CITY OF HOMER
HOMER, ALASKA

City Manager/
Public Works Director

RESOLUTION 22-062

A RESOLUTION OF THE CITY COUNCIL OF HOMER, ALASKA
AWARDING A CONTRACT TO ARNO CONSTRUCTION IN THE NOT
TO EXCEED AMOUNT OF $60,868 FOR THE CONSTRUCTION OF
THE WEST FAIRVIEW AVENUE (ERIC LANE) PATH AND
AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE
THE APPROPRIATE DOCUMENTS.

WHEREAS, Ordinance 22-25 appropriated funds to establish the Non-motorized
Transportation Opportunity Program and Resolution 22-053 authorized a task order to Bishop
Engineering, LLC to design the West Fairview Avenue (Eric Lane) Path as part of that program; and

WHEREAS, A residential subdivision is currently being constructed around the
alignment of the West Fairview Avenue (Eric Lane); and

WHEREAS, Arno Construction is building the subdivision roads and utility lines in the
new subdivision; and

WHEREAS, HCC 3.16.060 allows an exception to the competitive bidding requirements
for “construction completion services”. HCC 3.16.060(f). The build-out of the W. Fairview
Avenue (Eric Lane) path constitutes “construction completion services” because the subject
path involves the expansion of an on-going road construction project where the developer’s
contractor is already engaged in the process of building a road and installing water/sewer
utilities; and

WHEREAS, HCC 3.16.110 allows the City is authorized to “procure supplies, services or
construction by competitive sealed proposals” if the “City Manager determines that use of
competitive sealed bidding is not practicable.” HCC 3.16.110(a). In the subject case, the City’s
competitive sealed bidding process was not practicable because the window of opportunity to
take advantage of the on-going construction project is short-lived. If we followed the
traditional competitive sealed bidding process, this opportunity would be lost; and

WHEREAS, Arno Construction submitted a quote of $60,868 for the work, which the City
has determined to be fair and reasonable because it would cost more to bring in another
contractor; and
NOW, THEREFORE, BE IT RESOLVED that the City Council of Homer, Alaska hereby awards the contract for the West Fairview Avenue (Eric Lane) Path to Arno Construction in the Not to Exceed amount of $60,868 and authorizes the City Manager to execute the appropriate documents.

PASSED AND ADOPTED by the Homer City Council on this 8th day of August, 2022.

CITY OF HOMER

KEN CASTNER, MAYOR

ATTEST:

MELISSA JACOBSEN, MMC, CITY CLERK

Fiscal Note: Ord 22-25 $60,686