

CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY

Resolution No. 2024-01

A Resolution Authorizing the Acquisition of "Special Purchase" of a Petersen HL3 Hook Lift Mount for an existing truck in the City Fleet

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 by the Department of Public Works ("Department") that it requires the urgent acquisition of a Petersen HL3 Lift Mount and currently has a surplus automated refuse truck that has been accepted as a trade in for a discounted price on the needed Petersen HL3 Lift Mount which capabilities include, but are not limited to, loading large items such as tree trunks, bulk items for trash, and brush piles; and

WHEREAS, the City of Hobart is committed to its provision clearing and loading various items as needed throughout the City, including the need for adequate removal of debris; and

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 the seasonal debris removal needs of the City require immediate attention; and

WHEREAS, the Department of Public Works engaged in a search for the availability of the needed Petersen HL3 Hook Lift Mount. As part of this effort, the Department obtained a quote through Sourcewell, 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

WHEREAS, Sourcewell, currently has the needed unit for immediate delivery, quoted the following unit and price through its Member Number **43085**, Best Equipment Company, Inc. of

46 Indianapolis, Indiana under Sourcewell **Contract No.** payment due #40621-PII on delivery and
 47 acceptance, FOB, Hobart, Indiana:
 48
 49

50 Specifications as follows (extended price):

51	Loader	15,218.60
52	8.0 Dump Body	9,845.19
53	NI-EQP Misc	6,252.40
54	NI-EQP Misc	15,141.00
55		
56	Delivery	3,089.00
57		
58	Purchase Price:	\$149,546.19
59		

60 WHEREAS, the Department of Public Works has negotiated an agreement for a trade-in
 61 of the surplus equipment, an automated refuse truck, in the amount of Sixty-Five Thousand
 62 Dollars (\$65,000.00) which will lower the **total purchase price to Eighty-Four Thousand Five**
 63 **Hundred and Forty-Six Dollars and Nineteen Cents (\$84,546.19).**
 64

65 WHEREAS, the Department of Public Works has requested that the Board authorize
 66 immediately the commitment to purchase the identified above of a Petersen HL3 Hook Lift
 67 Mount, which will be available to the City immediately, and the Board through this resolution,
 68 desires to authorize said immediate commitment to purchase; and
 69

70 WHEREAS, under the foregoing circumstances, the Board has been advised that
 71 acquisition of the quoted equipment also constitutes a “special purchase” pursuant to I.C. §5-22-
 72 10-9 in that purchase of the required equipment under another purchasing method would
 73 seriously impair the functioning of the using agency; and
 74

75 WHEREAS, the Board, having obtained the foregoing information, and desiring to
 76 authorize said special purchase now makes the following findings of fact, enters the orders
 77 below, and desires to spread same upon the public record.
 78

79 THEREFORE, BE IT RESOLVED by the Board of Public Works and Safety of the City
 80 of Hobart, Indiana, that:

81
 82 1. The Board now finds and determines that all facts stated in the above prefatory
 83 paragraphs of this Resolution are true.
 84

85 2. The Board further finds and concludes that the acquisition of the Petersen HL3
 86 Hook Lift Mount described above under the terms set forth herein constitutes a “special
 87 purchase” pursuant to I.C. §5-22-10-9 in that purchase of the required equipment under another
 88 purchasing method article would seriously impair the functioning of the Department of Public
 89 Works. In addition, the Board determines that the proposed purchase constitutes a unique
 90 opportunity to obtain supplies or services at a substantial savings to the City pursuant to I.C. §5-

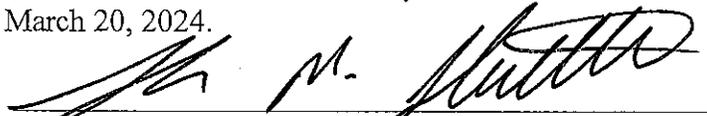
91 22-10-5. Accordingly, such vehicle may be purchased without soliciting bids or proposals
92 pursuant to the meaning and intent of I.C. §5-22-10-1.
93

94 3. Based on the foregoing findings, the Board now orders and directs that the
95 Petersen HL3 Hook Lift Mount, Purchase Price \$149,546.19 minus trade-in of an automated
96 refuse truck in the amount of Sixty-Five Thousand Dollars (\$65,000.00) for a total price of
97 Eighty-Four Thousand Five Hundred and Forty-Six Dollars and Nineteen Cents (\$84,546.19);
98 under Sourcewell Contract No. # 40621-PII, purchased at the referenced price, payment due on
99 delivery and acceptance, FOB, Hobart, Indiana; and

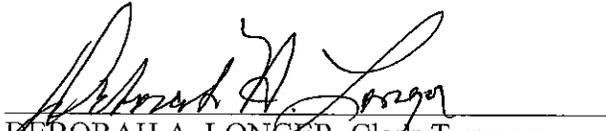
100
101 4. Further, the Board authorizes the Executive and Clerk-Treasurer to execute and
102 deliver all documents necessary for the immediate acquisition of said vehicle and equipment
103 upon the terms stated above.
104

105 5. The Board directs the officials of the City to document said transaction in the
106 manner required by law. In particular, pursuant to the provisions of I.C. §5-22-10 the staff of the
107 Clerk-Treasurer shall maintain all pertinent contract records for the special purchase authorized
108 by this Resolution in a separate file. This Resolution, and the findings and conclusions stated
109 therein, shall constitute the written determination of the purchasing agency of the City for this
110 special purchase and the selection of a particular supplier. In addition, the acquisition authorized
111 herein shall be included in the City's record listing of all contracts made as special purchases
112 under I.C. §5-22-10 for a minimum of five (5) years. Such record must contain each contractor's
113 name, the amount and type of each contract, and a description of the equipment purchased under
114 each.
115

116 ALL OF WHICH IS ADOPTED as the Resolution of the City of Hobart Board of Public
117 Works & Safety on this ____ day of March 20, 2024.

118
119 
120 _____
121 Joshua Huddleston, Presiding Officer

122 ATTEST:

123 
124 _____
125 DEBORAH A. LONGER, Clerk-Treasurer
126
127