

Resolution 2002- 82

AUTHORIZING CONTRACT NO. 2002-047 WITH LAFARGE CONSTRUCTION MATERIALS FOR THE FURNISHING OF TRACK BALLAST (TRAP ROCK) AS SPECIFIED AND AS REQUIRED FOR A PERIOD OF TWO YEARS IN AN AMOUNT NOT TO EXCEED \$74,000.00 (RTA DEVELOPMENT FUND - RAIL DISTRICT DEPARTMENT BUDGET).

WHEREAS, The Authority requires the replacement of track ballast (trap rock) as part of its regular rail maintenance program; and

WHEREAS, the bid of LaFarge Corporation located at 2100 West Third Street, Cleveland, OH 44113 for the furnishing of track ballast as specified and as required for a period of two years was received on April 30, 2002 for the unit prices set forth in said bid, involving an estimated expenditure of \$74,000.00; and

WHEREAS, said bid was the only responsive bid received in response to the solicitation; and

WHEREAS, Section 306.43 (C) (2) of the Ohio Revised Code provides that when less than two responsive bids are received from responsible bidders, a regional transit authority may negotiate price with the sole responsible bidder, and

WHEREAS, after negotiations, the bid amount of \$74,000.00 was deemed reasonable, and

WHEREAS, the General Manager deems acceptance of the bid of LaFarge Corporation, 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 LaFarge Corporation for the furnishing of track ballast (trap rock) as specified and required, be and the same is hereby accepted as a responsive bid from a responsible bidder.

Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with LaFarge Corporation for the furnishing of track ballast (trap rock) as specified and required.

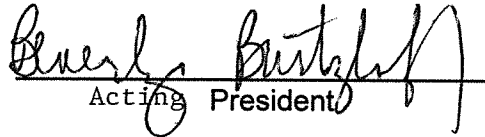
Section 3. That said contract shall be payable from the RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-90-X387 in an amount not to exceed \$74,000.00 (\$59,200.00 in Federal Funds, which represents 80% of the total cost).

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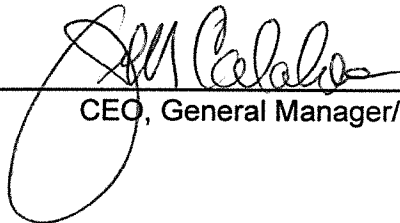
Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon funding for future years, compliance by the contractor to the Specifications and Addenda, if any: the Affirmative Action Plan adopted by the Board of Trustees in resolution 2001-064: bonding and insurance 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: May 21, 2002


Acting President

Attest:


CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2002-047 WITH LAFARGE CONSTRUCTION MATERIALS FOR THE FURNISHING OF TRACK BALLAST (TRAP ROCK) AS SPECIFIED AND AS REQUIRED FOR A PERIOD OF TWO YEARS IN AN AMOUNT NOT TO EXCEED \$74,000.00 (RTA DEVELOPMENT FUND - RAIL DISTRICT DEPARTMENT BUDGET).	Resolution No.: 2002- 82
	Date: May 16, 2002
	Initiator: Rail District Department
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 the furnishing of track ballast (trap rock) as specified and as required.

1.0 DESCRIPTION/JUSTIFICATION: The track ballast is used for the stabilization of the right of way for the Authority's rail operations. This procurement is a part of the Track Rehabilitation Overhaul Project.

2.0 PROCUREMENT BACKGROUND: Seven bid packages were mailed to potential vendors for the solicitation. One responsive bid from a responsible bidder was received on April 30, 2002. Two potential vendors indicated that they could not be competitive due to the freight and logistics associated with the requirements contract. Another potential vendor stated that Lafarge has purchased their previous supplier and they could no longer furnish it at a competitive price with the producer.

The bid of LaFarge Corporation has been determined by the Procurement Department to be a responsive bid from a responsible bidder.

Ohio Revised Code Section 306.43(B) provides that in the case of a single bid being received, the Authority may negotiate the price bid with the vendor. Negotiations failed to achieve a price reduction from LaFarge.

A cost/price analysis has been performed and the Procurement Department has determined the price to be fair and reasonable to the Authority.

4.0 DBE / AFFIRMATIVE ACTION BACKGROUND: All Affirmative Action requirements have been met. A zero percent (0%) DBE goal was assigned to this procurement due to a lack of subcontracting opportunities.

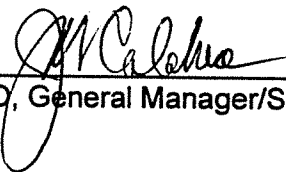
5.0 POLICY IMPACT: Does not apply.

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- 6.0 **ECONOMIC IMPACT:** This procurement will be funded from the RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-90-X387, line item 12.7A.00 in an amount not to exceed \$74,000.00 (\$59,200.00 in Federal Funds, which represents 80% of the total cost). This is approximately 38% below the budget estimate of \$120,000.00.
- 7.0 **ALTERNATIVES:** Reject all bids. Rejection of all bids would delay the procurement of the track ballast and delay the necessary rehabilitation of the track beds on the Authority's rail right of way.
- 8.0 **RECOMMENDATION:** It is recommended that the bid of LaFarge Corporation be accepted and the resolution passed authorizing the General Manager to enter into a contract.
- 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