

CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY

Resolution No. 2017- 12

**A Resolution Authorizing the Acquisition of a
Used Dump Truck by the City 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 of the powers and duties authorized under I.C. §5-22; and

WHEREAS, the Board has been informed by the Department of Public Works of the City (“DPW”) that it requires the urgent acquisition of a replacement dump truck, and that such truck must be equipped with new snow plow attachment and salt/sand spreader insert; and

WHEREAS, the City requires this unit urgently, because of the loss of a heavy duty plowing vehicle and the necessity to obtain an immediate replacement to assure public safety upon the City’s streets and highways during this winter season; and to obtain a quicker replacement, seeks a used chassis based vehicle; and

WHEREAS the Department of Public Works (“DPW”) has solicited quotes from a number of used equipment suppliers with little success. The only acceptable quote was received from IMEL Motor Sales in Bluffton, Indiana for a 2011 International Model 4400 with 118,000 miles at a price of \$47,500.00. With a new 15 foot dump body, plow and salt/sand spreader insert, the total price is \$107,100.00; and

WHEREAS, the purchase price by bid of a new unit with the same equipment would approach \$200,000; and

WHEREAS, for these reasons a conventional sealed solicitation for quotes is not feasible and the unit described above can be delivered as soon as the dump body arrives in five weeks; and

WHEREAS, under the foregoing circumstance, the Board has been advised that acquisition of the lowest-quoted vehicle constitutes a “special purchase” pursuant to I.C. §5-22-10-4 (a) as required to address an emergency involving a threat to public safety, and pursuant to I.C. §5-22-10-9 in that purchase of the required equipment under another purchasing method would seriously impair the functioning of the using agency; and

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

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

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49 1. The Board now finds and determines that all facts stated in the above prefatory
50 paragraphs of this Resolution are true.

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52 2. The Board further finds and concludes that the acquisition of the truck described
53 above under the terms set forth herein vehicle constitutes a "special purchase" pursuant to I.C.
54 §5-22-10-4 (a) as required to address an emergency involving a threat to public safety, and
55 pursuant to I.C. §5-22-10-9 in that purchase of the required equipment under another purchasing
56 method article would seriously impair the functioning of the DPW. In addition, the Board
57 determines that the proposed purchase constitutes a unique opportunity to obtain supplies or
58 services at a substantial savings to the City pursuant to I.C. §5-22-10-5. Accordingly, such
59 vehicle may be purchased without soliciting bids or proposals pursuant to the meaning and intent
60 of I.C. §5-22-10-1.

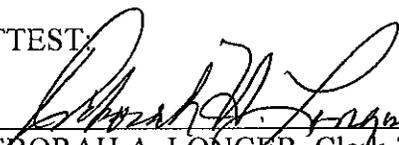
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62 3. Based on the foregoing findings, the Board now orders and directs that one 2011
63 International Model 4400 with 118,000 miles with a new 15 foot dump body, plow and salt/sand
64 spreader insert, the total price being \$107,100.00, offered by IMEL Motor Sales of Bluffton,
65 Indiana be purchased at the price stated above, \$107,100.00.

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67 4. Further, the Board authorizes that the Executive and Clerk-Treasurer execute and
68 deliver all documents necessary for the acquisition of said vehicle and equipment upon the terms
69 stated above.

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

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82 ALL OF WHICH IS ADOPTED as the Resolution of the City of Hobart Board of Public
83 Works & Safety on this 20th day of December, 2017.

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86 BRIAN K. SNEDECOR, Presiding Officer:

87 ATTEST:
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90 DEBORAH A. LONGER, Clerk-Treasurer