

CITY OF DILLINGHAM, ALASKA

**RESOLUTION NO. 2016-39**

**A RESOLUTION OF THE DILLINGHAM CITY COUNCIL AUTHORIZING THE CITY MANAGER TO WAIVE THE COMPETITIVE BID PROCESS FOR LANDFILL CELL EXPANSION**

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WHEREAS, the City's FY16 mid-year budget amendment includes developing a portion of landfill cell #3, in the amount of \$180,000; and

WHEREAS, cell #3 is approximately 7 acres and should provide 37 years of dumping according to the engineers with a plan to build as funding allows, with this project being the first step in its development; and

WHEREAS, the City was not able to complete the project early this spring due to equipment repairs and lack of operators; and

WHEREAS, the City is now looking to get the project completed by June 30, 2016, and is estimating the total project around \$96,000, which will include equipment rental and operators and purchase of gravel; and

WHEREAS, the City went out for bid for equipment rental in FY16 and awarded the contract to JJC Enterprises as the lowest bidder; and

WHEREAS, the City will provide a Task Order to JJC Enterprises for approximately \$70,300 for equipment rental with operators to include rental of an excavator, D6 dozer, loader and three trucks for hauling 10,000 cu yds of dirt that was given to the City; and

WHEREAS, the gravel purchase will be awarded to the lowest bidder which will be determined by calling all of the contractors in Dillingham that supplies gravel to submit their bid for approximately 2,000 cu yds of gravel; and

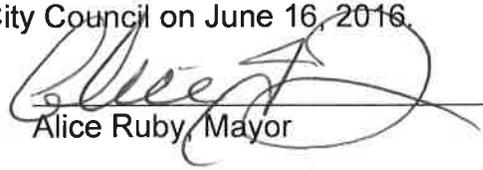
WHEREAS, Dillingham Municipal Code (DMC) 4.30.130 Exemptions, allows the restrictions and provisions of this chapter to be waived where the city council determines that the public interest would best be served by waiving the procedures herein established; and

WHEREAS, the waiver is based on the criteria outlined in DMC 4.30.130, Exemptions, B. 3, whereas the services or articles are budget items which were approved by the City Council when the budget was adopted;

NOW, THEREFORE, BE IT RESOLVED that the City Council authorizes the City Manager to waive the advertised bid process and conduct a phone poll of all contractors located in Dillingham to purchase 2,000 cu yds of gravel from Bennett Enterprises to be used for the landfill cell expansion; and

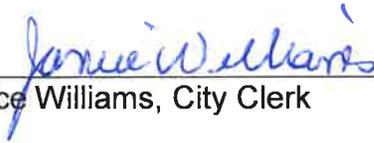
BE IT FURTHER RESOLVED that the City Council authorizes the City Manager to award Task Order No. 1 to JJC Enterprises for equipment rental and operators per contract awarded by the Council on June 4, 2015, with the approval of Action Memorandum 2015-08 for FY 16.

PASSED and ADOPTED by the Dillingham City Council on June 16, 2016.

  
\_\_\_\_\_  
Alice Ruby, Mayor

ATTEST:

[SEAL]

  
\_\_\_\_\_  
Janice Williams, City Clerk

**City of Dillingham Information Memorandum**

Agenda of: June 16, 2016

Attachment to:

Ordinance No. \_\_\_\_\_ / Resolution No. 2016-39

**Subject:**

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL AUTHORIZING THE CITY MANAGER TO WAIVE THE COMPETITIVE BID PROCESS FOR LANDFILL CELL EXPANSION

City Manager: Recommend Approval

Signature: Rose Doera

Fiscal Note:  Yes  No

Funds Available:  Yes  No

**Other Attachments:**

None - (Note: A fiscal note will accompany Action Memorandums 2016-14 & 15, which are also included with the agenda that was revised June 15, for the June 16 Council meeting.)

**Summary Statement:**

The City budgeted \$180,000 for landfill cell expansion during the mid-year budget process. We were not able to do the job earlier in the year due to staff changes and would like to get a portion of the work done before the end of the fiscal year. We initially thought we could do most of the work ourselves, but some of our heavy equipment is under repair, and we don't have the operators on staff.

This project will be funded from the landfill's budget, contractual line item, which has a balance of approximately \$115,514. The project will entail the purchase of gravel as well as equipment rental for building the cell.

We have a contract in place for equipment rental for FY 16 with JJC Enterprises. This went out to bid in May 2015 with two contractors bidding. We are proposing to award the equipment rental portion of the job to JJC Enterprises by providing him with Task Order # 1 for \$70,300. This task order is accompanied by Action Memorandum No. 2016-14 which is included in the revised agenda as an addendum.

The project will require 2,000 cu yds of gravel. We conducted a phone and e-mail bid with all contractors that sell gravel in Dillingham. This is allowed under DMC 4.30.130 Exemptions [to the Competitive Bid Process], Restrictions and provision of this chapter may be waived where the city council determines that the public interest would best be served by waiving the procedures herein established:

4.30.130. B3. The services or articles are budget items which were approved by the city council when the budget was adopted; [which was done with the FY 16 mid-year budget.]

Attachment to:  
Ordinance No. \_\_\_\_\_ / Resolution No. 2016-39

Summary Statement continued:

Route to	Department Head	Date
X	Finance Director	6/12/16
X	Public Works Director	6/14/16
X	City Clerk	6/17/16