

**NORTHWEST ARCTIC BOROUGH ASSEMBLY
RESOLUTION 19-41**

A RESOLUTION OF THE NORTHWEST ARCTIC BOROUGH ASSEMBLY APPROVING A CONSTRUCTION SERVICE AGREEMENT WITH A JOINT VENTURE BETWEEN DRAKE CONSTRUCTION, INC. AND KIC CONSTRUCTION, LLC FOR THE PURCHASE AND DELIVERY OF MATERIAL FOR THE CAPE BLOSSOM ROAD, AND FOR RELATED PURPOSES.

WHEREAS: the State of Alaska, Department of Transportation and Public Facilities (“DOT&PF”) has been leading the State of Alaska’s effort to plan and construct the Cape Blossom Road from Kotzebue to Cape Blossom (the “Project”); and

WHEREAS: the Project would improve access and enhance safety between Kotzebue and the shoreline on the southwest side of the Baldwin Peninsula; and

WHEREAS: the proposed Project will include constructing upgrades to existing Air Force Road south of the Hillside Road intersection to the Kotzebue Electric Association (KEA) Wind Farm, and constructing a new two-lane, gravel road from the wind farm south, including a crossing at Sadie Creek, to a beach access ramp above the high-tide line at Cape Blossom; and

WHEREAS: DOT&PF anticipates funding in the FY20 Statewide Transportation Improvement Program (STIP) to fund Project construction; and

WHEREAS: under Resolution 19-37, the Borough Assembly approved reimbursable advanced funding to purchase material for the Cape Blossom Road in order to move the Project forward expeditiously; and

WHEREAS: the Borough, NANA, the Native Village of Kotzebue, the City of Kotzebue, and Kikiktagruk Inupiat Corporation (KIC) have expressed support and funding for the Project in order to move it forward expeditiously; and

WHEREAS: under a Memorandum of Agreement (“MOA”) with DOT&PF authorized under Resolution 19-37, the Borough will provide advance funding for the Project in an amount up to \$5 million that DOT&PF will later reimburse to the Borough through the FY20 STIP; and

WHEREAS: the Borough issued Invitation to Bid FY20-01 to solicit sealed bids for the purchase and delivery of Type C Material for the Project; and

WHEREAS: a Joint Venture between Drake Construction, Inc. and KIC Construction, LLC submitted a responsible and responsive bid; and

WHEREAS: the Borough wishes to award a contract to the Joint Venture to supply material for the Road project.

NOW THEREFORE BE IT RESOLVED: the Northwest Arctic Borough Assembly hereby authorizes Mayor Lucy S. Nelson to negotiate and execute a construction service agreement in substantially the same form as accompanies this resolution with joint venture between Drake Construction, Inc. and KIC Construction, LLC for the purchase and delivery of Type C material for Cape Blossom Road construction in an amount up to \$5 million; and

BE IT FURTHER RESOLVED: the construction service agreement may be amended to provide for delivery of additional material if community and regional partners provide supplemental funding.

PASSED AND ADOPTED THIS 23rd DAY OF JULY 2019.



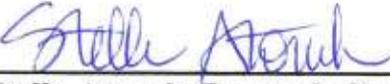
Nathan Hadley, Jr., Assembly President

PASSED AND APPROVED THIS 23rd DAY OF JULY 2019.



Lucy S. Nelson, Mayor

SIGNED AND ATTESTED TO THIS 23rd DAY OF JULY 2019.



Stella Atoruk, Borough Clerk

ATTEST:

