

RESOLUTION NO. 2003-023

AUTHORIZING CONTRACT NO. 2002-117 WITH R. E. WARNER & ASSOCIATES, INC., FOR PROJECT 9.79- CONSULTANT FOR LIGHTNING PROTECTION STUDY IN THE AMOUNT OF \$25,200.00 (RTA CAPITAL FUND, PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to conduct an engineering study to determine lightning protection requirements at key properties throughout its transit system; and

WHEREAS, it is necessary to employ an engineering consultant to conduct said study; and

WHEREAS, the proposal of R. E. Warner & Associates, Inc., with offices at 24600 Center Ridge Road, Suite 300, Westlake, Ohio 44145, to perform said study was received on October 16, 2002, in response to a competitive solicitation; and

WHEREAS, R. E. Warner & Associates, Inc., was determined to be the most technically qualified firm offering to perform such study; and

WHEREAS, after negotiations, R. E. Warner & Associates, Inc., submitted its best and final proposal to perform said services for a price of \$25,200.00; and

WHEREAS, the General Manager deems acceptance of the offer of R. E. Warner & Associates, Inc., 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 R. E. Warner & Associates, Inc., as negotiated, to perform a lightning protection study 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 R. E. Warner & Associates, Inc., for the performance of said services.

Section 3. That said contract shall be payable from the RTA Capital Fund, Project Development & Engineering Department Budget, in the amount of twenty-five thousand two hundred & 00/100 dollars (\$25,200.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, 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.


Resolution No. 2003 – 023
Page 2

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

Adopted: March 18, 2003



President

Attest: 

CEO, General Manager/Secretary-Treasurer



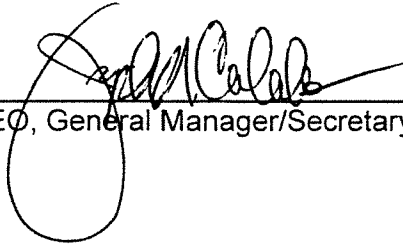
TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2002-117 WITH R. E. WARNER & ASSOCIATES, INC., FOR PROJECT 9.79 – CONSULTANT FOR LIGHTNING PROTECTION STUDY IN THE AMOUNT OF \$25,200.00 (RTA CAPITAL FUND, PROJECT DEVELOPMENT AND ENGINEERING DEPARTMENT BUDGET)	Resolution No.: 2003-023
	Date: February 13, 2003
	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 enter into a contract with R. E. Warner & Associates, Inc., for a Lightning Protection Study.
- 2.0 DESCRIPTION/JUSTIFICATION: In the past two years the Authority experienced extensive lightning damage to property and equipment. Last year a major strike hit the rail complex and damaged the communications and computer systems. This project will study the Authority's rail facilities and other potentially vulnerable properties to determine solutions and equipment to prevent similar damage in the future.
- 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 an acceptable price was agreed upon with the first ranked firm.

R. E. Warner & Associates, Inc. completed a project similar to this one for the U.S. Air Force at Wright Patterson Air Force Base. They also designed the Brookpark Shop Rehabilitation for the Authority. A cost 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. 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 shall be payable from the RTA Capital Fund, Project Development & Engineering Department budget, in the amount of twenty-five thousand two hundred and 00/100 dollars (\$25,200.00). The negotiated price is \$4,800.00 (16%) below the engineer's estimate of \$30,000.00.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will delay developing the systems needed to protect against the type of lightning strike damage previously experienced.
- 8.0 RECOMMENDATION: It is recommended that the offer of R. E. Warner & Associates, Inc. as negotiated be accepted and the resolution passed authorizing the General Manager to enter into a contract for Project 9.79- Lightning Protection Study.

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