

AGENDA

**GRANT COUNTY PUBLIC UTILITY DISTRICT
30 C Street SW – Commission Meeting Room
Ephrata, Washington
COMMISSION MEETING
Tuesday, January 8, 2019**

An Executive Session may be called at any time for purposes authorized by the Open Public Meetings Act

- 9:00 a.m.** Commission Convenes
Review and Sign Vouchers
- 10:00 a.m.** Reports from Staff
- 12:00 Noon** Lunch
- 1:00 p.m.** Safety Briefing
Pledge of Allegiance
Swearing in of Commissioners Wilson and Cox
Attendance
Public requests to discuss agenda items/non-agenda items
Correspondence
Business Meeting

1. Consent Agenda

Approval of Vouchers

Meeting minutes of December 11, 2018

Resolution 8905 – Appointing a Representative and Alternates to the Board of Directors of the Central Washington Power Agency

Resolution 8906 – Appointing a Representative and Alternates to the Board of Directors of Energy Northwest

Resolution 8907 – Appointing a Representative and Alternates to the Board of Directors of Washington Public Utility Districts' Association

2. Regular Agenda

Motion naming the following slate of officers effective January 8, 2019 and shall remain in effect until the next election of officers: (3274)

President	Dale Walker
Vice President	Tom Flint
Secretary	Larry Schaapman
Commissioner	Judy Wilson
Commissioner	Nelson Cox

Motion authorizing the General Manager/CEO, on behalf of Grant PUD, to execute Change Order No. 5 to Contract 430-3050 with Stantec Consulting Services, Inc., increasing the not-to-exceed contract amount by \$2,100,000.00 for a new contract total of \$13,575,000.00 and resetting the delegated authority levels to the authority granted to the General Manager/CEO per Resolution No. 8609 for charges incurred as a result of Change Order No. 5. (3275)

3. Review Items For Next Business Meeting

Resolution XXXX – Authorizing the Acquisition by Condemnation of Certain Real Property

Motion authorizing the General Manager/CEO, on behalf of Grant PUD, to execute Change Order No. 3 to Contract 430-06804 with AVANTech, Inc. increasing the not-to-exceed contract amount by \$1,500,000 for a new contract total of \$2,000,000.00 and resetting the delegated authority levels to the authority granted to the General Manager/CEO per Resolution No. 8609 for charges incurred as a result of Change Order No.3. (xxxx)

Motion authorizing the General Manager/CEO, on behalf of Grant PUD, to execute Contract 430-08384 with Central Washington Management Group, LLC (CWMG) in an amount not to exceed \$3,970,000.00 and with a contract term of three years. (xxxx)

Motion approving the defense and indemnification of the individuals named as defendants in the case captioned Blocktree Properties, LLC et al. v. Public Utility District No. 2 of Grant County, WA, et al., in the United States District Court for the Eastern District of Washington, case no. 2:18-cv-00390-RMP, and specifically identified as Terry Brewer, Bob Bernd and Does 1-10, who are alleged to have acted in their official capacities as Commissioners, managers or employees of defendant Public Utility District No. 2 of Grant County, WA. Counsel for defendant Public Utility District No. 2 of Grant County, WA, namely Van Ness Feldman, LLP, is authorized and directed to defend the individual defendants in the pending litigation referenced above in accordance with law and applicable Rules of Professional Conduct. The costs to defend said claim, suit, and proceeding, and the costs of defense, attorney's fees, and any obligation for payment arising from such action shall be paid from the district's funds. (xxxx)

Motion approving the defense and indemnification of the individuals named as defendants in the case captioned Blocktree Properties, LLC et al. v. Public Utility District No. 2 of Grant County, WA, et al., in the United States District Court for the Eastern District of Washington, case no. 2:18-cv-00390-RMP, and specifically identified as Tom Flint who is alleged to have acted in his official capacity as Commissioner of defendant Public Utility District No. 2 of Grant County, WA. Counsel for defendant Public Utility District No. 2 of Grant County, WA, namely Van Ness Feldman, LLP, is authorized and directed to defend the individual defendant in the pending litigation referenced above in accordance with law and applicable Rules of Professional Conduct. The costs to defend said claim, suit, and proceeding, and the costs of defense, attorney's fees, and any obligation for payment arising from such action shall be paid from the district's funds. (xxxx)

Motion approving the defense and indemnification of the individuals named as defendants in the case captioned Blocktree Properties, LLC et al. v. Public Utility District No. 2 of Grant County, WA, et al., in the United States District Court for the Eastern District of Washington, case no. 2:18-cv-00390-RMP, and specifically identified as Larry Schaapman who is alleged to have acted in his official capacity as Commissioner of defendant Public Utility District No. 2 of Grant County, WA. Counsel for defendant Public Utility District No. 2 of Grant County, WA, namely Van Ness Feldman, LLP, is authorized and directed to defend the individual defendant in the pending litigation referenced above in accordance with law and applicable Rules of Professional Conduct. The costs to defend

said claim, suit, and proceeding, and the costs of defense, attorney's fees, and any obligation for payment arising from such action shall be paid from the district's funds. (xxxx)

Motion approving the defense and indemnification of the individuals named as defendants in the case captioned Blocktree Properties, LLC et al. v. Public Utility District No. 2 of Grant County, WA, et al., in the United States District Court for the Eastern District of Washington, case no. 2:18-cv-00390-RMP, and specifically identified as Dale Walker who is alleged to have acted in his official capacity as Commissioner of defendant Public Utility District No. 2 of Grant County, WA. Counsel for defendant Public Utility District No. 2 of Grant County, WA, namely Van Ness Feldman, LLP, is authorized and directed to defend the individual defendant in the pending litigation referenced above in accordance with law and applicable Rules of Professional Conduct. The costs to defend said claim, suit, and proceeding, and the costs of defense, attorney's fees, and any obligation for payment arising from such action shall be paid from the district's funds. (xxxx)

Motion approving Employment Agreement with Kevin Nordt, General Manager/CEO. (xxxx)

4. Calendar Items

Adjournment