

**CITY OF HOBART SANITARY DISTRICT BOARD OF COMMISSIONERS  
Resolution No. 2015-06**

**A Resolution Determining the Lowest Responsible and Responsive Bidder  
and Award of the Contract for the Installation of Low Pressure Sewer**

WHEREAS, the Board of Commissioners (“Board”) of the City of Hobart Sanitary District (“District”) previously authorized the preparation of plans and specifications for the construction and installation of a Low Pressure Sanitary Sewer in the City (“project”); and

WHEREAS, said plans and specifications were duly prepared by the District’s consulting engineers, Lawson-Fisher Associates, PC of South Bend, Indiana (“LFA”); and

WHEREAS, the Board, at its meeting of May 13, 2015, approved Solicitation to Bidders in the proper form and authorized the publication of same for the project in the manner required by law, and said Solicitation was duly published as required by I.C. 5-3-1 two times each in *The Times* and *Post-Tribune* on May 15 and May 22, 2015; 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 3:00 p.m., June 5, 2015 and such bids were, at that time, opened and read aloud by the Clerk-Treasurer and taken under advisement pending the award of the contract for the project at the Board’s public meeting scheduled for June 10, 2015 at 3:00 p.m. at Hobart City Hall; and

WHEREAS, four (4) bids were received for the project and are detailed and summarized on the tabulation which is attached hereto and made a part hereof; and

WHEREAS, the putative low bidder for the project is Grimmer Construction, Inc. in the bid amount of \$444,581.20; and

WHEREAS, the Board has received the recommendation of LFA as to whether the putative low-bidder’s bid meets the plans and specifications for the project, based on the bid received, and whether said bidder possesses the skill and capacity to construct the project as required by 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; and

WHEREAS, the Board has received the report on the technical review of the bids by said consulting engineers and the oral opinion of the City Attorney as to the award of the contracts and 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 Board, having reviewed the reports and opinion noted above, desires to make its findings as to the lowest responsible and responsive bidders, to award the project contract or contracts to such bidder or bidders, and to spread same upon the public record.

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

a. Based on the recommendation of the Board's consulting engineer and City Attorney, the Board finds and determines that Grimmer Construction, Inc. of Highland, Indiana 46322 is the putative low-bidder for the project. LFA has found that the Grimmer bid is in conformance in all material respects with all bid requirements and specifications. The City Attorney's review concluded that Grimmer has complied with all statutory and other bid requirements imposed by law. Further, the Board finds that Grimmer has the ability and capacity to perform the work, and that said bidder also possesses the integrity, character, reputation, competence and experience to support the award of project contracts.

b. Based upon said findings, the Board determines that Grimmer Construction, 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 Grimmer. The contract shall consist of the bid documents submitted by the successful bidder, together with and including the plans, specifications, and notice and instructions to bidders.

c. The award of the contract for the project is made expressly contingent on the availability of funds to support the project. Unless such funds are available for release within 60 days from the date hereof, the award made in this instrument shall be null and void.

d. 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 bidders, 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 10th day of June, 2015.

  
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ROBERT J. FULVON, President

ATTEST:

  
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PHIL GRALIK, P.E., Secretary