

CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY

Resolution No. 2022- 02

A Resolution Authorizing the Acquisition of (1) Fire Department Ambulance Unit as a “Special Purchase”

WHEREAS, the Board of Public Works and Safety (“Board”) of the City of Hobart, Indiana (“City”) is the purchasing agency for the City pursuant to §31.004(A) of the Municipal Code of the City of Hobart enacted pursuant to the authority of I.C. §5-22-4-5(a); and

WHEREAS, the Board, as the City’s purchasing agency, has all of the powers and duties authorized under I.C. §5-22; and

WHEREAS, the Board has been informed that the Fire Department (“Department”) of the City that it is in need of a replacement Braun Chief XL on a 2022 or 2023 Ford F-550 4 x 4 chassis due to excessive wear and tear on the current fleet causing increased maintenance costs and unreliability and a likelihood of one ambulance becoming unserviceable in the near future;

WHEREAS, a conventional solicitation for sealed bids is not feasible since a thirty to forty-five day period is required to conduct such a bid, and because the DPW is not in a position to secure the purchase of the units at a later date as the lead time for the availability of the needed units is approximately one year (2022) and to prolong the commitment to purchase could more than double the lead time for the City’s access to the needed units from 2023 to 2024; and

WHEREAS, the Department of Public Works engaged in a search for the availability of the needed ambulance. As part of this effort, the DPW obtained a quote through HGACBuy, an intergovernmental organization organized under Texas law which negotiates and competitively bids contracts for the supply of vehicles and equipment available to governmental agencies throughout the United States. HGACBuy is a cooperative purchasing organization pursuant to I.C. §5-22-4-7. The organization is the purchasing agency for a governmental body with respect to the purchases made for the governmental body by the cooperative purchasing organization. An individual designated by the cooperative purchasing organization is a purchasing agent for the governmental body with respect to the purchases made for the governmental body by the cooperative purchasing organization. Under Indiana law, purchasing through such entities as HGACBuy presents a purchasing governmental entity with a unique opportunity to obtain supplies or services at a substantial savings to the governmental body, obviating the need for a competitive bid pursuant to I.C. §5-22-10-5, and also because the market structure is based on price but the governmental body is able to receive a dollar or percentage discount off the established price pursuant to I.C. §5-22-10-12, and

WHEREAS, HGACBuy quoted the following units and price through its Indiana Vendor, Vendor No. 0108525309 and HGACBuy Contract No. AM-10-20, Penn Care Inc. of Niles, Ohio:

One (1) Braun Chief XL on a 2022 or 2023 Ford F-550 4 x 4 Chassis Purchase
Price \$317,764.00 Less FORD FIN Rebate of \$3,100.00 for a Final Purchase

47 Price of \$314,664.00. Payment Due on Delivery and Acceptance, FOB Hobart,
48 Indiana
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51 WHEREAS, the Department has requested that the Board authorize the immediate
52 purchase of the Ambulance identified above, which will be available to the City in Fall of 2023,
53 and the Board through this resolution, desires to authorize said immediate commitment to
54 purchase; and
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56 WHEREAS, under the foregoing circumstances, the Board has been advised that
57 acquisition of the quoted vehicle also constitutes a “special purchase” pursuant to I.C. §5-22-10-
58 9 in that purchase of the required equipment under another purchasing method would seriously
59 impair the functioning of the using agency; and
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61 WHEREAS, the Board, having obtained the foregoing information, and desiring to
62 authorize said special purchase now makes the following findings of fact, enters the orders
63 below, and desires to spread same upon the public record.
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65 THEREFORE, BE IT RESOLVED by the Board of Public Works and Safety of the City
66 of Hobart, Indiana, that:
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68 1. The Board now finds and determines that all facts stated in the above prefatory
69 paragraphs of this Resolution are true.
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71 2. The Board further finds and concludes that the acquisition of the ambulance
72 described above under the terms set forth herein constitutes a “special purchase” pursuant to I.C.
73 §5-22-10-9 in that purchase of the required equipment under another purchasing method article
74 would seriously impair the functioning of the DPW. In addition, the Board determines that the
75 proposed purchase constitutes a unique opportunity to obtain supplies or services at a substantial
76 savings to the City pursuant to I.C. §5-22-10-5. Accordingly, such vehicle may be purchased
77 without soliciting bids or proposals pursuant to the meaning and intent of I.C. §5-22-10-1.
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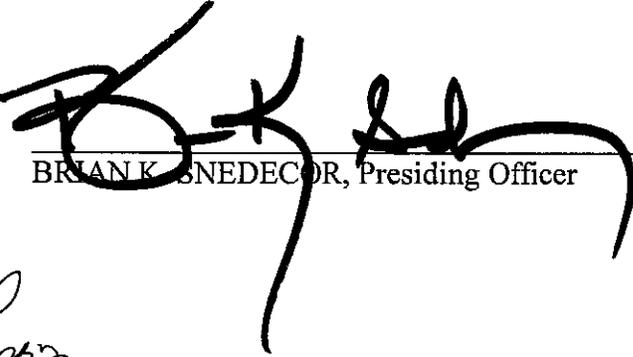
79 3. Based on the foregoing findings, the Board now orders and directs that One (1)
80 Braun Chief XL on a 2022 or 2023 Ford F-550 4 x 4 Chassis Purchase Price \$317,764.00 Less
81 FORD FIN Rebate of \$3,100.00 be purchased at the prices stated above totaling a Final Purchase
82 Price of \$314,664.00, Payment Due on Delivery and Acceptance, FOB Hobart, Indiana; and
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84 4. Further, the Board authorizes the Executive and Clerk-Treasurer to execute and
85 deliver all documents necessary for the immediate acquisition of said vehicle and equipment
86 upon the terms stated above.
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88 5. The Board directs the officials of the City to document said transaction in the
89 manner required by law. In particular, pursuant to the provisions of I.C. §5-22-10 the staff of the
90 Clerk-Treasurer shall maintain all pertinent contract records for the special purchase authorized
91 by this Resolution in a separate file. This Resolution, and the findings and conclusions stated
92 therein, shall constitute the written determination of the purchasing agency of the City for this

93 special purchase and the selection of a particular supplier. In addition, the acquisition authorized
94 herein shall be included in the City's record listing of all contracts made as special purchases
95 under I.C. §5-22-10 for a minimum of five (5) years. Such record must contain each contractor's
96 name, the amount and type of each contract, and a description of the equipment purchased under
97 each.

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99 ALL OF WHICH IS ADOPTED as the Resolution of the City of Hobart Board of Public
100 Works & Safety on this 2nd day of ^{February} ~~February~~, 2022.

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107 BRIAN K. SNEDECOR, Presiding Officer

108 ATTEST:
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112 DEBORAH A. LONGER, Clerk-Treasurer

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