



RESOLUTION NO. U-11305

1 A RESOLUTION related to the purchase of materials, supplies, equipment and
2 the furnishing of services; authorizing the City officials to enter into
3 contracts and, where specified, waive competitive bidding requirements,
4 authorize sale of surplus property, or increase or extend existing
5 agreements.

6 WHEREAS the City of Tacoma, Department of Public Utilities, requested
7 bids/proposals for the purchase of certain materials, supplies, equipment and/or
8 the furnishing of certain services, or proposes to purchase off an agreement
9 previously competitively bid and entered into by another governmental entity, or
10 for the sales of surplus, or desires to increase and/or extend an existing
11 agreement, all as explained by the attached Exhibit "A," which by this reference
12 is incorporated herein, and

13 WHEREAS in response thereto, bids/proposals (or prices from another
14 governmental agreement) were received, all as evidenced by Exhibit "A," and

15 WHEREAS the Board of Contracts and Awards and/or the requesting
16 division have heretofore made their recommendations, which may include
17 waiver of the formal competitive bid process because it was not practicable to
18 follow said process, or because the purchase is from a single source, or there is
19 an emergency that requires such waiver, and/or waiver of minor deviations, and
20 in the case of sale of surplus, a declaration of surplus has been made certifying
21 that said items are no longer essential for continued effective utility service, as
22 explained in Exhibit "A," and
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WHEREAS the Director requests authorization, pursuant to

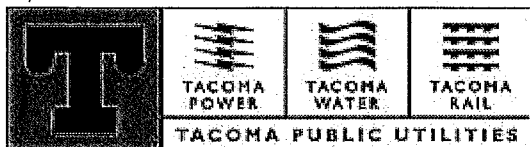
TMC 1.06.269 A, to amend contract amounts up to \$500,000 and to approve term extensions and renewals for all items contained in Exhibit "A;" Now, therefore,

BE IT RESOLVED BY THE PUBLIC UTILITY BOARD OF THE CITY OF TACOMA:

That the Public Utility Board of the City of Tacoma hereby concurs and approves the recommendations of the Board of Contracts and Awards and/or the requesting division, and approves, as appropriate: (1) the purchase and/or furnishing of those materials, supplies, equipment or services recommended for acceptance; (2) the sale of surplus materials, supplies or equipment recommended for acceptance; (3) the Interlocal agreement that authorizes purchase off another governmental entity's contract; (4) the increase and/or extension of an existing agreement, and said matters may include waiver of the formal competitive bid process and/or waiver of minor deviations, all as set forth on Exhibit "A," and authorizes the execution, delivery and implementation of appropriate notices, contracts and documents by the proper officers of the City for said transactions, and (5) the administrative authority of the Director, per TMC 1.06.269 A., to amend contract amounts up to \$500,000 and to approve term extensions and contract renewals for all items in Exhibit "A."

Approved as to form:

<p>_____ /s/ Chief Deputy City Attorney</p>	<p>_____ Chair</p>
<p>_____ Clerk</p>	<p>_____ Secretary</p>
	<p>Adopted _____</p>



RESOLUTION NO.: U-11305
ITEM NO.: #1
MEETING DATE: FEBRUARY 9, 2022

TO: Board of Contracts and Awards
FROM: Chris Mattson, Generation Manager, Tacoma Power
Kevin Smith, Power Engineer III, Tacoma Power/Generation
COPY: Public Utility Board, Director of Utilities, Board Clerk, EIC Coordinator, LEAP
Coordinator, Seth Hartz, Finance/Purchasing
SUBJECT: Kosmos Mill Cleanup Contract – Cowlitz Hydro River Project
Architectural and Engineering (A&E) Roster - February 9, 2022
DATE: January 27, 2022

RECOMMENDATION SUMMARY:

The Tacoma Power, Generation Section recommends a contract be awarded to Hart Crowser, a division of Haley & Aldrich, Seattle, WA, in the amount of \$878,935, plus applicable taxes, for a contract term from March 1, 2022 to March 31, 2025, to perform work as outlined in an Agreed Order with the Department of Ecology (Ecology).

STRATEGIC POLICY PRIORITY:

Assure outstanding stewardship of the natural and built environment. The scope of this contract includes defining limits of contamination at the former Kosmos Mill Site and developing strategies for cleanup and containment by working through an Agreed Order with Ecology.

BACKGROUND:

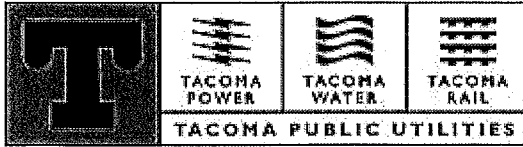
The former Kosmos Lumber Mill was abandoned and demolished before it was inundated in 1968 with the construction of Mossyrock Dam and creation of Riffe Lake, which is part of Tacoma Power's Cowlitz River Project.

In 1992, Tacoma Power removed two underground storage tanks related to the lumber mill. One of the tanks located near remnant foundations contained petroleum product and halogenated hydrocarbons. The petroleum product contaminated surrounding soil at levels exceeding state cleanup standards. A total of 87 cubic yards of contaminated soil was removed and disposed of appropriately.

