

**CITY OF HOBART SANITARY DISTRICT BOARD OF COMMISSIONERS**  
**Resolution No. 2012-06**

**A Resolution Determining the Lowest Responsible and Responsive Bidder  
and Award of the Contract for the Main Street Sanitary Sewer Jacking Project**

WHEREAS, the Board of Commissioners ("Board") of the City of Hobart Sanitary District ("District") previously authorized the preparation of plans and specifications for a sewer improvement project to be funded by a borrowing from the Indiana State Waste Water Revolving Fund ("SRF"), the same being the Main Street Sewer Jacking Project; and

WHEREAS, said plans and specifications were duly prepared by the District's consulting engineers for this project, Robinson Engineering, Ltd. of Merrillville, Indiana ("Robinson"); and

WHEREAS, the Board, at its meeting of July 11, 2012, approved Notice to Bidders in the proper form and authorized the publication of same for the project in the manner required by law and said Notice was duly published as required by I.C. 5-3-1 two times each in *The Times* and *Post-Tribune* on July 18 and July 25, 2012; and

WHEREAS, Pursuant to said Notice, bids were due to be delivered to the Offices of the Clerk-Treasurer of the City of Hobart in City Hall not later than 3:30 p.m., August 8, 2012, and such bids were to be opened and read aloud at the Board meeting duly convened pursuant to public notice given in the manner required by law commencing at 6:00 p.m. on said date; and

WHEREAS, two (2) bids were received for the project, and such bids were duly opened and read by the Board at the appointed time. Such bids are summarized below; and

WHEREAS, said bids were taken under advisement by the Board for technical review by Robinson, and

WHEREAS, the bidders and amount of bid for the Project are as follows:

Grimmer Construction Co., Inc. 2619 Main Street Highland, Indiana 46322	\$ 347,739.00
Gough, Inc. 2200 East 88 <sup>th</sup> Drive Merrillville, Indiana 46410	290,902.86

and

WHEREAS, the Board has received the recommendation of Robinson as to the conformance of the bids to the technical requirements of the plans and specifications by letter dated August 14, 2012 from Ronald J. Wiedeman, P.E., Senior Project Manager who finds the bid of putative low-bidder, Gough, Inc., to conform to the plans and specifications; and

WHEREAS, said bids were submitted to Anthony DeBonis, Jr., City Attorney, for legal review and the rendition of his opinion as to the City's compliance with the bid process required by law and the award of the contracts. Mr. DeBonis has informed the Board that the Gough bid complies with all legal requirements and that there is no reason why said bidder should not be awarded the project contract; 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 Board, having reviewed the reports and opinion noted above, desires to make its findings as to the lowest responsible and responsive bidder, to award the project contract to such bidder or bidder, and to spread same upon the public record.

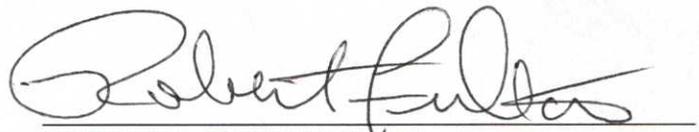
THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Hobart Sanitary District that:

1. The Board determines that Gough, Inc. is the lowest responsible and responsive bidder and subject to the condition precedent expressed in the next paragraph, awards the contract for the performance of the Project to Gough. The contract shall consist of the bid documents submitted by the successful bidder, together with and including the plans, specifications, notice and instructions to bidders.

2. The award of the contract is made expressly contingent on the satisfactory completion of the issuance of SRF bonds by the District, the sale thereof and the availability of the proceeds to finance the contract. Unless such funds are available for release within 180 days from the date hereof, the award made in this instrument shall be null and void.

3. The Clerk-Treasurer is requested to notify all bidders of the Board's action, to return the bid bonds 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 Commissioners of the Hobart Sanitary District on this 20th day of September, 2012.

  
ROBERT J. FULTON, President

ATTEST:   
Ma LISA COX, Secretary