



**CITY OF KOTZEBUE
RESOLUTION NO. 24-79**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KOTZEBUE AUTHORIZING THE CITY MANAGER OR HER DESIGNEE *POST HOC, ERGO PROPTER HOC*, TO FINALIZE AND EXECUTE THE APPROPRIATE CONTRACT DOCUMENTS /AGREEMENT WITH THE SUCCESSFUL, RESPONSIBLE BIDDER(S) TO THE CITY'S RFP FOR A DESIGN/BUILD PROPOSAL FOR THE WATER TREATMENT PLANT FILTRATION SYSTEM UPGRADE DESIGN/BUILD PROPOSAL AS SET FORTH HEREIN.

WHEREAS, the City of Kotzebue issued an RFP for a design/build proposal for the water treatment plant filtration system upgrade with a closing date/time of 5:00pm AKST on Monday, December 2, 2024, for the submittal/response to the RFP and an evaluation committee review on Friday, December 6, 2024, in order to expedite this much needed public health improvement, if possible, before the late winter/early spring manganese episodic return;

WHEREAS, the only response to the RFP received as of 5:00pm AKST on Monday, December 2, 2024, came from Drake/DOWL as set forth in Exhibit A attached hereto and incorporated by reference herein; and,

WHEREAS, the evaluation committee as set forth in the RFP will meet on Friday, December 6, 2024, to review and evaluate the submittal/response from Drake/DOWL using the criteria set forth in the RFP and determine if the Drake/DOWL submittal/response is responsive and in the best interest of the City of Kotzebue and make a recommendation to the City Manager whether or not to finalize and execute the appropriate contract documents/agreement with Drake/DOWL.

//
//

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Kotzebue authorizes the City Manager or her designee to *post hoc, ergo propter hoc*, after advice and consultation with the City Attorney, Planning Director and Public Works Director and only after a favorable recommendation from the evaluation committee to finalize and execute the appropriate contract documents/agreement with Drake/DOWL for the Water Treatment Plant Filtration System Upgrade Design/Build Project as set forth in the Drake/DOWL submittal/response attached hereto as Exhibit A.

PASSED AND APPROVED by a duly constituted quorum of the City Council of the City of Kotzebue, Alaska, this 5th day of December, 2024.

CITY OF KOTZEBUE

Derek Haviland-Lie, Mayor

[SEAL]

ATTEST:

Paeton Schaeffer, City Clerk

Attachment: Exhibit A – Drake/DOWL Submittal/Response to RFP [29 pages]

[Note: the Latin phrase *post hoc, ergo propter hoc* as used herein has the legal meaning “after this [Resolution], therefore because of this [Resolution].”]