

**CITY OF HOBART BOARD OF PUBLIC WORKS & SAFETY  
Resolution No. 2013-06**

**A Resolution Determining the Lowest Responsible and Responsive Bidder  
and Award of the Contract for the Acquisition of a Fire Department Pumper**

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 laws of the State of Indiana governing purchasing by under I.C. §5-22; and

WHEREAS, the Board previously authorized the preparation of specifications and notice to bidders for the acquisition by purchase of a Fire Department Pumper fire truck at its meeting of November 20, 2013; and

WHEREAS, the Board authorized the publication of Solicitation for Bids for said equipment in the manner required by law and said Notice was duly published as required by I.C. 5-3-1 in *The Times* and *Post-Tribune* on November 26, 2013 and again on December 3, 2013. Pursuant to said Notice, bids were due to be deposited in the Office of the City Clerk-Treasurer not later than 10:00 a.m., Wednesday, December 11, 2013, whereupon such bids were opened and read aloud in the Office of the Clerk-Treasurer shortly after 10:00 a.m. on December 11, 2013; and

WHEREAS, three (3) bidders submitted timely bids to the Clerk-Treasurer and such bids were duly opened by the Clerk-Treasurer and read aloud as follows:

<u>Bidder Name and Address</u>	<u>Equipment Designation and Bid</u>
HME Inc. 852 S. Flatrock River Road Rushville, Indiana 46173	2014 HME Ahrens-Fox Pumper 1871 Pumper: \$ 404,985.00 Required Additional Apparatus (Appendix “A”): \$ NO BID SUBMITTED
	Alternate: New Demo 2014 HME Ahrens-Fox Pumper Pumper: \$369,688.00 Required Additional Apparatus (Appendix “A”): \$ NO BID SUBMITTED
Fire Services, Inc.. 9545 North Industrial Drive St. John, Indiana 46373	E-ONE 2012 Custom Chassis Pumper (7,350 miles): \$ 345,000.00 Required Additional Apparatus (Appendix “A”): \$ 57, 255.00 <b>TOTAL BID: \$402,255.00</b>

Alternate:  
E-ONE 2013 Custom Chassis Pumper  
(1,000 miles): \$ 355,000.00  
Required Additional Apparatus (Appendix "A"):  
\$ 57, 255.00   **TOTAL BID: \$ 412,255.00**

Global Emergency Products 1401 North Farnsworth Avenue Aurora, Illinois 60505	2012 Pierce Saber Pumper (6,000 miles) \$ 339,200.00 Required Additional Apparatus (Appendix "A"): \$73,705.00 <b>TOTAL BID: \$ 412,905.00</b>
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and

WHEREAS, the bids were submitted for technical review to the City Fire Department. They were then forwarded to Anthony DeBonis, Jr., Hobart City Attorney, for legal review and the rendition of his official opinion as to the City's compliance with the bid process required by law and the award of the contract; and

WHEREAS, the Board has received the Fire Department's report of its review and the oral opinion of the City Attorney as to the award of the contract 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. §5-22-7-8, and must do so taking those factors into account specified in I.C. §36-1-12-4 (b)(10) and (11); and

WHEREAS, the City Executive has determined that said pumper be acquired through a lease-purchase arrangement over a five-year period. Lease quotes were solicited and U.S. Bancorp Government Leasing and Finance, Inc. (USBGLF) proposes a lease for five years, in arrears, of the sum of \$250,000.00 (the balance to be paid in cash at time of acquisition from available City funds) at 2.10% *per annum* with an annual payment of \$53,193.64 with first payment due one year after lease commencement. The sum of the lease payments would be \$265,968.82; and

WHEREAS, the Board, having reviewed the report and opinion noted above, desires to make its finding as to the lowest responsible and responsive bidder, to award the purchase contract to such bidder, and to spread same upon the public record.

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

1. The bid of HME Inc. for the two Ahrens-Fox Pumpers failed to include the required Appendix "A" list of additional equipment as part of the bid. This makes evaluation of the total cost of each of the bid units with the necessary ancillary equipment impossible. Accordingly, the Board determines that the bid of HME Inc. is not responsive and rejects the bid.

2. The Fire Department advises that the bid specifications did not provide for hydraulic ladder storage. The 2012 E-ONE Pumper bid by Fire Services, Inc. has a hydraulic ladder storage rack which the Department advises, based on adverse experience with such racks previously, to be unacceptable and not allowed under the specifications. As a result, the Board now finds that the Fire Services, Inc. bid for the 2012 E-ONE unit is not responsive and rejects the bid for that unit.

3. Of the bids remaining, Fire Services, Inc. is the putative low bidder on its 2013 E-ONE unit at \$412,255.00. This pumper has conventional ladder storage and the bid amount includes all necessary Appendix "A" ancillary equipment. The Fire Department has advised the Board that this unit meets all material specifications and other requirements contained in the bid package. The City Attorney has advised that the bid for this unit is accompanied by the required Form 95, bid bond and other items required by law.

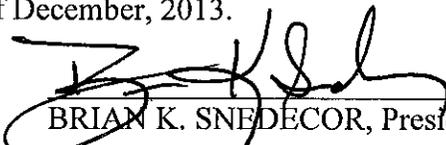
4. Based upon said findings, the Board now determines and concludes that Fire Services, Inc. is the lowest responsible and responsive bidder on its 2013 E-ONE Pumper with Appendix "A" ancillary equipment at the total price of \$ 412,255.00, and awards that corporation the purchase contract consisting of the bid documents submitted by Fire Services, Inc. together with and including the specifications, instructions and solicitation to bidders.

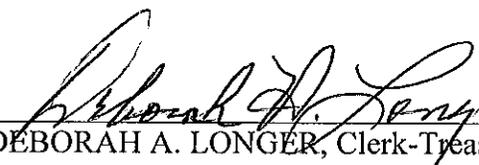
5. The terms of the lease proposed by USBGLF for the acquisition of the pumper over five years provides a reasonable total of lease payments. The Board determines that these lease terms are based on an interest rate of 2.10 % *per annum* which is within a reasonable range for municipal borrowing for equipment of this type, and concludes that the lease arrangement proposed by USBGLF should be accepted. Accordingly, the Board authorizes said lease for the acquisition of the pumper. At the end of said lease, upon payment of the sum of \$1.00, the City will assume ownership of same.

6. Based on the foregoing findings, the Board now orders and directs that the 2013 E-ONE pumper with Appendix "A" ancillary equipment, offered by Fire Services, Inc. of St. John, Indiana be purchased at the price stated above, \$412,255.00. Further, the Board authorizes that the Executive and Clerk-Treasurer execute and deliver a lease for the acquisition of one or both of said vehicles upon the terms stated above with USBGLF as lessor, and to sign all other documents necessary to carryout said lease-purchase.

7. 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 Public Works and Safety of the City of Hobart, Indiana on this 18th day of December, 2013.

  
BRIAN K. SNEDECOR, Presiding Officer

ATTEST:   
DEBORAH A. LONGER, Clerk-Treasurer