

Presented by: The Manager
Introduced: 06/28/2010
Drafted by: J.W. Hartle

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 2537

A Resolution Requesting the Assumption of State of Alaska, Department of Transportation and Public Facilities' Responsibilities Related to Planning, Preliminary Design, and Permitting of an Extension to the North Douglas Highway.

WHEREAS, on December 1, 2009, the Assembly directed the Manager to pursue renewal of an expired Memorandum of Agreement (MOA) with Goldbelt, Inc., for the extension of the North Douglas Highway, which identified points of agreement and responsibility; and

WHEREAS, on April 7, 2010, the Manager executed an amended MOA with Goldbelt, Inc., for the extension of the North Douglas Highway; and

WHEREAS, the Alaska State Legislature approved a public works project in the amount of \$2,900,000 to be utilized for dredging Gastineau Channel, an EIS for the North Douglas Crossing, and an extension to the North Douglas Highway; and

WHEREAS, the City and Borough requests, by way of this resolution of the Assembly, assumption of State of Alaska, Department of Transportation and Public Facilities' (DOT&PF) responsibilities related to planning, preliminary design, and permitting of an extension to the North Douglas Highway, located within the borough boundary, which would otherwise be constructed in the manner provided in AS 35.15.010; and

WHEREAS, upon receipt of this resolution, it is anticipated that DOT&PF will provide by agreement the transfer to, and assumption by, CBJ the responsibilities related to the planning, preliminary design, and permitting of an extension to the North Douglas Highway; and

WHEREAS, subject to an agreement with DOT&PF for this public works project, CBJ will comply with all state and federal laws, procedures, and regulations related to the construction of a Very Low-Volume Local Road, as defined by the American Association of State Highway and Transportation Officials, that will be owned and maintained by CBJ and open to the public; and

WHEREAS, the provisions of Alaska Statute, Title 35, governing planning, design, and construction of public works by DOT&PF, and regulations adopted under the provisions, govern the administration of projects assumed by CBJ under AS 35.15.080, and supersede any conflicting provisions of CBJ ordinance or charter; and

WHEREAS, it is the general policy of the State of Alaska to require the construction of all public works under bid contract in accordance with AS 36.30 (State Procurement Code); and

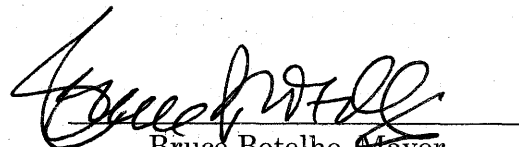
WHEREAS, in the next legislative session, CBJ intends to seek amendment to the title of the legislative appropriation to identify funding for the construction of the North Douglas Highway extension project only, and an appropriation of the remaining funding to a grant from the Department of Commerce.

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

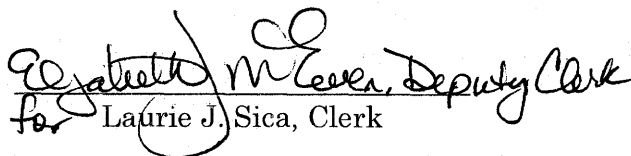
Section 1. That the City and Borough of Juneau formally requests assumption of State of Alaska, Department of Transportation and Public Facilities' responsibilities related to planning, preliminary design, and permitting of an extension to the North Douglas Highway, located within the borough boundary, which would otherwise be constructed in the manner provided in AS 35.15.010.

Section 2. Effective Date. This resolution shall be effective immediately upon adoption.

Adopted this 28th day of June, 2010.


Bruce Botelho, Mayor

Attest:


for Laurie J. Sica, Clerk