BEFORE THE IDAHO WATER RESOURCE BOARD

IN THE MATTER OF THE PRIEST LAKE WATER MANAGEMENT PROJECT CONSTRUCTION (PHASE 4)

RESOLUTION TO AMEND THE PRIEST LAKE OUTLET DAM CONSTRUCTION CONTRACT

WHEREAS, the State of Idaho owns the Priest Lake Outlet Dam (dam) which was constructed in 1950 and reconstructed in 1978 as an outlet control structure to maintain lake levels in the Priest Lake in accordance with Idaho Code §70-507; and

WHEREAS, as a result of drought conditions in northern Idaho in 2015 and 2016, it was difficult to maintain required lake pool levels and downstream minimum flows in the Priest River during the recreational season; and,

WHEREAS, in 2016 the Idaho Water Resource Board (IWRB) authorized the expenditure of funds from the Revolving Development Account to complete the Priest Lake Water Management Study to evaluate strategies to meet long-term water management objectives for the Priest Lake and Priest River system; and

WHEREAS, bids were opened in July 2020 and Strider Construction Co., Inc. (Strider) provided the low bid for the construction of the Outlet dam portion of the Priest Lake Water Management Project; and

WHEREAS, in August 2020, the IWRB authorized the expenditure of funds from the Revolving Development Account for the construction of the Outlet dam portion and executing necessary contracts; and

WHEREAS, on August 20, 2020, the IWRB executed a contract with Strider for Outlet dam construction, which requires Strider substantially complete construction by April 1, 2021; and

WHEREAS, in February 2021, Strider, indicated it has encountered conditions not anticipated below the outlet dam and believes it may take more than one season to complete the construction; and

WHEREAS, Mott MacDonald, the Project engineer and Owner’s Representative, has evaluated Strider’s claim and recommends moving phase 2 work to a second season. Mott MacDonald’s recommendation is based upon project performance thus far and risk associated with a tight construction timeline and spring runoff; and

NOW, THEREFORE, BE IT RESOLVED that the IWRB agrees with Mott MacDonald’s analysis; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the IWRB authorizes an extension of the Substantial Completion Date to April 1, 2022; and
NOW, THEREFORE, BE IT FURTHER RESOLVED that the IWRB authorizes the Chairman, or his
designee, to negotiate the terms of the Contract Date extension but does not authorize the Chairman,
or his designee, to agree to any changes in Contract Price without further resolution of the IWRB.

NOW, THEREFORE, BE IT FURTHER RESOLVED that a condition of the contract extension date is the
contractor shall make the outlet dam operational for the 2021 Priest Lake Management season; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that the extension of the substantial completion
date does not constitute agreement on the part of the IWRB regarding any change of conditions.

DATED this 18TH day of February 2021.

Jeff Raybould, Chairman
Idaho Water Resource Board

ATTEST
Jo Ann Cole-Hansen, Secretary