

RESOLUTION NO. 2000- 45

AUTHORIZING SOLE SOURCE CONTRACT 99162 WITH MITSUI USA FOR ONE HUNDRED TWENTY (120) BELLOWS (AIR BAGS) FOR THE TOKYU HRV FLEET AT A PRICE OF \$192,000.00 (GENERAL FUND – INVENTORY DEPARTMENT BUDGET).

WHEREAS, the offer of Mitsui USA, located at 200 Public Square, Cleveland Ohio, 44114, to furnish one hundred twenty (120) Bellows (Air Bags), for the Authority's Heavy Rail Vehicle (HRV) fleet was received by the Authority and negotiated to a contract price of one hundred ninety-two thousand & 00/100 dollars (\$192,000.00);

WHEREAS, Section 306.43(H)(2) of the Ohio Revised Code provides that competitive bidding is not required when a regional transit authority, after reasonable inquiry, determines that only one source of supply is reasonably available; and

WHEREAS, Mitsui USA has proprietary rights in the Bellows (air bag) currently available for use on the Authority's HRV fleet; and

WHEREAS, the General Manager deems the offer of Mitsui USA, to be fair and reasonable and recommends acceptance thereof by the Board of Trustees.

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

Section 1. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with Mitsui USA for the furnishing of one hundred twenty (120) Bellows (air bags) for the HRV fleet, as specified.

Section 2. That said contract shall be payable from the General Fund (Inventory Department Budget) in the amount of one hundred ninety-two thousand & 00/100 dollars (\$192,000.00).

Section 3. That the terms of such contract shall be consistent with the offer of Mitsui USA as modified by negotiations.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specification and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 1999-114; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: \_\_\_\_\_ March 28 \_\_\_\_\_, 2000.

  
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Vice President

Attest:   
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General Manager/Secretary-Treasurer