

RESOLUTION 2003- 049

AMENDING EMERGENCY RESOLUTION NO. 2003-035 AND RATIFYING THE ACTION OF THE GENERAL MANAGER TO MODIFY CONTRACT NO. 2003-030 TO TRI-COUNTY TOOL & SUPPLY, INC., FOR THE FURNISHING OF FOUR (4) DRIVE-ON PLATFORM LIFTS, AND INCREASING THE PRICE OF SAID CONTRACT BY \$60,161.62 FROM A TOTAL PRICE OF \$ 94,800.00 TO A TOTAL PRICE OF \$154,961.62 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET).

WHEREAS, by Resolution No. 2003-035, the Board of Trustees declared an emergency and authorized Contract No. 2003-030 with Tri-County Tool & Supply, Inc., located at 6734 Wooster Pike, Medina, OH 44256 for the furnishing of four (4) drive-on platform lifts, as specified, at a price not to exceed \$94,800.00; and

WHEREAS, prior to entering into said contact, the General Manager determined that said lifts were not certified as to their capability to meet the Authority's requirements; and

WHEREAS, the General Manager determined that a post lift from a different manufacturer which is so certified is available from Tri-County Tool & Supply, Inc.; and

WHEREAS, the General Manager determined that the purchase of the certified lift will provide increased safety for those operating them; and

WHEREAS, pursuant to the emergency declaration, the General Manager entered into a contract with Tri-County Tool & Supply, Inc., for three Mohawk Model TR 50 post drive-on lifts at a total price of \$154,961.62.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That Section 1 of Resolution No. 2003-035 is hereby replaced with the following language:

"Section 1. That an emergency be declared and that the action of the General Manager in entering into a contract with Tri-County Tool & Supply Inc. for three (3) Mohawk Model No. TR 50 post lifts under emergency procurement action is hereby ratified."

Section 2. That Sections 2 and 3 of Resolution No. 2003-035 are hereby rescinded and deleted.

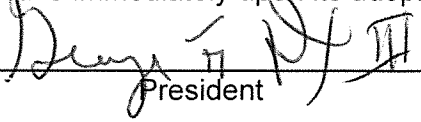
Section 3. That Section 4 of Resolution No. 2003-035 is hereby replaced with the following language:

That said contract shall be payable from the RTA Development Fund, Fleet Management Department Budget, in the amount of one hundred fifty-four thousand nine hundred sixty-one & 62/100 dollars (\$154,961.62).

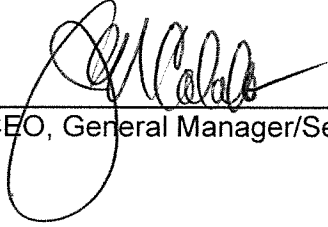
Section 4. That all other sections of said Resolution No. 2003-035 shall remain unchanged.

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

Adopted: April 15, 2003



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AMENDING EMERGENCY RESOLUTION NO. 2003-035 AND RATIFYING THE ACTION OF THE GENERAL MANAGER TO MODIFY CONTRACT NO. 2003-030 TO TRI-COUNTY TOOL & SUPPLY, INC., FOR THE FURNISHING OF FOUR (4) DRIVE-ON PLATFORM LIFTS, AND INCREASING THE PRICE OF SAID CONTRACT BY \$60,161.62 FROM A TOTAL PRICE OF \$94,800.00 TO A TOTAL PRICE OF \$154,961.62 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET).	Resolution No.: 2003-049
	Date: April 10, 2003
	Initiator: Fleet Management
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 ratify the action of the General Manager in revising the purchase of drive-on lifts as authorized by the Board of Trustees under an emergency declaration in Resolution No. 2003-035.
- 2.0 DESCRIPTION/JUSTIFICATION: Drive-on platform lifts are required at the Woodhill Facility due to the consolidation of the district garages and the inability of the present lifts to service the heavier NABI low floor coaches. In order to meet this need, the Authority planned to purchase four Gemini 50 drive-on lifts, which were believed to meet all safety requirements, including a third-party certification of their capabilities. During a pre-award review, it was discovered that these lifts were not so certified. Acting under his emergency authority, the General Manager determined that it was in the best interest of the Authority to purchase heavy-duty lifts by a different manufacturer, which are certified. These lifts are more durable and will provide a safer environment for our employees. The Operations Division determined that it would be feasible to maintain buses at Woodhill with only three of the heavier-duty lifts. These lifts are also available from Tri-County Tool & Supply, Inc., the supplier named in Resolution No. 2003-035.
- 3.0 PROCUREMENT BACKGROUND: Ohio Revised Code Section 306.43(H) (1), and Section 24.0 of the GCRTA Procurement Policies authorizes the General Manager, under emergency conditions, to direct that a non-competitive procurement be conducted to the minimum extent needed to meet an emergency situation. An industry survey verified that the price offered by Tri-County, after negotiations, of \$154,961.62 for the three lifts including installation was competitive.
- 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 RTA Development Fund, Fleet Management Department Budget, including but not limited to Capital Grant OH-03-0162, Line Item 11.42.20, in the amount of \$154,961.62 (\$123,969.30 in Federal Funds, which represents 80% of the total cost).

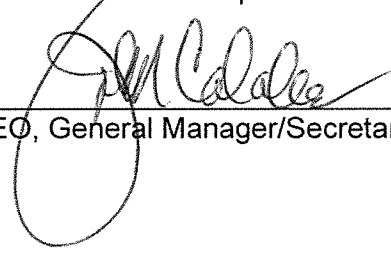
STAFF SUMMARY AND COMMENTS

Ratifying Emergency Purchase

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- 7.0 ALTERNATIVES: Reject this Ratification. Rejection of this ratification would leave the Authority unable to pay for lifts already ordered, and would prevent the timely servicing of coaches at the Woodhill Garage.
- 8.0 RECOMMENDATION: It is recommended that the resolution be passed confirming the General Manager's action.
- 9.0 ATTACHMENT: Resolution No. 2003-035.

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



CEO, General Manager/Secretary-Treasurer