

RESOLUTION NO. 2003-102

AUTHORIZING CONTRACT NO. 2003-058 WITH THE CITY OF SHAKER HEIGHTS FOR LANDSCAPE MAINTENANCE AND PARKING LOT SNOW REMOVAL FOR A PERIOD OF THREE YEARS, AT A PRICE NOT TO EXCEED \$509,311.00 (GENERAL FUND, RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, Ohio Revised Code, Section 306.43(H)(4), permits a regional transit authority to enter into agreements for goods or services with another political subdivision without competition; and

WHEREAS, by virtue of the Mass Transit System Transfer Agreement of 1975, the City of Shaker Heights and the Greater Cleveland Regional Transit Authority agreed that said City will perform maintenance of grounds adjoining rail rights-of-way and will remove snow from the Authority's parking lots at rail stations within said City and that the Authority shall reimburse said City for the cost thereof; and

WHEREAS, the parties wish to renew this Agreement for a period of three years commencing January 1, 2003 and ending December 31, 2005.

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

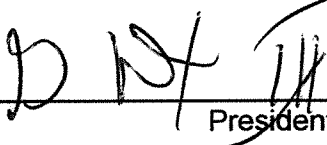
Section 1. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with the City of Shaker Heights for the maintenance of grounds adjoining rail rights-of-way and removal of snow from the Authority's parking lots at rail stations within said City for the period commencing January 1, 2003 and continuing through December 31, 2005.

Section 2. That said contract shall be payable from the General Fund - Rail District Department Budget at a price not to exceed five hundred nine thousand three hundred eleven & 00/100 dollars (\$509,311.00).

Section 3. That said contract shall be binding upon and an obligation of the Authority, contingent upon appropriation of funds for future years and 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.

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

Adopted: July 15, 2003

  
\_\_\_\_\_  
President

Attest:   
\_\_\_\_\_  
CEO/General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority  
**STAFF SUMMARY AND COMMENTS**

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| TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2003-058 WITH THE CITY OF SHAKER HEIGHTS FOR LANDSCAPE MAINTENANCE AND PARKING LOT SNOW REMOVAL FOR A PERIOD OF THREE YEARS, AT A PRICE NOT TO EXCEED \$509,311.00 (GENERAL FUND, RAIL DISTRICT DEPARTMENT BUDGET) | Resolution No.:<br>2003 - 102       |
|  | Date: July 10, 2003                 |
|  | Initiator: Rail District Department |
| ACTION REQUEST:<br><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 renew an existing agreement by which the City of Shaker Heights performs landscape maintenance of the Authority's right-of-way along the Blue and Green Rapid Transit Lines and removes snow from the Authority's rail station parking lots within the City. The term of the agreement is three years. Under the agreement, the Authority compensates the City for its labor and material costs pursuant to a fixed schedule of services. The term of the agreement covers the term of the City's union agreements.

2.0 DESCRIPTION/JUSTIFICATION: This agreement was entered into as part of the Mass Transit System Transfer Agreement by which the Authority acquired the Shaker Heights Rapid Transit System, including the right-of-way. Shaker Heights reserved to itself the right to perform these services, and the Authority agreed to compensate it for the cost incurred.

3.0 PROCUREMENT BACKGROUND: The current agreement was authorized by Resolution 2000-099, approved on July 18, 2000. It expired on December 31, 2002. At that time, the City of Shaker Heights had not reached new agreements with its union, and the parties agreed to extend the agreement until the union negotiations were completed and the new rates established. The parties agreed that the new agreement would be retroactive to January 1, 2003, the date on which the City's new labor rates were effective. The City has reached agreement with Municipal Foremen & Laborers' Union Local 1099 on a 3% wage increase for the year 2003, and is continuing to negotiate for 2004 and 2005. For purposes of this action, and after consultation with the City of Shaker Heights, we have assumed a 3.5% increase for each of those years, based upon the City's agreements with its police and fire unions.

The total cost for the period from January 1, 2003 through December 31, 2005 is not to exceed \$509,311.00. The annual costs are: for the year 2003 - \$163,965.00 (fixed), year 2004 - \$169,703.00 (estimated), and for year 2005 - \$175,643.00 (estimated).

4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: Does Not Apply.

5.0 POLICY IMPACT: This action will carry out a provision of the agreement by which the Authority acquired the Blue and Green Rapid Transit Lines.

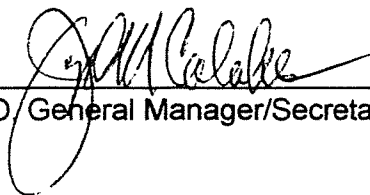
6.0 ECONOMIC IMPACT: This agreement will be funded through the General Fund, Rail District Department budget, at a price not to exceed \$509,311.00.

7.0 ALTERNATIVES: Reject this agreement: Rejection of this agreement would represent a breach of the Mass Transit System Transfer Agreement.

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Shaker Heights Maintenance Agreement  
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- 8.0 RECOMMENDATION: It is recommended that the resolution be adopted and the General Manager be authorized to enter into the agreement.
- 9.0 ATTACHMENTS: None.

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



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CEO / General Manager / Secretary-Treasurer