

CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY

Resolution No. 2023-01

A Resolution Authorizing the Acquisition of Freestanding Custom Playground Equipment and Installation Materials for Two to Five Year Olds and Five to Twelve Year Olds by the City of Hobart for a Destination Park 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 the powers and duties authorized under I.C. §5-22; and

WHEREAS, the City of Hobart is committed to meeting the standards set forth by the United States National Park Service which recommends a walkable destination playground within ten (10) minutes of residential developments; and

WHEREAS, the City Pool, located at 825 W 10th St, Hobart, IN, is near residential districts and is a destination park within the City, however there is no playground equipment available for families with children to engage in outdoor recreation; and

WHEREAS, the Board has been informed by the City of Hobart Department of Parks and Recreation (“DPR”) that it requires the acquisition of playground equipment for this destination park, to provide a walkable park for residents within the vicinity of the City Pool and throughout the City; and

WHEREAS, the DPR engaged in a search for the availability of the needed design, installation materials and equipment to provide freestanding playground equipment suitable for children between the ages Two to Five years old and Five to Twelve years old. As part of this effort, the Board obtained a quote through Land Structures Inc., which is a Sourcewell awarded vendor under Sourcewell Contract No. 010521-LSI. Sourcewell is an intergovernmental organization organized under Minnesota law which negotiates and competitively bids contracts for the supply of vehicles and equipment available to governmental agencies throughout the United States. Sourcewell 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 Sourcewell 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

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48 WHEREAS, Sourcewell quoted the following units and price through its vendor,
49 Landscape Structures Inc., located at 601 7th Street South, Delano, MN 55328:
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51 Materials and Installation of Surfacing for Playground Equipment, Sourcewell Contract
52 No. 010521-LSI, Purchase Price \$387,488.00. Payment due on delivery and acceptance,
53 FOB, Hobart, Indiana, and
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55 Custom Playground Equipment (2 – 5 year old and 5 – 12 year old freestanding items and
56 mound play, Custom Design HB22HOB4), Purchase Price \$488,714.00. Payment due on
57 delivery and acceptance, FOB, Hobart, Indiana, and
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59 WHEREAS, the DPR has requested that the Board authorize the immediate purchase of
60 the said playground equipment from Landscape Structures Inc., which will be available to the
61 City by the Fall of 2023, and the Board through this resolution, desires to authorize said
62 immediate commitment to purchase; and
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64 WHEREAS, the Board, having obtained the foregoing information, and desiring to
65 authorize said special purchase now makes the following findings of fact, enters the orders
66 below, and desires to spread same upon the public record.
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68 THEREFORE, BE IT RESOLVED by the Board of Public Works and Safety of the City
69 of Hobart, Indiana, that:
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71 1. The Board now finds and determines that all facts stated in the above prefatory
72 paragraphs of this Resolution are true.
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74 2. The Board further finds that the proposed purchase constitutes a unique
75 opportunity to obtain supplies or services at a substantial savings to the City pursuant to I.C. §5-
76 22-10-5 and I.C. §5-22-10-12. Accordingly, such playground equipment for the destination park
77 located at 825 W. 10th Street, Hobart, IN may be purchased without soliciting bids or proposals
78 pursuant to the meaning and intent of I.C. §5-22-10-1.
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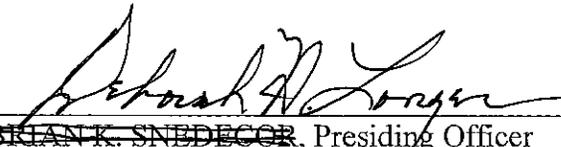
80 3. Based on the foregoing findings, the Board now orders and directs that the
81 materials needed for the surfacing of the Playground Equipment, Sourcewell Contract No.
82 010521-LSI, Purchase Price \$387,488.00 and the Custom Playground Equipment (2 – 5 year old
83 and 5 – 12 year old freestanding items and mound play, Custom Design HB22HOB4), Purchase
84 Price \$488,714.00, be purchased at the prices stated above totaling \$876,202.00.
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86 4. Further, the Board authorizes the Executive and Clerk-Treasurer to execute and
87 deliver all documents necessary for the immediate acquisition of said materials and equipment
88 upon the terms stated above.
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90 5. The Board directs the officials of the City to document said transaction in the
91 manner required by law. In particular, pursuant to the provisions of I.C. §5-22-10 the staff of the
92 Clerk-Treasurer shall maintain all pertinent contract records for the special purchase authorized

93 by this Resolution in a separate file. This Resolution, and the findings and conclusions stated
94 therein, shall constitute the written determination of the purchasing agency of the City for this
95 special purchase and the selection of a particular supplier. In addition, the acquisition authorized
96 herein shall be included in the City's record listing of all contracts made as special purchases
97 under I.C. §5-22-10 for a minimum of five (5) years. Such record must contain each contractor's
98 name, the amount and type of each contract, and a description of the equipment purchased under
99 each.

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101 ALL OF WHICH IS ADOPTED as the Resolution of the City of Hobart Board of Public
102 Works & Safety on this 15th day of February, 2023.
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109 ~~BRIAN K. SNEDECOR~~, Presiding Officer

110 ATTEST:

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114 ~~DEBORAH A. LONGER~~, Clerk-Treasurer
115 Alyson McDonald, Admin. Asst.