 29, 2024.

4) It is in the best interest of the District to approve the proposed Interlocal Cooperative Agreement and Work Release Order No. 1.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to enter into an Interlocal Cooperative Agreement with Energy Northwest for specialty, technical and/or professional services as requested and authorize Work Release Order No. 1.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

RESOLUTION NO. _____

**A RESOLUTION DECLARING CUMMINS INC. A SOLE SOURCE
FOR HYDROGEN ELECTROLYZER EQUIPMENT**

RECITALS:

1) Douglas County PUD has committed to construct a Hydrogen Production Facility in Douglas County. On April 13, 2020, by Resolution No. 20-069, a contract was awarded to Hydrogenics (now Cummins Inc.) for initial electrolyzer equipment to be installed at the District's hydrogen production facility.

2) On December 20, 2022, Resolution No. 22-237 awarded a contract to IMCO General Construction, Inc. to construct the District's Hydrogen Production and Fueling Facility.

3) To satisfy permitting requirements for this new facility, the County required an engineered structure with pre-planned equipment installation locations, equipment footprints, weights with detailed interconnections, power, and waste streams identified and quantified. The design for this structure includes: electrical infrastructure, gas output pressures and safety systems that are designed for the electrolyzer equipment already ordered. Due to the unique compact design for the electrical and pressure characteristics of the Cummins/Hydrogenics Hylyzer 1000 electrolyzer, it would be unrealistic and costly to use another manufacturer's electrolyzer design for this specific building structure.

4) RCW 54.04.040(6) and RCW 39.04.280(1)(a) provide an exemption from State competitive bidding requirements for "Purchases that are clearly and legitimately limited to a single source of supply." District staff believe the electrolyzer now required for this project meets this definition. District staff recommend that the District waive the public bid requirements of RCW 54.04 and declare Cummins, Inc. a sole source for the District's hydrogen production facility electrolyzer equipment.

5) It is in the best interests of the District to waive the public bid requirements of RCW 54.04 and purchase the hydrogen electrolyzer equipment from Cummins Inc., a sole source, for the District's hydrogen production facility electrolyzer equipment.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District is hereby authorized to negotiate a contract and issue a Purchase Order to Cummins Inc., a sole source, for the purchase of hydrogen fueling equipment for the District's hydrogen production facility electrolyzer equipment.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING RENEWAL OF A
PROFESSIONAL SERVICE AGREEMENT WITH
MARSH USA INC. FOR INSURANCE BROKERAGE SERVICES**

RECITALS:

1) The District has used the services of Marsh USA Inc. as its Insurance Broker of Record since the 1960's.

2) District Staff recommends renewal of a Professional Service Agreement with Marsh USA Inc. to provide Insurance Brokerage Services.

3) It is in the best interest of the District to continue its Professional Services Agreement with Marsh USA Inc. to be effective January 1, 2023 through December 31, 2025 at the agreed upon annual fees.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's General Manager is hereby authorized and directed to renew a Professional Service Agreement with Marsh USA Inc. for the period of January 1, 2023 through December 31, 2025 at the agreed upon annual fees.

ADOPTED this 13th day of February, 2023.

Ronald E. Skagen, President

Aaron J. Viebrock, Vice President

ATTEST:

Molly Simpson, Secretary