In April 2019, the Department of Ecology was notified about seeps of fuel oil found on the eastern bank of Rainey Creek near Champion Haul Road and at the former lumber mill area. At that time, Ecology required visual inspections of the area. During the investigation, the soil and groundwater samples from test pits and soil borings found contamination that include diesel, gasoline, and heavy oil. Possible sources for the seeps are from former lumber mill operations, including old underground storage tanks and piping, or petroleum-impacted soil.

Currently, the surrounding land and water in this area are used for recreational activities such as boating, camping and a hang-gliding landing area. Contact with these hazardous substances can be harmful to human health and the environment. Tacoma Power has closed the area to protect the public until cleanup is complete.

In November 21, 2019, the competitive bidding process was waived under Emergency Declaration, per Tacoma Municipal Code 1.06.257.C. (Emergency Situations). This allowed, Tacoma Power to cap the seeps to keep oil from moving into Rainey Creek before the water level in Riffe Lake inundated the site.



Tacoma Power coordinated with Ecology, Department of Fish and Wildlife, and the United States Army Corps of Engineers to obtain all necessary permitting. Approximately 11,000 tons of impacted soil were removed and disposed of appropriately. This work was declared substantially complete on February 13, 2020.

Tacoma Power has notified and kept local officials and representatives informed regarding the discovery, closure, and mitigation efforts. Ecology and Tacoma Power jointly crafted a Agreed Order for which Ecology facilitated public comment. One comment was received resulting in no subsequent revisions to the Agreed Order.

An Agreed Order (AO; DE 16955) with Ecology was executed on August 19, 2020 requiring the following deliverables:

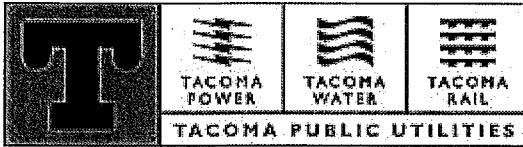
1. Data Summary Report (DSR) – Prepare and submit to Ecology a report that summarizes investigations performed to-date and documents work completed during the independent emergency remedial action.
2. Remedial Investigation (RI) – Prepare and submit to Ecology an RI Work Plan that summarizes conditions onsite and outlines a field investigation to identify extent of contamination. Conduct the RI and prepare and submit to Ecology an agency review draft RI Report documenting the findings of the RI. After incorporating Ecology's comments, Tacoma Power shall submit a public review draft that will be subjected to public notice and opportunity to comment before final approval by Ecology.
3. Feasibility Study (FS) – Prepare and submit to Ecology an agency review draft report that presents a scope of alternatives to be considered. Incorporate revisions from Ecology into a public review draft subject to public notice and opportunity to comment before final approval by Ecology.
4. Draft Cleanup Action Plan (dCAP) – Prepare and submit to Ecology a plan that describes proposed cleanup action, standards, schedule and any applicable regulations or laws.

This Agreed Order does not include preparation and implementation of the Final Cleanup Action Plan which will be negotiated with Ecology under a separate Agreed Order.

In accordance with the Agreed Order, a DSR was submitted and approval from Ecology was received on February 24, 2021. An RI Work Plan was submitted and approval from Ecology was received on January 11, 2022. Preparations to conduct the RI field work and the remainder of the above deliverables are currently underway.

ISSUE: The mutual objective of Ecology and Tacoma Power under this Agreed Order is to provide a remedial solution where there has been a release or threatened release of hazardous substances. The current contract with the consultant, Hart Crowser, includes all work up to the completion of the RI Work Plan. In order to continue work outlined in the Agreed Order, a new consultant contract needs to be established.

ALTERNATIVES: The Agreed Order requires Tacoma Power to complete all deliverables listed above in accordance with a stipulated schedule. Other consulting firms have been considered; however, this contract will be a progression of work already completed under the Agreed Order and Tacoma Power. Hart Crowser was selected from the A&E Roster. Employing the same consultant for the remainder of the work will benefit Tacoma by avoiding a duplication of efforts.



Hart Crowser is already aware of the history of this project, engaged in past and current activities, and aware of next steps required to provide a solution.

COMPETITIVE ANALYSIS: In November 21, 2019, the competitive bidding process was waived under Emergency Declaration, per Tacoma Municipal Code 1.06.257.C. (Emergency Situations). Hart Crowser was originally selected after interviewing three firms to investigate the site. This contract was directly negotiated with them in continuation of work completed to-date. Changing the consultant in this stage of the project is likely to lead to increased costs in repeating completed efforts and delays that could force Tacoma Power out of compliance with the Agreed Order schedule.

CONTRACT HISTORY: New Contract

SUSTAINABILITY: Sustainability impact considerations and mitigations are incorporated as applicable.

EIC/LEAP COMPLIANCE: Not applicable.

