

COMMISSION MEETING AGENDA
PUBLIC UTILITY DISTRICT NO. 1 OF DOUGLAS COUNTY
EAST WENATCHEE, WASHINGTON
JANUARY 14, 2019 – 1:30 P.M.

1. Flag Salute
2. Minutes
3. Reorganization of Board of Commissioners
4. Vouchers
5. Public Comment
6. 2-Year Service Award – Aaron Viebrock
7. Prequalification of Contractors
8. Resolution Authorizing Legal Services Provided by Morgan Lewis
9. Resolution Authorizing Acceptance of Work and Final Payment to Potelco, Inc. Under Contract 18-02-D, Construct Lone Pine Substation
10. Resolution Authorizing Acceptance of Work and Final Payment to Hancock Sandblast & Paint Under Contract 18-19-W, Rehabilitate Unit 2 Trashracks at the Wells Hydroelectric Project
11. Resolution Authorizing a Call for Bids Under Bid Document 19-02-W, Wells Hatchery Dirt Pond Reconfiguration and Liner Replacement
12. Resolution Authorizing Amendment No. 2 to Professional Service Agreement with Confederated Tribes of the Colville Reservation (Contract No. 20121)
13. Resolution Authorizing the City of Brewster 2018-2019 Operations and Maintenance Budget for Parks
14. Resolution Authorizing the City of Pateros 2018-2019 Operations and Maintenance Budget for Parks
15. Resolution Authorizing Approval of Land Use Permit 603-02, Griffin Freels
16. Consider Commissioner Representation
 - Washington PUD Association
 - Northwest Public Power Association
 - APPA Legislative and Resolutions Committee
17. Claim for Damages – Michael Oaks: \$183.94
18. Report on Energy Purchased for Resale – Quarter Ended December 31, 2018

19. NERC Compliance Quarterly Report – December 31, 2018
20. FERC Compliance Quarterly Report – December 31, 2018
21. Financial and Statistical Report – Distribution System – November 2018
22. Budget Report – Distribution System – November 2018
23. Financial and Statistical Report – Wells Project – November 2018
24. Budget Report – Wells Project – November 2018
25. Treasurer’s Report – Distribution System – December 2018
26. Treasurer’s Report – Wells Project – December 2018
27. Preliminary Disturbance Reports
28. DCCN Report – December 2018
29. Other
30. Trips
31. Minutes
32. Executive Session: RCW 42.30.110(1)(i)

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING LEGAL SERVICES PROVIDED
BY MORGAN LEWIS**

RECITALS:

1) The District is engaged in evaluating options related to the Columbia River Treaty and contracts related to the Treaty. The district requires legal support from a firm with international treaty experience.

2) The District has previously engaged with Morgan Lewis and would like to continue that engagement.

3) It is in the best interest of the District to authorize Legal Services provided by Morgan Lewis, the cost of which is not to exceed \$150,000.

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 engage Morgan Lewis, the cost of which is not to exceed \$150,000 with an expiration date of December 31, 2024.

ADOPTED this 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING ACCEPTANCE OF WORK AND
FINAL PAYMENT TO POTELCO, INC. UNDER CONTRACT
18-02-D, CONSTRUCT LONE PINE SUBSTATION**

RECITALS:

1) By Resolution No. 18-112 dated June 25, 2018, the District awarded Contract 18-02-D, Construct Lone Pine Substation to Potelco, Inc.

2) District staff report the Contractor has satisfactorily completed all requirements of Contract 18-02-D and has submitted a Request for Final Payment, Certificate and Release. Therefore, staff recommends that the District accept the completed work and authorize release of retainage bond upon receiving the required notifications from the State of Washington. The total cost of work under this contract is \$1,834,372.40 plus tax.

3) It is in the best interests of the District to accept the work as complete and authorize final payment under Contract 18-02-D.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the work under Contract 18-02-D, Construct Lone Pine Substation, is hereby accepted as complete, and that release of retainage bond 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 14th day of January, 2019

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING ACCEPTANCE OF WORK
AND FINAL PAYMENT TO HANCOCK SANDBLAST & PAINT
UNDER CONTRACT 18-19-W, REHABILITATE UNIT 2
TRASHRACKS AT THE WELLS HYDROELECTRIC PROJECT**

RECITALS:

1) By Resolution No. 18-121 dated July 9, 2018, the District awarded Contract 18-19-W, Rehabilitate Unit 2 Trashracks at the Wells Hydroelectric Project, to Hancock Sandblast & Paint.

2) District staff reports the Contractor has satisfactorily completed all requirements of Contract 18-19-W 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 \$230,000.05 plus tax.

