

**CITY OF HOBART BOARD OF PUBLIC WORKS AND SAFETY  
Resolution No. 2017-09**

**A Resolution Determining the Lowest Responsible and Responsive Bidder  
and Award of Contract for Road Construction Maintenance services**

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 Section 31.004 (A) of the Municipal Code of the City of Hobart and acts pursuant to the authority of I.C. §5-22-4-5a); and

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

WHEREAS, the Board previously authorized the preparation of specifications and notice to bidders for the acquisition of road construction maintenance services through unit-price bidding for use by the City of Hobart; and

WHEREAS, the Board, by its action at a duly noticed public meeting on August 2, 2017, authorized the publication of Notice to Bidders for said materials and services in the manner required by law; and

WHEREAS, said notice was duly published in two newspapers of general circulation in Lake County in the manner required by law appearing in *The Times* and *The Post Tribune* on August 9, 2017 and August 16, 2017; and

WHEREAS, pursuant to said Notice, bids were due to be deposited in the Office of the City Clerk-Treasurer not later than 10:00 a.m., August 23, 2017, and such bids were opened and read aloud by the Clerk-Treasurer at that time and held pending action by the Board; and

WHEREAS, one (1) bid was timely received by the Clerk-Treasurer and duly opened and read aloud on the date indicated above, the bidder being identified as follows:

RejuvTec, Inc.  
1316 Deloss Street  
Indianapolis, Indiana 46203;

and

WHEREAS, the bids were submitted for technical review to Phil E. Gralik, P.E., City Engineer, and 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 been informed that the bids of all bidders are in conformity with the technical specifications of the bid documents, and the City Attorney has informed the Board of the legal sufficiency of all bids and has confirmed compliance of the City with the bid process required by law; 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, the specifications and bid forms contained seven (7) categories for bid on a unit-price basis as authorized by I.C. §5-22-17-13, and the names of the categories and bid of the bidder identified above as to each category is contained in the excerpt from Article 5 of the bid form for each bidder which is attached as Exhibit A for RejuvTec, Inc.; and

WHEREAS, the Board, having reviewed the report and opinion noted above, desires to make its finding as to the lowest responsible and responsive bidder, to award the contract for the acquisition of the goods and services in each category to the lowest responsible and responsive bidder in each category, 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 now finds that RejuvTec, Inc. is the lowest responsible and responsive bidder as to the following numbered categories of the bid, only:

Item No. 5.0	Asphalt Rejuvenating Agent	Unit Price \$1.10 per square yard
Item No. 6.0	Cracks in Asphalt Pavement, Fill	Unit Price \$4,978.00 per ton

2. A contract in each category is awarded to RejuvTec, Inc. as the lowest responsible and responsive bidder.

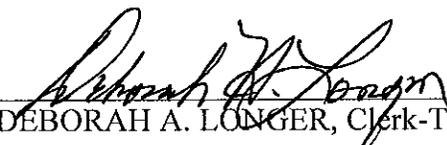
3. The Board further finds that in connection with said bid, RejuvTec, Inc. has the ability and capacity to supply the materials and services under the bid documents, and that said bidder also possesses the integrity, character, reputation, competence and experience to support the award of the contracts granted herein.

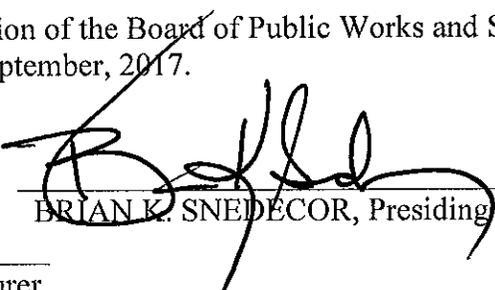
9. The contracts awarded to the bidder identified above in each category shall consist of the bid documents submitted by the bidder together with and including the specifications, and instructions to bidders and addenda.

10. The Clerk-Treasurer is requested to notify the bidder of the Board's action.

ALL OF WHICH is adopted as the Resolution of the Board of Public Works and Safety of the City of Hobart, Indiana on this 6th day of September, 2017.

ATTEST:

  
DEBORAH A. LONGER, Clerk-Treasurer

  
BRIAN K. SNEDECOR, Presiding Officer

**EXHIBIT A**

- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
- I. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder.
- J. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

**ARTICLE 4 – FURTHER REPRESENTATIONS**

- 4.01 Bidder further represents that:
- A. this Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation;
  - B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
  - C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
  - D. Bidder has not sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.

**ARTICLE 5 – BASIS OF BID**

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

**BASE BID**

Item No.	Description	Unit	Bid Unit Price
1.0	Micro-Surfacing, Warranted, for Approaches, Multiple Course	SYS	\$ N/A
2.0	Micro-Surfacing, Warranted, for Approaches, Single Course	SYS	\$ N/A
3.0	Micro-Surfacing, Warranted, Multiple Course	SYS	\$ N/A
4.0	Micro-Surfacing, Warranted, Single Course	SYS	\$ 1.10
5.0	Asphalt Rejuvenating Agent	TON	\$ 4,978 <sup>00</sup>
6.0	Cracks in Asphalt Pavement, Fill	TON	\$ N/A
7.0	Cracks in Asphalt Pavement, Route and Seal	TON	\$ N/A

Bidder is **NOT** required to submit a Bid Unit Price for every Base Bid Item to be considered for Award.

Unit Prices have been computed in accordance with Paragraph 11.03.B of the General Conditions.