

RESOLUTION NO. 2002-191

AUTHORIZING AN INCREASE TO CONTRACT NO. 2002-134 WITH PARSONS ENGINEERING SCIENCE, INC. FOR PROJECT 8.41- SITE ASSESSMENT AT WOODHILL GARAGE AT A PRICE NOT TO EXCEED \$40,172.00 (RTA CAPITAL FUND, PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET).

WHEREAS, as a result of previous soil contamination, the Authority deemed it necessary to perform soil remediation services, as described under Project 8.41, Site Assessment at the Woodhill Garage; and

WHEREAS, a contract was entered into with Parsons Engineering Science, Inc. (Parsons), located at 19101 Villaview Road, Suite 100, Cleveland, Ohio, pursuant to the General Manager's delegated small purchase authority to provide soil assessment services at a price of \$9,647.00; and

WHEREAS, on the basis of the initial assessment, the Ohio Bureau of Underground Storage Tank Regulations (BUSTR) directed that additional product removal and testing be done; and

WHEREAS, a change order was issued to Parsons Engineering Science, Inc. in the amount of \$11,832.00 to provide said additional product removal and testing services for a total contract amount of \$21,499.00; and

WHEREAS, said additional product removal failed to remove the contaminants to the required degree; and

WHEREAS, as a result, BUSTR has directed that additional soil remediation and analysis be performed; and

WHEREAS, Parsons has offered to provide said remediation and analysis services at a negotiated price not to exceed \$40,172.00; and

WHEREAS, the General Manager deems acceptance of said offer 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 General Manager be and he hereby is authorized to amend Contract No. 2002-134 with Parsons Engineering Science, Inc. to provide additional soil remediation and analysis services for the Woodhill Garage.

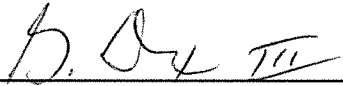
Section 2. That said change shall be payable from the RTA Capital Fund, Project Development & Engineering Department Budget, in amount not to exceed forty thousand one hundred seventy two and 00/100 dollars (\$40,172.00), for a total contract price of sixty-one thousand six hundred seventy one and 00/100 dollars (\$61,671.00).

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Section 3. That all other terms and conditions of said contract shall remain unchanged.

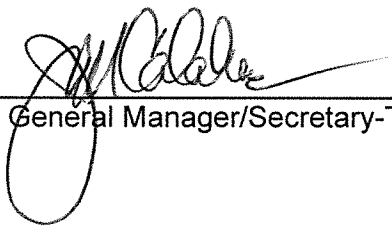
Section 4. That this resolution shall become effective immediately upon its adoption.

Adopted: December 17, 2002



President

Attest:



CEO, General Manager/Secretary-Treasurer



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	Date: December 12, 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: This action will allow the Authority to amend the contract to perform additional soil remediation services at the Woodhill Garage site.

2.0 DESCRIPTION/JUSTIFICATION: The Woodhill site was contaminated by leaks from underground diesel and motor oil storage tanks. These tanks were removed about 10 years ago and new double-walled tanks were installed. At that time, a free product recovery program was carried out until no additional recoverable product was found; however, the Bureau of Underground Storage Tank Regulations (BUSTR) did not issue a "No Further Action" (NFA) determination to bring closure to the process. In 2001, BUSTR notified the Authority that the earlier effort did not satisfy the requirements for a NFA determination., The present contract with Parsons was entered into on the assumption that a minimum level of effort would be required to obtain the NFA determination. The results of the initial assessment showed contamination beyond that anticipated, and the scope of this contract was expanded to provide additional testing/remediation work. The results of this effort did not satisfy BUSTR's requirements. A three-stage program to address the need for additional assessment and remediation, which is to be covered by this change order, was developed by the Authority and BUSTR personnel:

1. Vacuum-enhanced fluid recovery from monitoring wells for up to three months.
2. Quarterly ground water monitoring that may be requested by BUSTR.
3. Soil sampling if requested by BUSTR.

3.0 PROCUREMENT BACKGROUND: In October 22, 2001, as the result of a competitive process, the Authority entered into a small purchase contract with Parsons to provide soil assessment and remediation at the Woodhill Garage at a price of \$9,647.00. In May 2002, a change order for \$11,852 was issued to collect additional soil samples and to produce a free product summary report, at the request of BUSTR, increasing the total price to \$21,235.00. Parsons submitted a proposal to perform the present scope as defined by the Authority in consultation with BUSTR. After negotiations, a not to exceed price of \$40,172.00 was agreed upon, for three potential phases of the assessment/remediation process Should the NFA determination be obtained before completion of all phases, the Parsons contract may be terminated and the contract amount appropriately reduced.

A cost analysis was performed, including the review of hourly rates against those negotiated for similar projects and the unit prices for testing and analysis, and the Procurement Department determined the change amount to be fair and reasonable.

4.0 DBE/AFFIRMATIVE ACTION BACKGROUND: All Affirmative Action requirements have been met. The Office of Business Development does not establish goals on small purchases or any procurement that was initially less than \$25,000.

5.0 POLICY IMPACT: Does not apply.

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- 6.0 ECONOMIC IMPACT: This procurement shall be payable from the RTA Capital Fund, Project Development & Engineering Department budget.
- 7.0 ALTERNATIVES: Reject this amendment. Rejection of this amendment would delay the obtaining a "No Further Action" (NFA) status from the Bureau of Underground Storage Tank Regulations (BUSTR), and risk environmental penalties.
- 8.0 RECOMMENDATION: It is recommended that the contract increase be accepted and the resolution passed authorizing the General Manager to amend the 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