

**NORTH SLOPE BOROUGH
RESOLUTION SERIAL NO. 68-2024**

**A RESOLUTION WAIVING COMPETITIVE BIDDING
AND AUTHORIZING THE MAYOR TO NEGOTIATE
AND EXECUTE A CONTRACT WITH ASRC ENERGY
REMEDICATION SOLUTIONS, LLC, FOR THE
DISPOSAL OF CONTAMINATED SOILS, CIP
PROJECT NO. 06-206**

WHEREAS, the North Slope Borough (Borough) advertised and awarded Contract No. 2023-122 to UIC Construction, LLC in an amount not-to-exceed \$8,385,810 for site remediation, backfill, and pile installations for the Harold Kaveolook K-12 Replacement School – Site Work and Foundation Installation Project (Harold Kaveolook School Project) in Kaktovik, Alaska, the contract which has since been upfunded by \$419,385 through change orders to expand the scope of work; and

WHEREAS, during the remediation portion of the project, 1,504 super sacks of Petroleum, Oils, and Lubricant (POL) contaminated soils were contained and transported to Prudhoe Bay, Alaska, in preparation for acceptance at Oxbow Landfill; and

WHEREAS, prior to the start of the Harold Kaveolook School Project, the Borough anticipated disposing of the contaminated soils from the site remediation effort into the Oxbow Landfill; and

WHEREAS, after start of work for the project, the Borough determined that the level of contaminated soils exceeded the acceptance limits of Oxbow Landfill, and that the contaminated soils would need to be removed from the UIC pad in Deadhorse, Alaska, where said soils had been stockpiled; and

WHEREAS, ASRC Energy Remediation Solutions, LLC (AERS) has received and reviewed analytical results for the 1,504 super sacks in Deadhorse to develop a work plan to dispose of the contaminated material that are currently stockpiled to facilitate its disposal during the 2024 season, as super sack containment will be at risk of failure if overwintered; and

WHEREAS, AERS has proposed to transport the material to a local grind and inject (G&I) facility for disposal in a Class 1 well, and obtain the necessary Alaska Department of Environmental Conservation approvals to begin the work, rather than transport the material over 500 miles to an alternate landfill; and

WHEREAS, the North Slope Borough Municipal Code § 2.36.180(A)(1)(f) & § 2.36.180(A)(2) allow for the Mayor and the Assembly to waive competitive bidding upon approval by Assembly Resolution when it is in the best interest of the Borough for supplies, materials, equipment or services when there are unforeseen conditions and the time required for competitive bidding will produce delays in an ongoing project, the costs of which will outweigh any potential advantage that might be produced by competitive bidding.

NOW, THEREFORE, BE IT RESOLVED THAT:

The North Slope Borough Assembly authorizes the Mayor to negotiate and execute a Contract with ASRC Energy Remediation Solutions, LLC for the disposal of the contaminated soils from the Harold Kaveolook K-12 Replacement School – Site Work and Foundation Installation Project, in an amount not to exceed \$750,000, CIP Project No. 06-206.

INTRODUCED: _____

ADOPTED: _____

Crawford A. Patkotak, President

Date: _____

ATTEST:

Sheila Burke, Borough Clerk

Date: _____

Josiah A. Patkotak, Mayor

Date: _____