

RESOLUTION NO. 2002 - 41

AUTHORIZING CONTRACT 2001-053 WITH TRANSYSTEMS CORPORATION OF OHIO FOR ARCHITECTURAL/ENGINEERING SERVICES FOR PROJECT 23Q-NEW TRACK ALIGNMENT TO RETIRE THE KINGSBURY TUNNELS IN AN AMOUNT OF \$849,567.74 (RTA DEVELOPMENT FUND-PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET.)

WHEREAS, The Authority plans to retire the Kingsbury Tunnels, as described under Project 23Q; and,

WHEREAS, The Authority has identified a need for design services, including design of construction drawings, specifications, and construction field coordination, for this project; and

WHEREAS, the proposal from Transystems Corporation of Ohio located at 55 Public Square, Suite 1650, Cleveland, Ohio to perform said services was received on August 8, 2001, in response to a competitive solicitation; and,

WHEREAS, in the absence of a mutually acceptable price, the Authority terminated negotiations with the first most technically qualified firm and negotiated a price with the second most technically qualified firm offering to perform services under Project 23Q; and,

WHEREAS, Transystems Corporation of Ohio was determined to be the second most technically-qualified firm offering to perform such services and negotiations with that firm have resulted in the submittal of a best and final proposal to perform said services; and,

WHEREAS, the General Manager deems acceptance of the offer of Transystems Corporation of Ohio, as negotiated, to be in the best interest of the Authority.

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 Transystems Corporation of Ohio, as negotiated, to perform architectural/engineering services for the new track alignment of the Kingsbury Tunnels project, is hereby accepted as the most advantageous to the Authority, cost and all other factors considered.

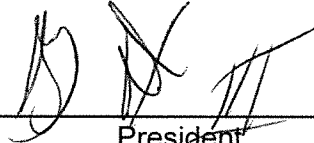
Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with Transystems Corporation of Ohio for the performance of said services.

Section 3. That said contract shall be payable from the RTA Development Fund, including but not limited to Capital Grant OH-03-0186 (\$679,654.19 in Federal Funds, which represents 80% of the total cost) in the amount of eight hundred forty nine thousand five hundred sixty seven & 74/100 dollars (\$849,567.74).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor with the Specifications and Addenda thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in resolution 2001-064; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

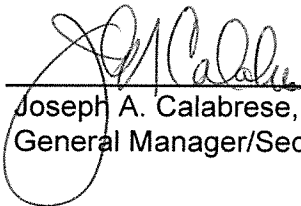
Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: March 19, 2002



President

Attest:



Joseph A. Calabrese, CEO
General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT 2001-053 WITH TRANSYSTEMS CORPORATION OF OHIO FOR ARCHITECTURAL/ENGINEERING SERVICES FOR PROJECT 23Q-NEW TRACK ALIGNMENT TO RETIRE THE KINGSBURY TUNNELS IN AN AMOUNT OF \$849,567.74 (RTA DEVELOPMENT FUND-PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET.)	Resolution No.: 2002-41
	Date: March 8, 2002
	Initiator: Project Development and Engineering
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** This action will allow the Authority to enter into a contract for Architectural and Engineering services to provide design services relative to the Project 23 Q-A/E Services for a New Track Alignment to Retire the Kingsbury Tunnels.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Consultant will perform professional design services, including environmental analysis, track design, catenary design, and related design necessary to provide plans, specifications and engineer's estimate. During the construction phase, the A/E firm will perform Construction Support Services in accordance with the construction schedule.
- 3.0 **PROCUREMENT BACKGROUND:** These services were solicited through a competitive negotiated procurement, utilizing Brooks Act procedures. Under this process, the Authority's evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates only with that firm. Should the Authority determine that agreement cannot be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with the first ranked firm and resulted in a lack of agreement on price. Negotiations with the first ranked firm were terminated. Negotiations with the second ranked firm, TranSystems Corporation of Ohio yielded a mutually agreeable price.

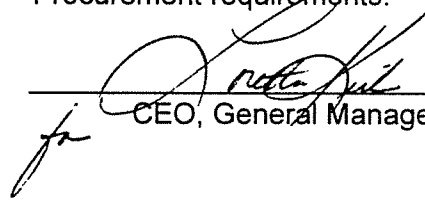
A cost and price analysis was performed, and the Procurement Department determined the price to be fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 15% DBE goal was established for this procurement. TranSystems Corporation of Ohio has committed to achieve the goal through the utilization of the following DBE firm(s):

DBE(s) Name/Address	DBE Category	Scope of Work	AMOUNT	PERCENT
KS Associates, Inc. Elyria, Ohio	Caucasian Female	Mapping & Surveying; Survey & Site Work; and Civil Design Development	\$128,147.39	15.1%

24

- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, including but not limited to Capital Grant OH-03-0186, Line Item 12.21.04, Project Development and Engineering Department Budget. The proposed price submitted by Transystems Corporation of Ohio in the amount of \$849,567.74 was 1% above the Internal Estimate of \$839,626.36.
- 7.0 ALTERNATIVES: Reject this offer: Rejection of this contract will prevent the Authority from proceeding with work for a new track alignment that will retire the Kingsbury Tunnels..
- 8.0 RECOMMENDATION: It is recommended that the Board adopt the resolution, authorizing the General Manager to enter into a contract with Transystems Corporation of Ohio for work prescribed under Project 23Q-A/E Services for a New Track Alignment to Retire the Kingsbury Tunnels.
- 9.0 ATTACHMENTS: None.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



CEO, General Manager/Secretary-Treasurer