

RESOLUTION NO. 1999-17

AUTHORIZING CONTRACT NO. 98104 WITH ORION BUS INDUSTRIES INC. FOR THE PURCHASE OF TWENTY-EIGHT (28) UNDER 31 FOOT COMMUNITY CIRCULATOR BUSES EIGHTEEN (18) TO BE PURCHASED IN 1999 AND TEN (10) IN 2000 FOR A TOTAL PRICE OF \$5,853,932.00 (CAPITAL GRANT OH-90-X306) (\$3,010,593.60 IN FEDERAL FUNDS REPRESENTING 80% OF THE 1999 EXPENDITURE), AND \$2,090,690.00 IN FUTURE GRANT FUNDING

WHEREAS, the proposal of Orion Bus Industries Inc. located at 350 Hazelhurst Road, Mississauga, Ontario Canada L5J 4T8 for the purchase of twenty-eight (28) under 31 foot diesel powered, low floor, community circulator coaches was received on November 18, 1998; and

WHEREAS, the General Manager has determined that the offer of Orion Bus Industries Inc., as negotiated, to supply eighteen (18) under 31 foot, diesel powered, low floor community circulator coaches in 1999 and ten (10) coaches in 2000 as negotiated, to be the most advantageous to the Authority, price and all other factors considered.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the best and final offer of Orion Bus Industries Inc. made in response to GCRTA RFP 98104 be and the same is hereby accepted as the most advantageous offer to the Authority, price and all other factors considered.

Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with Orion Bus Industries Inc., for the purchase twenty-eight (28) under 31 foot, diesel powered, low floor community circulator coaches at a price of \$209,069.00 per coach for a total price of five million eight hundred fifty three thousand nine hundred thirty two and 00/100 dollars (\$5,853,932.00).

Section 3. That said contract shall be payable out of Capital Grant OH-90-X306, in the amount of three million seven hundred sixty-three thousand two hundred forty-two & 00/100 dollars (\$3,763,242.00) for the eighteen (18) coaches to be purchased in 1999 and the balance of two million ninety thousand six hundred ninety & 00/100 dollars (\$2,090,690.00) for the ten (10) coaches to be purchased in 2000 be payable from future grant funding.

Section 4. That said contract is contingent upon Federal Transit Administration approval of Grant OH-90-X306 for the first 18 coaches and future grant funding for the ten (10) coaches to be purchased in 2000.

Section 5. That said contract contains an option for the purchase of up to fifty additional under 31 foot, diesel powered, low floor community circulator coaches, based on approved grant funds at the price negotiated, and subject to further Board approval.

Section 6. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation for future contract years and upon compliance by the contractor to the scope of work; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 1996-123; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

Section 7. That this resolution shall become effective immediately upon its adoption.

Adopted: _____ February 16 _____, 1999

President

Attest: Ronald J. Lee
General Manager/Secretary-Treasurer