

1 **CITY OF HOBART STORM WATER MANAGEMENT DEPARTMENT**
2 **BOARD OF DIRECTORS**

3
4 **Resolution No. 2017- 04**

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6 **A Resolution Determining the Lowest Responsible and Responsive Bidder**
7 **and Award of Contract for the Purchase of One (1)**
8 **New Heavy Duty Vacuum Street Sweeper**
9

10 WHEREAS, the Board of Directors (“Board”) of the City of Hobart (“City”) Storm
11 Water Management Department (“Department”) is the purchasing agency for the Department
12 pursuant to pursuant to the authority of I.C. §5-22-4-5(a); and
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14 WHEREAS, the Board has all of the powers and duties authorized under the laws of the
15 State of Indiana governing purchasing by under I.C. §5-22; and
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17 WHEREAS, the Board previously authorized the preparation of specifications and notice
18 to bidders for the acquisition by purchase of one (1) New Heavy Duty Vacuum Street Sweeper at
19 its public meeting of October 24, 2017; and
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21 WHEREAS, the Board authorized the publication of Solicitation to Bidders for said
22 equipment in the manner required by law and said notice was duly published as required by I.C.
23 5-3-1 in *The Times* and *Post-Tribune* both on November 20, 2017 and November 27, 2017.
24 Pursuant to said Notice bids were due to be deposited in the Office of the City Clerk-Treasurer
25 not later than 9:30 a.m. on December 5, 2017 and such bids were then opened and read aloud;
26 and
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28 WHEREAS, three (3) bids were timely received by the Clerk-Treasurer as follows:
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Bidder	Amount of Bid
Best Equipment Company	\$ 249,980.00
5550 Poindexter Drive	272,430.00 with options
Indianapolis, Indiana 46235	N/A with deducts
Standard Equipment Company	273,980.00
2033 West Walnut Street	292,590.00 with options
Chicago, Illinois 60612	257,884.00 with deducts
Brown Equipment Company, Inc.	274,900.00
P.O. Box 9799	306,600.00 with options
Fort Wayne, Indiana 46899	254,500.00 with deducts

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44 and
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46 WHEREAS, the bids were submitted for technical review to the City Engineer, Phil E.
47 Gralik, P.E. and to the staff of the Department and were also forwarded to Anthony DeBonis, Jr.,
48 Hobart City Attorney, for legal review and the rendition of his considered opinion as to the
49 City's compliance with the bid process required by law in the award of the contract; and
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51 WHEREAS, the Board has been advised that the City Engineer and the Storm Water
52 Department Coordinator have determined that the putative low base bid submitted by Best
53 Equipment Company does not substantially conform to the specifications and other requirements
54 for the equipment. Best Equipment took exception to the entire bid specifications and submitted
55 their bid based upon their own specifications. Because of this, their bid cannot be compared to
56 the bids of the other two bidders. By way of example, the Brown Equipment-proposed sweeper
57 hopper is constructed of stainless steel while the Best Equipment unit's hopper is steel with an
58 applied coating. Standard Equipment's and Brown Equipment's proposed sweepers have two
59 separate engines (truck and vacuum), but Best Equipment proposed a unit with only one engine
60 (truck plus vacuum); and
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62 WHEREAS, the staff of the Department and the City Engineer recommend that the
63 optional right and left hand vacuum nozzles be included in the purchase, and that the deduct for
64 the Freightliner chassis, rather than the Peterbilt, be taken; and
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66 WHEREAS, the opinion of the City Attorney was delivered to the members of the Board
67 prior to the public meeting of December 21, 2017 due to his anticipated absence indicating that
68 the bids of Standard Equipment and Brown Equipment comply with the bid process required by
69 law; and
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71 WHEREAS, the Board, in evaluating said bids, is required to determine the lowest
72 responsible and responsive bidder as required by I.C. §5-22-7-8, and must do so taking those
73 factors into account specified in I.C. §36-1-12-4(b)(10), and (11); and
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75 WHEREAS, the Board, having reviewed the staff advice and opinion noted above,
76 desires to make its finding as to the lowest responsible and responsive bidder, to award the
77 purchase contract to such bidder, and to spread same upon the public record.
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79 THEREFORE, BE IT RESOLVED by the Board of Public Works and Safety of the City
80 of Hobart, Indiana that:
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82 1. The Board finds that the bid of Best Equipment Company, who submitted the bid
83 for the 2018 VacAll Model AS-10D Street Sweeper on a 2018 Freightliner M2-106 Chassis, is in
84 material non-compliance with the specifications for the unit to be purchased required by the
85 Department based on the review of the bid conducted by the Storm Water staff and the City
86 Engineer and the facts stated above. It is hereby determined that the Best equipment bid is not
87 responsive and its bid is disqualified and rejected.
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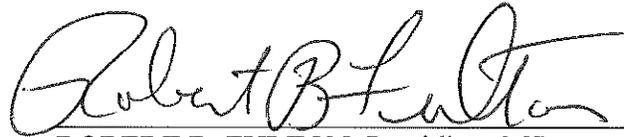
89 2. When the deduct for the Freightliner chassis and the added option of the right and
90 left hand vacuum nozzles are factored into the bids of the two remaining bidders, Brown
91 Equipment's proposed unit, Johnston Model VT651, totals \$269,400.00 which is lower than the

92 Standard equipment bid for comparable equipment. The Board hereby determines that Brown
93 Equipment Company, Inc. is the lowest responsible and responsive bidder at the net price of \$
94 269,400.00, which includes the deduction for the Freightliner chassis of \$20,400.00 and the
95 optional addition of the right and left hand 48 inch-wide vacuum nozzles at \$14,900.00.
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97 3. Based on the foregoing findings, the Board now orders and directs that the above
98 described (1) New Heavy Duty Vacuum Street Sweeper and chassis, a new Johnston Model
99 VT651 on a Freightliner chassis, offered by Brown Equipment Company, Inc. be purchased at
100 the price stated above, \$269,400.00. Further, the Board authorizes that the Executive and Clerk-
101 Treasurer execute and deliver all documents necessary to carry out said purchase.
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103 7. The Clerk-Treasurer is requested to notify all bidders of the Board's action, to
104 return the bid bonds or other bid security posted by the unsuccessful bidders, and to thank them
105 for their participation in the bid process.
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107 ALL OF WHICH is adopted as the Resolution of the City of Hobart Department of Storm
108 Water Management Board of Directors on this 21st day of December, 2017.
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ROBERT B. FULTON, Presiding Officer

ATTEST: 
PHIL E. GRALIK, P.E., Secretary