

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2013-49 (AM)

**A RESOLUTION OF THE DILLINGHAM CITY COUNCIL WAIVING THE PURCHASE RESTRICTIONS AND AWARDING A CONTRACT TO BENNETT ENTERPRISES**

WHEREAS, the City of Dillingham wishes to contract with Bennett Enterprises to assist in the repair of the All Tide Dock; and

WHEREAS, Dillingham Municipal Code (DMC) 4.30.130 allows waiving of purchase restrictions if the City Council determines that the public interest would best be served by waiving the sealed bid requirement for awarding contracts over \$20,000; and

WHEREAS, the waiver is based on the criteria outlined in DMC 4.30.130, Exemptions B. 1, Restrictions and provisions of this chapter shall not apply, 1. An emergency exists where the delays required for compliance with this section would jeopardize the public health, safety or welfare; and

WHEREAS, only 250' of the All Tide Dock is currently open and cannot take barges over 250' which is delaying the delivery of freight to our community when normally the barge companies bring 400' barges; and

WHEREAS, Bennett Enterprises currently has equipment and crew that are able to do the excavation and fill work that is needed for the repair and have responded to our emergent need when the dock was first damaged;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council waives the purchasing restrictions as stated above.

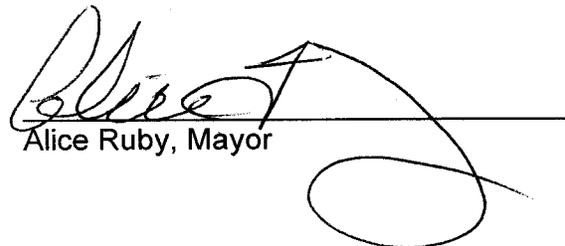
BE IT FURTHER RESOLVED that:

1. The Dillingham City Council approves payment of services for an amount not to exceed \$110,750.
2. The City Council authorizes the Mayor or City Manager to sign said contract on behalf of the City of Dillingham, Alaska.

PASSED and ADOPTED by the Dillingham City Council on August 13, 2013.

SEAL:



  
Alice Ruby, Mayor

ATTEST:

  
Janice Williams, City Clerk

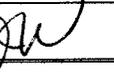
**Subject:** A resolution of the Dillingham City Council waiving the purchase restrictions and awarding a contract to Bennett Enterprises

Agenda of: August 13, 2013

Council Action:

Manager: Recommend approval.

City Manager: Rose Loera  
Rose Loera

Route To:	Department / Individual	Initials	Remarks
X	Port Director / Jean Barrett		
X	PW Foreman / Herman Shade		
X	Finance Director / Carol Shade		
X	City Clerk / Janice Williams		

Fiscal Note: Yes X No \_\_\_\_\_ Funds Available: Yes X No \_\_\_\_\_

Other Attachment(s): None

**Summary Statement.**

The repair work at the All Tide Dock needs equipment for excavation and compacting the material for filling in the hole. Bennett Enterprises has assisted the City when the damage to the dock first happened and we will continue to use them until fully repaired. They have a longer reaching excavator, compactor and other equipment that we will need to rent with an operator.

We expect the cost to be about \$50,000. We are waiting on the estimate from Bennett Enterprises.

Funds for the repair will be from a MMG grant with remaining funds and the insurance.

City of Dillingham  
Fiscal Note

Agenda Date: August 13, 2013

Request:

ORIGINATOR: Carol Shade

FISCAL ACTION (TO BE COMPLETED BY FINANCE)		FISCAL IMPACT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
AMOUNT REQUESTED: \$ 110,750.00		FUNDING SOURCE Insurance Claim and/or Grant	
FROM ACCOUNT 2300 8131 70 70 2010 0 \$ 110,750.00 \$ -		Project Shoreline Stabilization S-0- Insurance Claim \$50,000	
TO ACCOUNT:	VERIFIED BY: Carol Shade	Date:	8/13/2013

EXPENDITURES

OPERATING	FY14	FY15	FY16	FY17
Personnel				
Fringe Benefits				
Computer Support				
Equipment				
Construction				
Miscellaneous				
<b>TOTAL OPERATING</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ -</b>

CAPITAL	110,750.00			
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REVENUE				
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FUNDING

General Fund				
State/Federal Funds				
Other	110,750.00			
<b>TOTAL FUNDING</b>	<b>\$ 110,750.00</b>		<b>\$ -</b>	<b>\$ -</b>

POSITIONS

Full-Time				
Part-Time				
Temporary				

ANALYSIS: (Attach a separate page if necessary)

See Attached Resolution 2013-49

PREPARED BY: Carol Shade

August 13, 2013

DEPARTMENT: Finance Department

August 13, 2013

APPROVED BY: \_\_\_\_\_

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