3) It is in the best interests of the District to accept the work as complete and authorize final payment under Contract 18-19-W.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the work under Contract 18-19-W, Rehabilitate Unit 2 Trashracks at the Wells Hydroelectric Project, 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 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

Draft Pre-decisional Document

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING A CALL FOR BIDS UNDER
BID DOCUMENT 19-02-W, WELLS HATCHERY DIRT POND
RECONFIGURATION AND LINER REPLACEMENT**

RECITALS:

1) In order to remain in compliance with the fish mitigation requirements contained within the FERC license, the dirt ponds at the Wells Fish Hatchery need to be reconfigured and the pond liners replaced.

2) Dirt Ponds 1, 2, 3 and 4 have all experienced multiple leaks and Ponds 3 and 4 have developed multiple sinkholes. The District's Engineers have determined that the sinkholes are likely due to failure of the old pond liners.

3) Staff recommends that the District solicit bids in compliance with RCW 54.04.070 to provide dirt pond reconfiguration and liner replacement in accord with the specifications, terms and conditions of Bid Document 19-02-W. Sealed bids will be accepted until March 18, 2019 at 1:30 p.m. Pacific Time in the District's East Wenatchee headquarters office.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that Bid Document 19-02-W is hereby approved, and the District's Manager is hereby authorized and directed to issue a call for bids to provide dirt pond reconfiguration and liner replacement at the Wells Fish Hatchery.

ADOPTED this 14th day of January 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING AMENDMENT NO. 2 TO
PROFESSIONAL SERVICE AGREEMENT WITH
CONFEDERATED TRIBES OF THE COLVILLE RESERVATION
(Contract No. 20121)**

RECITALS:

1) Resolution No. 15-042 authorized the District to enter into a Professional Service Agreement with the Confederated Tribes of the Colville Reservation regarding on-call archaeological services.

2) Staff recommends approval of Amendment No. 2 with the Confederated Tribes of the Colville Reservation, which extends the contract expiration to January 31, 2021.

3) It is in the best interests of the District to issue Amendment No. 2 to amend the Professional Service Agreement with the Confederated Tribes of the Colville Reservation to extend the contract expiration to January 31, 2021.

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 authorized and directed to issue Amendment No. 2 to the Professional Service Agreement with the Confederated Tribes of the Colville Reservation which extends the contract expiration to January 31, 2021.

ADOPTED this 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY OF BREWSTER
2018-2019 OPERATIONS AND MAINTENANCE BUDGET
FOR PARKS**

RECITALS:

1) Resolution 10-096 authorized the District to enter into an Agreement with the City of Brewster regarding the operations and maintenance of Wells Project recreation facilities within the City.

2) The City of Brewster has submitted an operations and maintenance budget for the period of November 1, 2018 through October 31, 2019. Staff recommends approval of the District's portion of the budget, which is \$69,119.

3) It is in the best interests of the District to approve the 2018-2019 operations and maintenance budget for the City of Brewster as submitted.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's portion of the 2018-2019 parks operations and maintenance budget for Wells Project recreation facilities within the City of Brewster is hereby approved, with the District's obligation being \$69,119.

ADOPTED this 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY OF PATEROS
2018-2019 OPERATIONS AND MAINTENANCE BUDGET
FOR PARKS**

RECITALS:

1) Resolution 10-053 authorized the District to enter into an Agreement with the City of Pateros regarding the operations and maintenance of Wells Project recreation facilities within the City.

2) The City of Pateros has submitted an operations and maintenance budget for the period of November 1, 2018 through October 31, 2019. Staff recommends approval of the District's portion of the budget, which is \$69,119.

3) It is in the best interests of the District to approve the 2018-2019 operations and maintenance budget for the City of Pateros as submitted.

NOW, THEREFORE, BE IT RESOLVED by the Commission of Public Utility District No. 1 of Douglas County, Washington, that the District's portion of the 2018-2019 parks operations and maintenance budget for Wells Project recreation facilities within the City of Pateros is hereby approved, with the District's obligation being \$69,119.

ADOPTED this 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING APPROVAL OF LAND USE
PERMIT 603-02, GRIFFIN FREELS**

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:

Griffin Freels Wells Permit 603-02

The permit is for use of Project lands for a lawn/landscaping area, existing boat dock, irrigation pump/pipe, buoy and existing concrete seawall. 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 603-02.

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 No. 603-02.

ADOPTED this 14th day of January, 2019.

Molly Simpson, President

Ronald E. Skagen, Vice President

ATTEST:

Aaron J. Viebrock, Secretary