

RESOLUTION NO. 2004-38

AUTHORIZING CONTRACT 2004-027 WITH OIH, INC. TO PROVIDE NON-RAIL LANDSCAPING SERVICE, AS REQUIRED, THROUGH THE STATE OF OHIO, STATE USE PROGRAM, IN AN AMOUNT NOT TO EXCEED \$76,692.76 (GENERAL FUND – SERVICE MANAGEMENT DEPARTMENT BUDGET).

WHEREAS, the Authority has a requirement to obtain landscaping and turf maintenance services, as specified, at approximately 36 non-rail locations in the Greater Cleveland area; and

WHEREAS, Ohio's State Use Law, Ohio Revised Code Sections 4115.31-4115.35, was established to offer quality services and products used by state and local governments, and quality of life for Ohio's adult citizens with disabilities; and

WHEREAS, the State Use Program provides a vehicle for the purchase of products and services by government agencies and is exempt from the competitive bidding process; and

WHEREAS, Ohio Revised Code, Section 306.43 (H) (4) permits the Trustees of the Regional Transit Authority to enter into agreements with the state; and

WHEREAS, the General Manager has deemed it to be in the best interest of the Authority to enter into a contract with OIH, Inc.

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 Contract 2004-027 with OIH, Inc. to provide landscaping services through December 31, 2004.


Section 2. That said contract shall be payable from the RTA General Fund, Service Management Department budget, in an amount not to exceed seventy-six thousand six hundred ninety-two and 76/100 dollars (\$76,692.76).

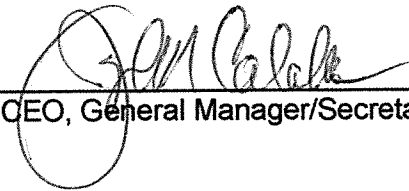
Section 3. That said contract shall be binding upon and an obligation of the Authority, contingent upon compliance by the contractor to the Specifications and Addenda; if any, the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2003-107; bonding and insurance requirements, and all applicable laws relating to contractual obligations of the Authority.

Section 4. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that OIH, Inc. will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: March 16, 2004

  
\_\_\_\_\_  
President

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



Form 100-326  
07-03-97

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

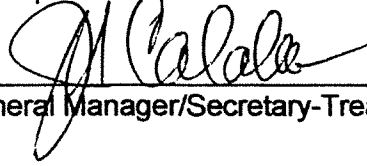
<b>TITLE/DESCRIPTION:</b> AUTHORIZING CONTRACT 2004-027 WITH OIH, INC. TO PROVIDE NON-RAIL LANDSCAPING SERVICE, AS REQUIRED, THROUGH THE STATE OF OHIO STATE USE PROGRAMING AN AMOUNT NOT TO EXCEED \$76,692.76 (GENERAL FUND – SERVICE MANAGEMENT DEPARTMENT BUDGET).	<b>Resolution No.:</b> 2004-38
	<b>Date:</b> March 11, 2004
	<b>Initiator:</b> Service Management Dept.
<b>ACTION REQUEST:</b> <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 allow the Authority to enter into a contract with OIH, Inc. to provide landscaping and turf maintenance services, as specified, through December 31, 2004 at 36 non-rail locations in the Greater Cleveland area.
- 2.0 **DESCRIPTION/JUSTIFICATION:** This contract will allow professional landscape maintenance of the Authority's non-rail facilities.
- 3.0 **PROCUREMENT BACKGROUND:** Ohio's State Use Law, Ohio Revised Code Sections 4115.31-4115.35, was established to offer quality services and products used by state and local governments, and quality of life for Ohio's adult citizens with disabilities. OIH, Inc. is a private nonprofit organization which administers this program. The State Use Committee is responsible for determining the suitability of products and services for the State Use Program procurement list, and they approve work for this program at the quoted prices. Landscaping and lawn care are both offered services under this program.  
  
A cost analysis has been performed and the Procurement Department has determined that the price of OIH is fair and reasonable and most advantageous to the Authority. The rates established in the original agreement will be maintained.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements included in the State Use program.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** The contract will be funded through the RTA General Fund, Service Management Budget, at a price not to exceed seventy-six thousand six hundred ninety-two & 76/100 dollars (\$76,692.76).
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this proposal will leave the Authority without the ability to perform normal landscaping services.
- 8.0 **RECOMMENDATION:** It is recommended that the contract with OIH, Inc. be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.

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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