

AUTHORIZING SOLE SOURCE CONTRACT NO. 2000-163 WITH CUMMINS INTERSTATE POWER, INC. FOR THE PROVISION OF L-10 DIESEL ENGINES, AS REQUIRED FOR A PERIOD OF ONE (1) YEAR IN THE AMOUNT OF \$340,131.99 – RTA DEVELOPMENT FUNDING (\$272,105.59 IN FEDERAL FUNDS WHICH REPRESENTS 80% OF THE TOTAL COST)

WHEREAS, the Cummins Interstate Power, Inc., located at 7585 Northfield Road, Cleveland, OH 44146 is the exclusive distributor of Cummins engines in the Northeast Ohio area; and

WHEREAS, the Authority needs to replace approximately thirty-three (33) Cummins L-10 diesel bus engines which are no longer suitable for service; and

WHEREAS, Section 306.43 (H)(2) of the Ohio Revised Code provides that competitive bidding is not required when the purchase consists of goods or service, or any combination thereof; and after reasonable inquiry the board or any officer or employee the board finds that only one source of supply is reasonably available; and

WHEREAS, the offer of Cummins Interstate Power, Inc. to provide approximately thirty-three (33) replacement diesel engines which will meet EPA requirements was received on January 12, 2001; and

WHEREAS, after negotiations, a unit price of \$10,307.03 per engine, for an estimated total price of three hundred forty thousand one hundred thirty-one & 99/100 (\$340,131.99) was agreed upon for the provision of thirty-three (33) L-10 engines; and

WHEREAS, the General Manager deems acceptance of the offer of Cummins Interstate Power, Inc. as negotiated, to be in the best interest of the Authority 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 offer of Cummins Interstate Power, Inc. as negotiated for the supply of thirty-three (33) L-10 diesel engines be and the same is hereby accepted as in the best interest of the Authority.

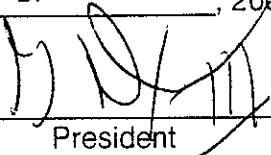
Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with Cummins Interstate Power, Inc. for the provision of L-10 diesel engines.

Section 3. That said contract shall be payable from applicable RTA Development Funds in the amount not to exceed three hundred forty thousand one hundred thirty-one & 99/100 dollars (\$340,131.99).

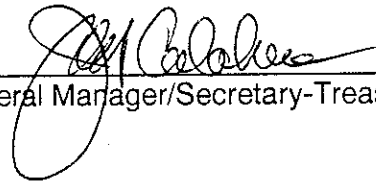
Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specification and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2000-065; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

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

Adopted: _____ February 27 _____, 2001



President

Attest: 

General Manager/Secretary-Treasurer