

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2014-60

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL WAIVING PURCHASE RESTRICTIONS AND AWARDED A CONTRACT TO BENNETT ENTERPRISES LLC FOR BUILDING THE BERM FOR THE NEW LANDFILL CELL

WHEREAS, the City Council approved Resolution 2014-38 at their June 19, 2014 Council Meeting which authorized the City Manager to advertise a request for proposal (RFP) for the development of two landfill cells and to award a contract; and

WHEREAS, City staff decided to build one landfill cell this year in two phases with two separate RFPs; and

WHEREAS, Phase 1 was advertised as stockpiling soil for the base of the new landfill cell, with three bidders responding and the lowest bid awarded to Aleknagik Enterprises with a completion date of August 2014; and

WHEREAS, Phase 2 is to provide the gravel/material, and equipment and labor to build a berm around the new cell; and

WHEREAS, RFP 14-19, Landfill Ash Cell Berm, was advertised on the City's website, starting September 12, 2014, and an ad placed in the September 18, 2014 edition of the Bristol Bay Times with a due date of September 26, 2014, a copy was distributed to contractors on the bidders list on file with the City, and a copy posted in three public places; and

WHEREAS, Phase 2 was dependent on completing Phase 1 that included spreading and compacting the soil, which was delayed because of the rainy weather, with the work done in September, and now the City is up against the possibility of freezing temperatures;

WHEREAS, Dillingham Municipal Code (DMC) 4.30.130 allows waiving the purchasing restrictions if the City Council determined 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, an emergency exists where the delays required for compliance with this section would jeopardize the public health, safety or welfare; and

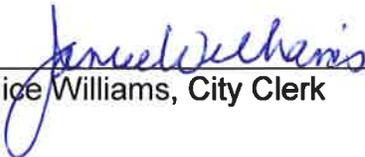
NOW THEREFORE, BE IT RESOLVED by the Dillingham City Council waives the purchasing restriction for building the Landfill Ash Cell berm by advertising RFP 14-19, and authorizes the City Manager to enter into a contract with Bennett Enterprises for a not to exceed amount of \$82,712.50.

PASSED and ADOPTED by the Dillingham City Council on October 2, 2014.


Alice Ruby, Mayor

ATTEST:

[SEAL]


Janice Williams, City Clerk



City of Dillingham Information Memorandum

Agenda of: October 2, 2014

Attachment to:
Ordinance No. _____ / Resolution No. 2014-60

Subject:

A resolution of the Dillingham City Council waiving purchase restrictions and awarding a contract to Bennett Enterprises for building the berm for the new landfill cell

City Manager: Recommend Approval

Signature: Rose Doera

Route to	Department Head	Signature	Date
X	Finance Director	<i>Carol Shode</i>	9/29/14
X	Public Works	<i>[Signature]</i>	9/29/14
X	City Clerk	<i>Jenae Williams</i>	9/29/14

Fiscal Note: Yes No

Funds Available: Yes No

Other Attachments:

-None

Summary Statement:

The City has advertised RFP 14-19, Building the Berm for the New Landfill Cell, in the Bristol Bay Times, on the City's website, copy posted in three public places and distributed to contractors listed in the area. The bid due date was September 26, 2014, at 3 PM.

The RFP time frame needed a shorter advertising time frame in order to get the work done before the weather turns colder. Resolution 2014-60 is asking to waive restriction on (DMC) 4.30.130 which allows waiving the purchasing restrictions if the City Council determined that the public interest would best be served by waiving the sealed bid requirement for awarding contracts over \$20,000. The waiver is based on the criteria outlined in DMC 4.30.130, Exemptions B. 1, an emergency exists where the delays required for compliance with this section would jeopardize the public health, safety or welfare.

Ordinance No. _____ / Resolution No. 2014-60

Summary Statement continued:

The City had two responses to the bid with Bennett Enterprises coming in with the lowest bid. Recommendation is to give a notice of intent to award the contract to Bennett Enterprises with a not to exceed amount of \$82,712.50. The contract will be awarded on October 3, 2014 once approved by the City Council.

**City of Dillingham
Fiscal Note**

Agenda Date October 2, 2014

Request:

ORIGINATOR: Carol Shade

FISCAL ACTION (TO BE COMPLETED BY FINANCE)		FISCAL IMPACT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
AMOUNT REQUESTED: <p align="right">\$ 82,712.50</p>		FUNDING SOURCE <p align="center">BBEDC 2014 CDBG</p>	
FROM ACCOUNT 5925 8610 30 81 3811 0 <p align="right">\$ 82,713</p>		Project <p align="center">Landfill Cell Berm</p>	
TO ACCOUNT:	VERIFIED BY: Carol Shade	Date: 10/2/2014	

EXPENDITURES

OPERATING	FY15	FY16	FY17	FY18
Personnel				
Fringe Benefits				
Contract				
Major Equipment				
Land/Buildings				
Miscellaneous				
TOTAL OPERATING	\$ -	\$ -	\$ -	\$ -

Capital	\$ 82,713			
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REVENUE				
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FUNDING

General Fund				
State/Federal Funds				
BBEDC CDBG	82,713			
TOTAL FUNDING	82,713	\$ -	\$ -	\$ -

POSITIONS

Full-Time				
Part-Time				
Temporary				

ANALYSIS: (Attach a separate page if necessary)

See R 2014-60

PREPARED BY: Carol Shade

October 2, 2014

DEPARTMENT: Finance Department

October 2, 2014