

CITY OF DILLINGHAM, ALASKA

RESOLUTION NO. 2026-13

A RESOLUTION OF THE DILLINGHAM CITY COUNCIL AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDER NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH RESPEC COMPANY, LLC FOR THE AIRPORT WATERLINE EXTENSION PROJECT, INCREASING THE CONTRACT AMOUNT BY \$103,611.20 FOR A REVISED TOTAL NOT TO EXCEED \$998,997.30

WHEREAS, the City of Dillingham (City) identified the need to extend its potable water system to the Dillingham Municipal Airport and nearby properties whose groundwater has been contaminated by per- and polyfluoroalkyl substances (PFAS), to protect public health and provide safe drinking water to affected residents and airport users; and

WHEREAS, the Dillingham City Council adopted Resolution No. 2024-09 on February 1, 2024, and Resolution No. 2024-47 on November 7, 2024, authorizing application to the Alaska Drinking Water Fund (ADWF) and appropriating up to \$1,400,000.00 for design services related to the Airport Waterline Extension Project; and

WHEREAS, the City issued Request for Proposals No. 2025-02 (RFP 2025-02) for professional engineering design services for the Airport Waterline Extension Project, and following competitive evaluation, the selection committee identified RESPEC Company, LLC (RESPEC) as the highest-ranked proposer; and

WHEREAS, the Dillingham City Council adopted Resolution No. 2025-38 on November 6, 2025, authorizing the City Manager to award and execute a Phase 1 (35% design) professional services agreement with RESPEC for the Airport Waterline Extension Project in an amount not to exceed \$895,386.10; and

WHEREAS, the Agreement between the City of Dillingham and RESPEC Company, LLC became effective November 7, 2025, with a Phase 1 scope comprising a Design Analysis Report (DAR), 35% schematic design drawings and specifications, geotechnical investigation, environmental review, and alignment alternatives analysis; and

WHEREAS, RESPEC completed the Design Analysis Report in February 2026, and that report identified that the proposed waterline extension requires the construction of a new water storage tank and pump house at a site tentatively selected to ensure adequate pressure and flow to serve the airport and affected properties—infrastructure that was not yet fully defined at the time of original contract execution due to significant project unknowns acknowledged in Resolution 2025-38; and

WHEREAS, the Design Analysis Report further identified that the proposed waterline alignment must cross Kanakanak Road from the south side to the north side, a crossing condition not fully anticipated in the original geotechnical investigation scope, and that collection of additional geotechnical boring and PFAS analytical sample data is required

to confirm the suitability of both the Kanakanak Road crossing and the proposed water tank and pump house site; and

WHEREAS, RESPEC has prepared Change Order No. 1, dated March 2026, which details the following additional services required to complete Phase 1 of the project: (a) additional agency consultation deliverables necessitated by the expanded project scope; (b) three additional geotechnical soil borings—two borings to 30 feet below ground surface at the Kanakanak Road crossing and one boring to 100 feet below ground surface at the new water tank and pump house site—plus collection of two additional PFAS analytical soil samples; and (c) geotechnical analysis and a foundation engineering report addressing building pad and foundation design recommendations for the water tank and pump house site; and

WHEREAS, Change Order No. 1 increases the Phase 1 contract amount by \$103,611.20, consisting of \$94,192.00 in subcontract costs to Shannon & Wilson, Inc. for geotechnical and environmental field services and laboratory analysis, plus a 10% subconsultant markup of \$9,419.20, resulting in a revised Phase 1 contract total of \$998,997.30; and

WHEREAS, the revised Phase 1 contract total of \$998,997.30 remains within the \$1,400,000.00 design appropriation authorized by Resolutions 2024-09 and 2024-47, and no additional appropriation is required to fund Change Order No. 1; and

WHEREAS, the additional geotechnical and environmental services authorized by Change Order No. 1 are directly necessary for the responsible completion of Phase 1 design, are consistent with the terms of the Agreement and the standard of care for engineering services of this nature in Alaska, and are required by the Alaska Department of Environmental Conservation (ADEC) and the Alaska Drinking Water Fund program as a condition of project approval; and

WHEREAS, Article 1, Section 1.01(E) of the Agreement between the City and RESPEC provides that any change in the Work or Services shall be authorized in writing by a change order as determined by mutual acceptance, and the parties have negotiated Change Order No. 1 in accordance with that provision; and

WHEREAS, the City Council finds that approving Change Order No. 1 is in the public interest, advances the City's obligation to provide safe drinking water to residents affected by PFAS contamination, and is consistent with applicable procurement and contracting requirements;

NOW, THEREFORE, BE IT RESOLVED that the Dillingham City Council:

1. Authorizes the City Manager to approve and execute Change Order No. 1 to the professional services agreement with RESPEC Company, LLC for Phase 1 (35% design) of the Airport Waterline Extension Project, increasing the contract amount by \$103,611.20 for a revised Phase 1 total not to exceed \$998,997.30.

2. Finds that the additional geotechnical borings, PFAS analytical sampling, environmental agency consultation, and geotechnical foundation engineering analysis described in Change Order No. 1 constitute necessary and reasonable additional services arising from design development discoveries not fully foreseeable at the time of original contract execution, and are required to responsibly complete Phase 1 of the Project.
3. Confirms that the revised Phase 1 contract total of \$998,997.30 is within the design appropriation authorized by Resolution No. 2024-47, and directs the Finance Director to confirm available appropriations prior to execution.
4. Clarifies that this authorization applies solely to the additional Phase 1 services described in Change Order No. 1 and does not constitute authorization for subsequent design phases (65%, 95%, or Issued for Construction) or construction administration, which shall each require separate Council action.
5. Directs the City Manager to provide the Council with updates on Phase 1 progress, including the results of the additional geotechnical and environmental investigation, upon completion of the Design Analysis Report and 35% schematic design documents.

PASSED and ADOPTED by a duly constituted quorum of the Dillingham City Council on April 16, 2026.

ATTEST:

Alice Ruby, Mayor
[SEAL]

Abigail Flynn, City Clerk