



# AGC of Alaska

# NEWSLETTER

Volume 18, Issue 06

June 1, 2015

## It's Time to Golf!!!

The AGC Annual Golf Tournament is taking place this year in Anchorage on June 19<sup>th</sup> at Moose Run Golf Course and in Fairbanks on July 10<sup>th</sup> at the Chena Bend Golf Course and we would like your support. Here are some ways for your company to get involved:

1. **Sponsor** the Golf Tournament. Sponsorships that are currently available in Anchorage & Fairbanks include:

### **Anchorage Sponsorships**

- Cart Sponsors (your name on 4 golf carts) for \$250
- Closest to the Pin for \$500
- Education Fund for \$500
- Food Sponsor for \$500
- Cash donation for goodie bag prizes for \$250

### **Fairbanks Sponsorships**

- Breakfast for \$1000
- Beverage Cart for \$500
- Kickoff Party for \$1000
- Green & Tees - \$250 or \$400 for both
- Education Fund \$500
- Silent Auction Donations

2. **Volunteer** to help out during the tournament. Do you have a staff member who could help out at the Golf Course either hole watching or participating at one of the activities we'll have on the course?

3. **Donate Door Prizes.** We love to give our golfers door prizes. So if you have something you'd like to donate, or put into our golf goody bag (180), please drop it by the AGC **Anchorage** or **Fairbanks** office or call for a pickup.

4. **GOLF! SOLD OUT in Anchorage!** Want to be put on the wait list for Anchorage? Then you still need to register. [Click here to download the Anchorage Golf Registration Form.](#)

Want to support the **Fairbanks Golf Tournament**, [click here to download the Fairbanks Golf Registration & Sponsorship Form.](#) For more information, please email [kimberley@agcak.org](mailto:kimberley@agcak.org) in Anchorage or [Tina@agcak.org](mailto:Tina@agcak.org) in Fairbanks.

## AGC 2015 FREE Lunch & Learn

**June 9<sup>th</sup>**

11:45 am to 1:15 pm

### Permitting Summary

Which state and federal permits might be required for your upcoming construction project? How early should you apply for the permits? What sorts of permit conditions can you expect? Join Amy Ostman and Paul McLarnon, senior permitters at HDR, Inc., for a lunchtime presentation on common Alaska construction permits and compliance requirements. [Click here to add this event to your outlook calendar.](#) Please RSVP early (so we know how much lunch to make) to [Kimberley@agcak.org](mailto:Kimberley@agcak.org).

## LEGAL BITES & BAGELS

Join us on **June 11 at 7:30 am** at the Anchorage AGC office to hear **Traeger Machtetanz**, Davis Wright Tremaine, LLP talk about **Things You May Want to Remember for the Summer Construction Season. A checklist of things that really matter if the project goes badly.** RSVP at [kimberley@agcak.org](mailto:kimberley@agcak.org). (Available in Fairbanks via video conferencing.)

## AGC of Alaska Hard Hat Award Nomination Form

The Hard Hat Award is AGC of Alaska's most prestigious award and was originally established by the Chapter to recognize an individual who has demonstrated outstanding contributions to the Alaska construction industry. This award, now in its 51<sup>st</sup> year, will be given out at the annual AGC conference in November.

Nominations should be sent to the AGC Anchorage office at 8005 Schoon St., Anchorage, Alaska 99518, or faxed to (907) 562-6118 Attn: Hard Hat Committee and received no later than **July 31, 2015.** [Click here for the PDF version](#), and [click here for the Word version](#) of the registration form. [Click here for a list of previous Hard Hat Winners.](#) For more information, please contact **Kimberley Gray** at 561-5354 or [kimberley@agcak.org](mailto:kimberley@agcak.org).

# **University Avenue Rehabilitation & Widening Contracting Opportunity -- CMGC**

*State of Alaska Project No. 63213, Federal Project No. 0617(003)*

General contractors, subcontractors and specialty contractors are invited to attend an information session on an upcoming Alaska Department of Transportation and Public Facilities (ADOT&PF) contracting opportunity.

ADOT&PF is planning to rehabilitate and widen University Avenue in Fairbanks. This project on University Avenue, extends from Mitchell Expressway to Thomas Street and is anticipated to be constructed in two phases. Segment 1 begins at Thomas Street and ends just south of the Chena River and includes the Chena River Bridge crossing. Segment 2 is from the Chena River to the Mitchell Expressway. The ADOT&PF estimates the project cost between \$35 and \$50 million.

The purpose of the project is to:

- Improve safety for motorists
- Improve safety for pedestrians and bicyclists
- Provide efficient movement of traffic
- Replace deficient facilities

The need for the project is clear because University Avenue is the major north-south transportation corridor on the west side of Fairbanks. Major intersections on University Avenue include (from south to north) the Mitchell Expressway, Airport Way, Geist Road/Johansen Expressway and Alumni Drive/College Road. Land use continues to change from residential and undeveloped property to commercial uses.

