

RESOLUTION NO. 2002- 124

AUTHORIZING SOLE SOURCE CONTRACT 2002-039 WITH ROTEK, INC. FOR SEVENTY ONE (71) BALL BEARING SLEWING RINGS FOR THE BRED A LRV FLEET AT A PRICE OF \$186,310.00 – RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET.

WHEREAS, the offer of Rotek, Inc., located at 1400 South Chillicothe Road, Aurora, Ohio 44202 , to furnish seventy one (71) Ball Bearing Slewing Rings for the Authority's Light Rail Vehicle (LRV) fleet was received by the Authority on February 5, 2002; and

WHEREAS, after negotiations, Rotek, Inc., agreed to provide twenty four (24) units of PN36-10048A at \$4,140.00/unit and forty seven (47) units of PN36-10048 at \$1,850.00/unit for a total price of \$186,310.00; and

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, Rotek, Inc., has proprietary rights in the Ball Bearing Slewing Rings currently available for use on the Authority's LRV fleet; and

WHEREAS, the General Manager deems the offer of Rotek, Inc., as negotiated, 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 Rotek, Inc., for the furnishing of sixty (71) Ball Bearing Slewing Rings for the LRV fleet, as specified.

Section 2. That said contract shall be payable from the RTA Development Fund, Rail District Department Budget, including but not limited to Capital Grant OH-03-0194 in the amount of \$186,310.00, (\$149,048.00 in Federal Funds, which represents 80% of the total cost).


Section 3. That the terms of such contract shall be consistent with the offer of Rotek, Inc., as negotiated.

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 2002-120; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

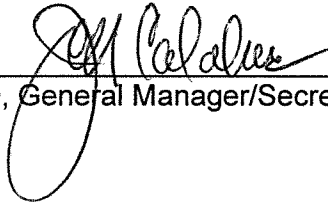
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Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: July 16, 2002



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AUTHORIZING SOLE SOURCE CONTRACT 2002-039 WITH ROTEK, INC. FOR SEVENTY ONE (71) BALL BEARING SLEWING RINGS FOR THE BRED A LRV FLEET AT A PRICE OF \$186,310.00 – RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET.	Resolution No.: 2002 -124
	Date: June 11, 2002
	Initiator: Rail Equipment 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 with Rotek, Inc. for Ball Bearing Slewing Rings.

2.0 DESCRIPTION/JUSTIFICATION: The Ball Bearing Slewing Rings are the bearing base on which the Breda LRV body rests on the vehicle trucks. These bearings allow the trucks to swivel as the vehicle goes through a curve and are safety sensitive parts because a failure of one of these units may result in the derailment of the vehicle.

3.0 PROCUREMENT BACKGROUND: This is a sole source procurement as authorized by Section 306.43(H)(2) of the Ohio Revised Code. Rotek holds the exclusive rights to this product. An industry survey showed that no other manufacturer provides a comparable product. The Procurement Department requested a proposal from Rotek, Inc.; after negotiations, the parties agreed upon price reductions that allowed RTA to reduce the cost from the previous procurement by approximately 5% or \$7,682.00. A cost and price analysis was performed and the Procurement Department has determined the negotiated price to be fair and reasonable to the Authority.

4.0 DBE / AFFIRMATIVE ACTION BACKGROUND: All Affirmative Action requirements have been met. Although a 0% DBE goal was established for this procurement, Rotek, Inc. has committed to achieve approximately 1% DBE participation through race-neutral efforts by utilizing the following DBE firm(s):

DBE(s) Name/Address	DBE Category	Scope of Work	AMOUNT	PERCENT
Langley Traffic Services, Inc. Trevose, PA	Caucasian Female	freight	\$1,863.10	1%
Total DBE Participation			\$1,863.10	1%

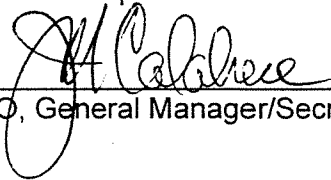
5.0 POLICY IMPACT: Does not apply

6.0 ECONOMIC IMPACT: This procurement will be payable from the RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-03-0194, Line Item 12.12.40 (\$149,048.00 in Federal Funds, which represents 80% of the total cost)

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- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer may potentially cause the unsafe operation of the LRV fleet and adversely affect the safety of riders and operators.
- 8.0 RECOMMENDATION: It is recommended that the offer of Rotek, Inc. be accepted and the resolution passed authorizing the General Manager to enter into a contract.
- 9.0 ATTACHMENTS: No Attachments

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



CEO, General Manager/Secretary-Treasurer