

**CITY OF HOBART BOARD OF PUBLIC WORKS AND SAFETY
Resolution No. 2017- 05**

**A Resolution Determining the Lowest Responsible and Responsive Bidder
and Awarding Contract for Hobart Police & Courts ADA Access Project**

WHEREAS, the Board of Public Works and Safety (“Board”) of the City of Hobart, Indiana (“City”) previously authorized the preparation of specifications and solicitation to bidders for labor and materials to construct access ramps which are in compliance with the Americans with Disabilities Act (“ADA”) at the Police/Court Complex Brickie Bowl area in the City; and

WHEREAS, the Board, by its action at a duly noticed public meeting on March 15, 2017 first authorized the publication of Solicitation to Bidders for said Project in the manner required by law, such bids being received and then rejected by the Board at its meeting of April 19, 2017; and

WHEREAS, at the same meeting, the Board authorized the publication of a new Solicitation for Bids for the project, which Solicitation in the proper form was published as required by I.C. 5-3-1 in two (2) newspapers of general circulation in Lake County, Indiana as follows: *The Times* and *The Post-Tribune* on June 6 and June 13, 2017; and

WHEREAS, pursuant to said Notice, bids were received in the Office of the Clerk-Treasurer of the City by 11:00 a.m., June 26, 2013, and were thereupon opened and read aloud by the Clerk-Treasurer, and referred to the Board for action at its meeting of June 27, 2017; and

WHEREAS, two (2) bids were timely received by the Clerk-Treasurer and duly opened by the Board and read aloud at said meeting, the bidders identified as follows:

<u>Name and address of Bidder</u>	<u>Base Bid</u>	<u>Alt. 1</u>	<u>Alt. 2</u>	<u>Total Bid</u>
Gough, Inc. 2045 East Dunes Highway Gary, Indiana 46401	\$ 460,000.00	\$ 18,000.00	\$ 42,000.00	\$ 520,000.00
Gariup Construction Company, Inc. 3965 Harrison Street Gary, Indiana 46408	397,500.00	95,000.00	100,000.00	592,500.00

and

WHEREAS, by order of the Board at such meeting, the bids were submitted for technical review to Butler, Fairman & Seufert, Inc. (BF&S), the City’s consulting engineers for the project. They were then forwarded to Anthony DeBonis, Jr., Hobart City Attorney, for legal review and the rendition of his official opinion as to the City’s compliance with the bid process required by law and the award of the contracts; and

WHEREAS, the Board has received the report on the technical review of the bids by BF&S, and the oral opinion of the City Attorney as to the award of the contract and compliance of the City with the bid process required by law; and

WHEREAS, the bid instructions provided for the separate bid of two project Alternates, the same being Alternate No.1—removal of the present structure, and Alternate No. 2—the installation of an alternative railing system. The City Engineer has advised and recommended that the Board decline both Alternates; and

WHEREAS, the Board, in evaluating said bids, is required to determine the lowest responsible and responsive bidder as required by I.C. §36-1-12-4 (b)(8), and must do so taking those factors into account specified in I.C. §36-1-12-4 (b)(10) and (11); and

WHEREAS, in making its determination of whether the putative low bidder is the lowest “responsible bidder,” the Board is also required to apply the provisions of the City of Hobart Responsible Bidding Practices Ordinance, HMC §33.200 *et seq.*, as added by Ordinance No. 2015-28, as amended by Ordinance No. 2016-06 (“Ordinances”); and

WHEREAS, the Board, having reviewed the report and opinions noted above, desires to make its finding as to the lowest responsible and responsive bidder, to award the project contract to such bidder, and to spread same upon the public record.

THEREFORE, BE IT RESOLVED by the BOARD OF PUBLIC WORKS AND SAFETY of the CITY OF HOBART, INDIANA that:

1. The Board hereby determines that the project shall consist solely of the items contained within the base bid and rejects the two Alternates described above. Accordingly, the bid award will be determined on the basis of the lowest responsible and responsive bidder taking into account only the base bids.

2. The bid of Gariup Construction Co., Inc. is the putative low bid in the amount of \$ 397,500.00. The Board now finds that Gariup’s bid conforms in all material respects to the specifications for the project, that the bid complies specifically with the Notice to Bidders and the instructions to bidders, and that Gariup has complied with all applicable statutes, ordinances, resolutions, and rules pertaining to the award of a public contract.

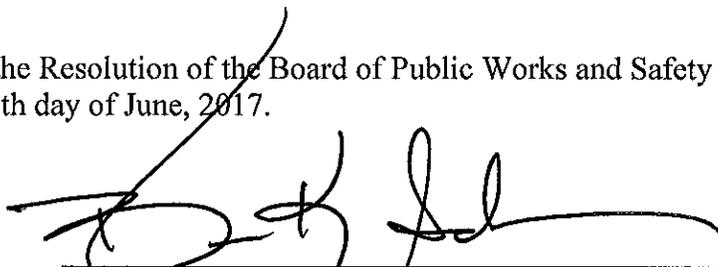
2. The Board further finds that, in connection with said bid, Gariup Construction Co., Inc. has the ability and capacity to perform the work, and that said bidder also possesses the integrity, character, reputation, competence and experience to support the award of the project contract. Further, Gariup has complied with the provisions of the above-cited Responsible Bidding Practices Ordinance of the City.

3. Based upon said findings, the Board now determines and concludes that Gariup Construction Co., Inc. of Gary, Indiana is the lowest responsible and responsive bidder and awards that corporation the project contract consisting of the bid documents submitted by Gariup together with and including the plans, specifications, conditions, form of agreement, and instructions to bidders.

5. The Board hereby authorizes the City Executive to execute any agreements or other documents necessary to make the contract for the project effective, and also to execute any grant-related documents required for this project as well, not inconsistent with the terms of this resolution..

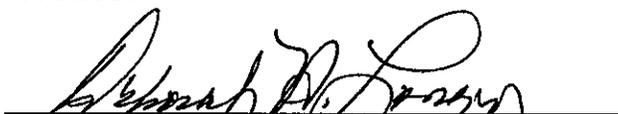
6. The Clerk-Treasurer is requested to notify the bidders of the Board's action, to return the bid bond or other bid security posted by the unsuccessful bidder, and to thank them for their participation in the bid process.

ALL OF WHICH is adopted as the Resolution of the Board of Public Works and Safety of the City of Hobart, Indiana on this 28th day of June, 2017.



BRIAN K. SNEDECOR, Presiding Officer

ATTEST:



DEBORAH A. LONGER, Clerk-Treasurer