Proposed improvements include:

- Widen University Avenue to include a raised center median;
- Add left turn lanes at non-signalized intersections;
- Expand University Avenue's intersections with Geist Road/Johansen Expressway and Airport Way;
- Replace the structurally deficient Chena River Bridge;
- Add 4.5-foot shoulders to be designated as bike lanes;
- Expand sidewalks to include an 8-foot sidewalk on the west side of University Avenue and a 5-foot sidewalk on the east side;
- Relocate driveway access to side streets; and
- Side street improvements for Geraghty Avenue and Halvorson Road to accommodate access changes.

The project presents many challenges including acquisition of property, relocation of utilities, and replacement of a bridge on a busy transportation corridor. In order to develop the final design with the most innovation and plan the construction to optimize efficiencies and cost savings, ADOT&PF is using an innovative procurement method called Construction Manager/General Contractor (CMGC). Come learn more about this procurement method and how your firm can prepare for the solicitation, expected to be released in mid-July 2015.

## **Contractor Outreach Forums**

- **Fairbanks Meeting**

When: Wednesday, June 24, 2015, 1:30 to 3:30 p.m.

Where: AGC Fairbanks Training Room, 3750 Bonita Street, Fairbanks

- **Anchorage Meeting**

When: Thursday, June 25, 2015, 1:30 to 3:30 p.m.

Where: Associated General Contractors, 8005 Schoon Street, Anchorage



## **For more information**

- **Visit the project website and view preliminary plans:** [dot.alaska.gov/nreg/university](http://dot.alaska.gov/nreg/university)

- **Or contact the Project Manager:**

Project Manager, ADOT&PF, Northern Region

2301 Peger Road, Fairbanks, AK 99709-5316

Sarah Schacher, P.E., Engineering Manager

Tel: 907-451-5361 | E-mail: [sarah.schacher@alaska.gov](mailto:sarah.schacher@alaska.gov) | Fax: 907-451-5126 | TDD: 907-451-2363

# Upcoming Member News & Events

## Contractors' Best Practices: Leveraging ERP, Current Technologies, & BIM

Join Cassell Consulting for a Lunch & Learn on Wednesday, June 24<sup>th</sup> from 8:30 am to 1:00 pm. Gain new insights on the most current technologies including ERP, Project Management, BIM, & Scheduling. Guest speakers: Barry Cassell, Cassell Consulting and Shane Kirkpatrick, Viewpoint Construction Software. Lunch will be provided so show up hungry! Space is limited so please [register now](#) to confirm your attendance. Questions? Contact us at [info@cassellconsulting.com](mailto:info@cassellconsulting.com). We look forward to seeing you there!



## Yukon Equipment, Inc 2015 Customer Appreciation Days

Yukon Equipment, Inc. invites you to join them for their 2015 Customer Appreciation Days.

11:00 a.m. to 2:00 p.m.

**July 7 – Wasilla**

450 E. Railroad Ave. – 907-376-1541

**July 8 – Anchorage**

2020 East 3<sup>rd</sup> Ave. – 907-277-1541

**July 9 – Fairbanks**

3511 International Street – 907-457-1541

## Teacher of Excellence previous Teacher Industry Externship (TIE) program participant

Congratulations from AGC to Amy Brown, a math teacher at Hutchison High School. Last year Amy participated in the Teacher Industry Externship (TIE) program where she visited several AGC members in Fairbanks to learn how math is used in 'real life settings.' This spring Amy was named a BP Teacher of Excellence in 2015.

The Teacher of Excellence award recognizes teachers in Alaska who have made outstanding contributions to education and their communities. Those of us that had the pleasure of meeting Amy last year as she visited with contractors know they made a terrific choice. Teachers of Excellence receive a \$500 gift card and matching grant to their school and a \$1,500 scholarship to put toward continuing education.

## AMERICAN FAST FREIGHT, INC. (AFF) ACQUIRES CARIBBEAN SHIPPING SERVICES, INC.

American Fast Freight, Inc. (AFF) announced that it acquired Caribbean Shipping Services, Inc. (Caribbean Shipping). Caribbean Shipping is based in Jacksonville, Florida and is a leading cold chain provider. Caribbean Shipping operates primarily in the Puerto Rico market specializing in refrigerated freight forwarding.

"This acquisition is a great stride forward for AFF," said company President and CEO, Kevin Kelly. "We are extremely excited about adding Caribbean Shipping Services to our family of companies and are pleased about the further services and reliability we will be able to offer our customers in Puerto Rico and the Caribbean."

