

RESOLUTION NO. 2003-115

AUTHORIZING CONTRACT NO. 2002-056 WITH R.E. WARNER & ASSOCIATES, INC., FOR PROJECT 9.91, ON CALL A/E SERVICES IN THE AMOUNT NOT TO EXCEED \$250,000.00 (RTA CAPITAL AND DEVELOPMENT FUNDS, PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET).

WHEREAS, the Greater Cleveland Regional Transit Authority requires Architect/Engineering Services to prepare plans, specifications, cost, schedule of construction estimates, and construction support for projects that may be assigned by the Engineering Project Manager; 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 services was received on May 29, 2003, in response to a competitive solicitation; and

WHEREAS, R.E. Warner & Associates, Inc. has agreed to perform the required services for the negotiated labor rates to be used in subsequent task orders at a total price not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00); and

WHEREAS, the General Manager deems R.E. Warner & Associates, Inc. to be the most qualified firm to provide said services and finds the negotiated hourly rates to be fair and reasonable for those services and, therefore, recommends acceptance thereof by the Board of Trustees.

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

Section 1. That the negotiated offer of R.E. Warner & Associates, Inc. be and is hereby accepted as advantageous to the Authority, price and all other factors considered to provide various task order services under Project 9.91, On Call A/E Services.

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 incorporate and be consistent with the proposal dated May 29, 2003 as modified by negotiations.

Section 4. That said contract shall be payable from the RTA Capital and Development Funds, Project Development & Engineering Department Budget, including but not limited to 100% local funds and future funds to be determined, in an amount not to exceed \$250,000.00.

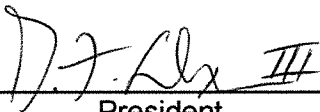
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Section 5. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation of funds, compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2003-107; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 6. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that R. E. Warner & Associates will attempt to exceed the 15% minimum DBE goal assigned to this procurement.

Section 7. That this resolution shall become effective immediately upon its adoption.

Adopted: August 19, 2003



President

Attest: 

CEO, General Manager/Secretary-Treasurer

Form
100-326
07-03-97



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2003-056 WITH R.E. WARNER & ASSOCIATES, INC., FOR PROJECT 9.91, ON CALL A/E SERVICES IN THE AMOUNT NOT TO EXCEED \$250,000.00 (RTA CAPITAL AND DEVELOPMENT FUNDS, PROJECT DEVELOPMENT & ENGINEERING DEPARTMENT BUDGET).	Resolution No.: 2003-115
	Date: August 19, 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 On Call A/E Services.

2.0 DESCRIPTION/JUSTIFICATION: The Authority requires A/E services that can be quickly assigned as projects are identified and/or specialized support is required. The On Call A/E Services can provide architectural, civil, mechanical, HVAC, plumbing and structural systems designs. The base term of this contract shall be 18 months from the Notice to Proceed on the first assignment and shall include all task orders issued during that period. Completion of task orders so issued may exceed the term specified. The total of all task orders issued for the performance of this contract shall not exceed \$250,000.00 for the base term of the contract.

3.0 PROCUREMENT BACKGROUND: These services were solicited through a competitive negotiated procurement, utilizing the 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, negotiations were held with the first ranked firm and an acceptable price was reached.

R.E. Warner & Associates, Inc., was awarded the contract for the Authority Print Shop Relocation, a design project similar to those being considered. They also designed the Brookpark Shop Rehabilitation for the Authority. A cost analysis was performed, and the Procurement Department has determined the negotiated rates that will be used to negotiate prices for each task to be fair and reasonable to the Authority.

4.0 DBE/AFFIRMATIVE ACTION BACKGROUND:: All Affirmative Action requirements have been met. A 15% DBE goal was established for this procurement. R.E. Warner has committed to achieve the goal through the utilization of the following DBE firm(s)*:

DBE(s) Name/Address	DBE Category	Scope of Work	Amount	Percent
The Outside In Beachwood, Ohio	African American Male	Landscape Architecture Civil/Site Design		
Dynatech Consulting Engineers Warrensville Hts., Ohio	African American Male	Mechanical & Electrical Engineering		
Calvin Singleton & Associates Cleveland Heights, Ohio	African American Male	Architecture & Interior Design		
		Total DBE Participation:	\$37,500	15%*

* This is a task order contract for Architectural and Engineering services on an as-needed basis. R.E. Warner has committed to subcontract a minimum of 15% of the entire contract amount to the DBE firms listed above.

5.0 POLICY IMPACT: Does not apply.

6.0 ECONOMIC IMPACT: This contract shall be payable from the RTA Capital and Development Funds, Project Development and Engineering Department Budget, including but not limited to 100% local funds and future funds to be determined, in an amount not to exceed \$250,000.00.

7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will delay the needed On Call A/E Services design task orders and eventual construction projects for the respective RTA facility. If the Authority solicited these services on a per project basis, it would have a negative impact on schedule and costs.

8.0 RECOMMENDATION: The Board of Trustees Planning & Development Committee reviewed this procurement at its August 5, 2003 meeting and recommended approval by the Board of Trustees. As tasks are developed, staff will provide the Board of Trustees with a description of the project, the estimated DBE percentage, the estimated value of the project, and the estimated cost of the On Call A/E services for the task. It is recommended that the offer of R.E. Warner & Associates, Inc., be accepted and the resolution passed authorizing the General Manager to enter into a contract for Project 9.91-On Call A/E Services.

9.0 ATTACHMENTS: None.

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



CEO, General Manager/Secretary-Treasurer