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME *	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
4700 – Power	10000140685	5310100	\$878,935
TOTAL			\$878,935

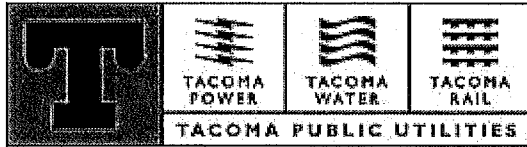
REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
4700 - Power	10000140685	5310100	\$878,935
TOTAL			\$878,935

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$ 878,935

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes

IF EXPENSE IS NOT BUDGETED, PLEASE EXPLAIN HOW THEY ARE TO BE COVERED. N/A



RESOLUTION NO.: U-11305

ITEM NO.: 2

MEETING DATE: FEBRUARY 09, 2022

TO: Board of Contracts and Awards
FROM: Tenzin Gyaltzen, Power Section Manager
Rick Munson, Power Section Assistant Manager I
Joy Sage, Power Supervisor III, TPU Network and Communications System
COPY: Public Utility Board, Director of Utilities, Board Clerk, EIC Coordinator, LEAP
Coordinator, and Seth Hartz, Finance/Purchasing
SUBJECT: CenturyLink Enterprise Voice Session Initiation Protocol (SIP) Based Services,
Internet Services Collaboration Services and Cisco WebEx Calling
Cooperative/Interlocal Specification No. SR1907738059, Contract No. SAP
4600014497 – February 9, 2022
DATE: January 24, 2022

RECOMMENDATION SUMMARY:

The Utility Technology Services (UTS) requests approval to increase SAP Contract 4600014497, to CenturyLink Communications LLC, Olympia, WA, by \$42,364.80, plus any applicable taxes, for two (2) Gig-Ethernet 1000 mb lines. This increase will bring the contract to a cumulative total of \$518,262.60, plus any applicable taxes.

BACKGROUND:

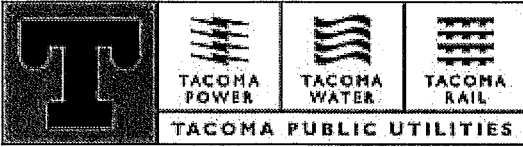
On September 5, 2020, the Network and Communications System executed a contract for Voice, Internet, Collaboration and WebEx calling with CenturyLink under the National Association of State Procurement (NASPO) Cooperative Contract AR2474 and Washington Participating Agreement 05116. The contract amount at that time was set at \$478,071 for five (5) years. On April 19, 2021, the contract was adjusted to remove Primary Rate Interface (PRI) service and add SIP services for a reduced amount of \$300 per month reducing the total amount to \$475,897.80. In January 2022, UTS is adding two additional Gig-Ethernet lines to support payment card industry (PCI) compliance; increasing the contract by another \$42,364.80 over the remaining years of the contract for a new total of \$518,262.60.

ISSUE: These two additional connections are for the Semafone contract so that no credit card data can be passed downstream into our network. Our telephony trunks will need to be looped through Semafone cloud platform to process the data securely.

ALTERNATIVES: Semafone also gave us the option of a hybrid solution that would require Tacoma Public Utilities (TPU) to purchase two additional routers at an approximate cost of \$60,000 each and this does not include the cost of programming or installation. These two routers would also need to have a private data connection to Semafone to process the information to secure the credit card information. The Semafone cloud solution reduces the PCI requirements even more versus the hybrid solution because of the on-premise routers.

COMPETITIVE SOLICITATION:

Cooperative/Interlocal Specification No. CH16012 for NASPO ValuePoint was opened March 10, 2016 under the primary State of Utah, and awarded to CenturyLink dba Lumen. The contract runs until September 15, 2026. A Washington Participating Addendum was subsequently executed December 1, 2017 under contract 05116 and runs concurrent with the



lead State of Utah. UTS selected CenturyLink for the competitive prices guaranteed under the cooperative agreement and for the services offered by CenturyLink.

CONTRACT HISTORY: On September 5, 2020, UTS Network and Communications System executed a contract for Voice, Internet, Collaboration and WebEx calling with CenturyLink under the NASPO Cooperative Contract AR2474 and Washington Participating Agreement 05116. The contract amount at that time was set at \$478,071.00 for five (5) years. On April 19, 2021, the contract was adjusted to remove PRI service and add SIP services for a reduced amount of \$300.00 per month reducing the total amount to \$475,897.80.

SUSTAINABILITY: Not applicable.

EIC/LEAP COMPLIANCE: Not applicable.

FISCAL IMPACT:

EXPENDITURES:

FUND NUMBER & FUND NAME *	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
4700 Power	99000054823	5210015	\$42,364.80
TOTAL			\$42,364.80

REVENUES:

FUNDING SOURCE	COST OBJECT (CC/WBS/ORDER)	COST ELEMENT	TOTAL AMOUNT
4700 Power	99000054823	5210015	\$42,364.80
TOTAL			\$42,364.80

FISCAL IMPACT TO CURRENT BIENNIAL BUDGET: \$ 14,121.60

ARE THE EXPENDITURES AND REVENUES PLANNED AND BUDGETED? Yes

IF EXPENSE IS NOT BUDGETED, PLEASE EXPLAIN HOW THEY ARE TO BE COVERED. N/A