## Red Cross Seward Cruise

Mark your calendar to join the **Red Cross Seward Cruise** on Saturday, June 13, 2015. They are fortunate to have the cruise, dinner and bus ride donated so **100%** of the proceeds will go to helping Alaska residents in need! **This is a win/win!!** Your ticket donations will go to help the **Red Cross** AND you get to go on an amazing wildlife cruise. Are you from Alaska? Think you have seen it all? Have guests visiting from outside and want to show them the beauty of Alaska? Also on board will be the Red Cross Crew and I'm not going to lie, they are a fun group of people only made better when you join them! **Can't make it that day but would like to help out? You can sponsor tickets for Red Cross Volunteers to attend? [Want more information, click here to download the flyer or to RSVP.](#)**

## ANNIVERSARIES GENERAL

ALASKA COMMERCIAL CONSTRUCTION - 10

## SPECIALTY

ANCHORAGE ROOFING & CONTRACTING, INC. - 35  
CIRCLE PLUMBING & HEATING, INC. - 34  
DENALI MECHANICAL, INC. - 32  
SALCHA ELECTRIC, INC. - 28  
BUSH CONSTRUCTION SURVEYS, INC. - 20  
GRASLE AND ASSOCIATES, INC. - 13  
TILLY & COMPANY, LTD. - 10  
GOLDEN ALASKA EXCAVATING - 6  
GCI - INDUSTRIAL TELECOM GROUP - 5  
ALASKA CONCRETE SAWING, INC. - 3  
AMCON, LLC - 2  
TANGENT & TAPER CONSTRUCTION - 1

## ASSOCIATES

FIRST NATIONAL BANK ALASKA - 66  
SPENARD BUILDERS SUPPLY - 46  
GCR TIRES & SERVICE - 39  
MARSHALL & SULLIVAN, INC. - 28  
INDUSTRIAL INSTRUMENT SERVICE, INC. - 24  
HORIZON LINES OF ALASKA, LLC - 20  
BDO USA, LLP. - 20  
3M ALASKA - 12  
ABC, INC. - 6  
PROPEL INSURANCE - 6  
CITY OF KWETHLUK - 3  
PACIFIC ALASKA LUMBER COMPANY, LLC - 3

## NEW MEMBERS GENERAL

### Facility Contractors, LLC

David Roemhildt  
PO Box 2034  
Cordova, Alaska 99574  
Phone: 907-424-7765  
Fax: 907-424-7768

[david@facilitycontractors.com](mailto:david@facilitycontractors.com)

*Vertical Construction*

## ASSOCIATE

### Peppercini's Deli & Catering

Taylor Morrison – General Manager  
3901 Old Seward Highway  
Anchorage, AK 99503  
Phone – 907-279-3354  
Fax – 907-279-3353  
[Taylor@alaskadeli.com](mailto:Taylor@alaskadeli.com)

## NEW MEMBERS ASSOCIATE – Continued

### Victaulic Company

Derek Bradish – Alaska Sales Rep.  
Scott Smith – Alaska Sales Rep.  
495 Panorama Drive  
Fairbanks, AK 99712+1331  
Phone: 907-347-8276 – Derek  
[Derek.bradish@victaulic.com](mailto:Derek.bradish@victaulic.com)  
[Scott.smith@victaulic.com](mailto:Scott.smith@victaulic.com)

*Education, training & product support*

## June Legal Tip

### Pay Attention to the Details

By Bryan A. Kelley, Esq. of Oles Morrison Rinker & Baker LLP

Ideally, construction contracts place dispute resolution proceedings in the city/county where the project is. It makes sense; the parties already showed a willingness to travel to the project site for business, most witnesses (especially labor) live nearby, experts can more easily inspect the site, and an arbitrator, judge or jury already may know the project and can more readily envision it.

A cruel reality is that familiarity (or unfamiliarity) with local practices and arbitrator, judge or jury pools goes far in influencing a case. And subject an opponent to the stress and cost of travel and multiple sets of lawyers, and it's easy to see how creating a fear of being "hometowned" can lead to advantage.

This issue generally is determined in a contract's venue clause, which in Alaska (as most everywhere) is enforced absent rare circumstances. To be overcome, a venue clause must be so unreasonable or unjust as to deprive one of its day in court, result from fraud or coercion, or there must be an independent and overriding basis for suit elsewhere, such as a federal statute.

Make it part of your standard contract review process to seek out the venue clause, particularly for standard-form supply contracts, purchase orders, or general conditions – they typically favor the drafter's hometown. Propose the project location as a compromise. Ignore a venue clause at your peril. You may like Kansas City or Milwaukee, but never wanted to pay to experience the court systems there. If your contract requires it, don't be surprised when your lawyer says "pack your bags."

*Mr. Kelley is a partner in the Construction Practice Group at the law firm of Oles Morrison Rinker & Baker LLP. He is admitted to practice in Alaska, Washington and California.*