

CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY

Resolution No. 2023- 09

A Resolution Authorizing the Acquisition of “Special Purchase” of a 25 Cubic Yard Truck Mounted Debris Collector to Maintain Debris Collection Including Leaf Removal For Stormwater Management

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 City of Hobart Sanitary District/Stormwater Management Board (“District”) and the Department of Public Works (“Department”) that it requires the urgent acquisition of a replacement Truck Mounted Debris Collector for the removal of debris, including leaf removal, to properly conduct the City’s Stormwater maintenance; and

WHEREAS, the City of Hobart is committed to its provision of debris and leaf collection as needed throughout the City, including the need for adequate removal of debris for stormwater maintenance, and the District has agreed to contribute to the City Fifty-percent (50%) of the costs associated with the purchase of a replacement Truck Mounted Debris Collector; 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 Truck Mounted Debris Collector. 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

47 WHEREAS, Sourcewell, that currently has the needed unit for immediate delivery,
48 quoted the following unit and price through its Member Number **43085**, Best Equipment
49 Company, Inc. of Indianapolis, Indiana under Sourcewell **Contract No. 060920-NAF** Payment
50 due on delivery and acceptance, FOB, Hobart, Indiana:
51

52 25 Cubic Yard Truck Mounted Debris Collector- 3 Axis

53 Specifications as follows:

- 54 - Kubota WSG3800 3.8L Gasoline 87HP@2600RPM
- 55 - Patented ECO MODE-Three Axis Boom
- 56 - Engine Remote Oil Drain
- 57 - DCL Bottom Exhaust
- 58 - Chipper Door w/Trailer Hitch Package
- 59 - LED Traffic Directional Light Bar Mounted on Rear Door
- 60 - Two (2) Surface Mounted LED Flashers in Front Bumper
- 61 - Paint – Bahama Blue

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63 Purchase Price: \$259,585.00
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65 WHEREAS, the Department of Public Works has requested that the Board authorize
66 immediately the commitment to purchase the identified above of a Truck Mounted Debris
67 Collector, 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 vehicle also constitutes a “special purchase” pursuant to I.C. §5-22-10-
72 9 in that purchase of the required equipment under another purchasing method would seriously
73 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.
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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 now finds and determines that all facts stated in the above prefatory
83 paragraphs of this Resolution are true.
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85 2. The Board further finds and concludes that the acquisition of the Truck Mounted
86 Debris Collector 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.

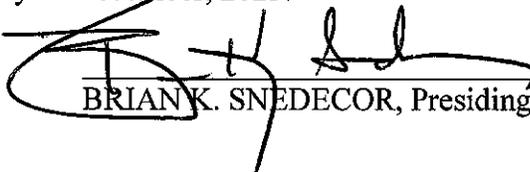
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94 3. Based on the foregoing findings, the Board now orders and directs that the 25
95 cubic Yard Truck Mounted Debris Collector – 3 Axis, Purchase Price \$259,585.00; under
96 Sourcewell Contract No. #060920-NAF, purchased at the referenced price, payment due on
97 delivery and acceptance, FOB, Hobart, Indiana; and
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99 4. The portion of the price to be paid by the City of Hobart Sanitary
100 District/Stormwater Management Board shall be reimbursed to the City in the amount of One
101 Hundred Twenty-Nine Thousand Seven Hundred and Ninety-Two Dollars and Fifty Cents
102 (\$129,792.50); and
103

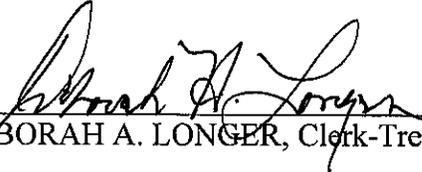
104 5. Further, the Board authorizes the Executive and Clerk-Treasurer to execute and
105 deliver all documents necessary for the immediate acquisition of said vehicle and equipment
106 upon the terms stated above.
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108 5. The Board directs the officials of the City to document said transaction in the
109 manner required by law. In particular, pursuant to the provisions of I.C. §5-22-10 the staff of the
110 Clerk-Treasurer shall maintain all pertinent contract records for the special purchase authorized
111 by this Resolution in a separate file. This Resolution, and the findings and conclusions stated
112 therein, shall constitute the written determination of the purchasing agency of the City for this
113 special purchase and the selection of a particular supplier. In addition, the acquisition authorized
114 herein shall be included in the City's record listing of all contracts made as special purchases
115 under I.C. §5-22-10 for a minimum of five (5) years. Such record must contain each contractor's
116 name, the amount and type of each contract, and a description of the equipment purchased under
117 each.
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119 ALL OF WHICH IS ADOPTED as the Resolution of the City of Hobart Board of Public
120 Works & Safety on this 16th day of December, 2023.
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122 
123 BRIAN K. SNEDECOR, Presiding Officer
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125 ATTEST:

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128 DEBORAH A. LONGER, Clerk-Treasurer
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