

RESOLUTION NO. 2002 - 143

AUTHORIZING SOLE SOURCE CONTRACT 2002-092 WITH DOMINION EAST OHIO FOR A FULL REQUIREMENTS TRANSPORTATION SERVICE AGREEMENT FOR NATURAL GAS FOR A PERIOD OF ONE YEAR AT A PRICE NOT TO EXCEED OF \$375,000.00- (GENERAL FUND - SERVICE MANAGEMENT & FLEET MANAGEMENT DEPARTMENTS BUDGETS).

WHEREAS, the offer of Dominion East Ohio, located at 1717 East 9th Street , Cleveland, Ohio 44114, for the furnishing of a full requirements Transportation Service Agreement for a period of one year was received on June 28, 2002; and

WHEREAS, after negotiations, a total price of three hundred seventy five thousand and 00/100 dollars (\$375,000.00) was agreed upon; and

WHEREAS, The Ohio Revised Code, Section 306.43H(8) provides that competitive bidding is not required when a regional authority purchases the product or services of a public utility; and

WHEREAS, The General Manager deems the offer of Dominion East Ohio, as negotiated, to be advantageous to 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 Dominion East Ohio, as negotiated, for the furnishing of a Full Requirements Transportation Service Agreement be and the same is hereby accepted as in the best interest of the Authority.

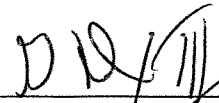
Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a Full Requirements Transportation Service Agreement.

Section 3. That said contract shall be payable out of the General Fund, Fleet Management & Service Management Department budgets, in the amount of three hundred seventy five thousand and 00/100 dollars (\$375,000.00).

Section 4. That said contract shall be binding upon and 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 2001-064; 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: September 17, 2002



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AUTHORIZING SOLE SOURCE CONTRACT 2002-092 WITH DOMINION EAST OHIO FOR A FULL REQUIREMENTS TRANSPORTATION SERVICE AGREEMENT FOR NATURAL GAS FOR A PERIOD OF ONE YEAR AT A PRICE NOT TO EXCEED OF \$375,000.00- (GENERAL FUND- SERVICE MANAGEMENT & FLEET MANAGEMENT DEPARTMENTS BUDGETS).	Resolution No.: 2002-143
	Date: August 14, 2002
	Initiator: Service Management & Fleet Management Departments
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

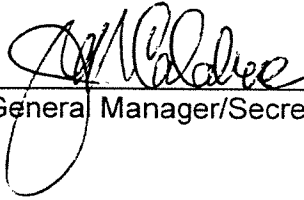
- 1.0 PURPOSE/SCOPE: This action will allow the Authority to enter into a contract with Dominion East Ohio, for a Full Requirements Transportation Service Agreement for natural gas.
- 2.0 DESCRIPTION/JUSTIFICATION: This contract is required to allow transportation of the Authority's natural gas from Dominion East Ohio's East 55th Street facility to the various GCRTA facilities and bus compressors. In addition this contract assures an uninterrupted flow of natural gas should the Authority's Natural Gas Broker be unable to perform for any reason.
- 3.0 PROCUREMENT BACKGROUND: This is a sole source procurement as authorized by Ohio Revised Code Section 306.43 H (8). This section of the ORC allow for a non competitive sole source procurement when the purchase consists of the product or services of a public utility. The Procurement Department requested a proposal from Dominion East Ohio for a Full Requirements Transportation Agreement.

A price analysis was performed and this price was determined by the Procurement Department to be fair and reasonable to the Authority.
- 4.0 DBE/AFFIRMATIVE ACTION BACKGROUND: All Affirmative Action requirements have been met. A 0% DBE goal was established for this procurement due to the lack of subcontracting opportunities.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded through the General Fund, Service Management & Fleet Management Departments Budgets, in the amount of \$375,000.00.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would cause the Authority to pay General Sales Service Rate Schedule (GSSRS) rate for natural gas transported from Dominion East Ohio's East 55th Street facility to the Authority's facilities and compressors. The GSSRS rate is considerably higher than the Full Requirements Transportation Service Agreement as negotiated.

8.0 RECOMMENDATION: It is recommended that the offer from Dominion East Ohio to provide a Full Requirements Transportation Service Agreement, 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