

RESOLUTION NO. 2004- 121

AUTHORIZING CONTRACT NO. 2004-069 WITH ANTHONY ALLEGA CEMENT CONTRACTOR, INC. FOR THE ECTP TRANSIT ZONE - PROJECT 38-C01, NORTH OF EUCLID AVENUE IN AN AMOUNT NOT TO EXCEED \$3,372,731.13 (RTA DEVELOPMENT FUND - EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET).

WHEREAS, the Euclid Corridor Transportation Project (ECTP as defined includes C01- Transit Zone, north of Euclid Avenue which consists of the rehabilitation of several streets totaling 2.31 miles in the downtown CBD; and

WHEREAS, the bid of Anthony Allega Cement Contractor, Inc. located at 5585 Canal Road, Valley View, Ohio 44125 for the ECTP Transit Zone - Project 38-C01, North of Euclid Avenue, was received on September 1, 2004 in an amount not to exceed \$3,372,731.13; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Anthony Allega Cement Contractor, Inc., to be the lowest responsive bid from a responsible bidder for said work and 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 bid of Anthony Allega Cement Contractor, Inc. for the ECTP Transit Zone - Project 38-C01, North of Euclid Avenue, be and the same is hereby accepted as the lowest responsive bid from a responsible bidder.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Anthony Allega Cement Contractor, Inc. for the ECTP Transit Zone - Project 38-C01, North of Euclid Avenue, contingent upon receipt of a Letter of No Prejudice or a Full Funding Grant Agreement from the Federal Transit Administration.

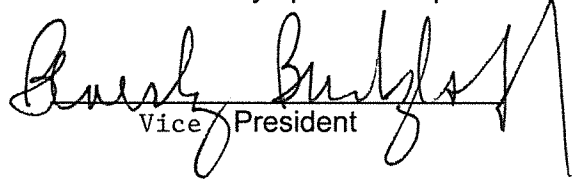
Section 3. That said contract shall be payable from the RTA Development Fund - Euclid Corridor Transportation Project budget, including but not limited to Capital Grant OH-90-X484 in an amount not to exceed \$3,372,731.13 (\$2,698,185 in Federal Funds which represents 80% of the total costs). Federal funding of this project is provided by NOACA, the metropolitan planning organization for Greater Cleveland, and the Ohio Department of Transportation. The awarding of this contract and use of the grant dollars is dependent upon approval of a Letter of No Prejudice or a Full Funding Grant Agreement from the Federal Transit Administration.

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; if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2004-112; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.


Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Anthony Allega Cement Contractor, Inc. will exceed the 27% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: September 21, 2004


Vice 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. 2004-069 WITH ANTHONY ALLEGA CEMENT CONTRACTOR, INC. FOR THE ECTP TRANSIT ZONE - PROJECT 38-C01, NORTH OF EUCLID AVENUE IN AN AMOUNT NOT TO EXCEED \$3,372,731.13 (RTA DEVELOPMENT FUND - EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET).		Resolution No.: 2004- 121
		Date: September 16, 2004
		Initiator: Euclid Corridor Transportation Project
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 allow the Authority to enter into a contract for the ECTP Transit Zone - Project 38-C01, North of Euclid Avenue.
- 2.0 DESCRIPTION/JUSTIFICATION: Project 38-C01 will allow for the resurfacing and improvement of approximately 2.31 miles of streets, which include St. Clair, Superior, East 12th, East 13th, and East 17th. These improvements will allow for the smooth operation of vehicles when the Euclid Corridor Transportation Project (ECTP) becomes operational. This is the first of six construction contracts that will complete the Euclid Corridor Transportation Project.

3.0 PROCUREMENT BACKGROUND: Invitations for bids were issued to a total of one hundred twelve (112) prospective bidders. Three (3) bids were received on September 1, 2004 as follows:

Anthony Allega Cement Contractor, Inc. 5585 Canal Road Inc. Valley View, Ohio 44125	\$3,372,731.13
Perk Company, Inc. 55 Industry Drive Bedford, OH 44146	\$4,171,972.00
Burton Scott Contractors, LLC 14728 Maplewood Drive Burton, Ohio 44021	\$4,321,966.57

The Basis of Award is the lowest responsive bid received from a responsible bidder.

The Anthony Allega Cement Contractor, Inc. has participated as a prime contractor on large projects such as the West 117th Street reconstruction and the new runway at Cleveland Hopkins International Airport. The Project Manager indicated their performance was satisfactory.

The Procurement Department performed a price analysis and the \$3,372,731.13 bid submitted by the Anthony Allega Cement Contractor, Inc. is considered fair and reasonable.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 27% DBE goal was established for this procurement. Anthony Allega Cement Contractor, Inc. committed to exceed the goal through the utilization of the following DBE firm(s):

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DBE(s) Name/Address	DBE Category	Scope of Work	Amount	Percent
Ed Arch Associates, Inc. Shaker Hts., Ohio	African American Male	CPM Schedule and As- built Drawings	\$5,160.00	.15%
Granger Trucking, Inc.	African American Male	Stone and Sand Delivery	\$30,920.00	.92%
McTech Corporation Cleveland, Ohio	African American Male	Granite and concrete sidewalk, ADA ramp, Concrete curb, Draintile, All removal and adjustment as required.	\$887,523.87	26.31%
Total DBE Participation			\$923,603.87	27.38%

5.0 POLICY IMPACT: Does not apply.

6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Euclid Corridor Transportation Project budget including but not limited to Capital Grant OH-90-X484, Line Item 13.23.01 in an amount not to exceed \$3,372,731.13 (\$2,698,185.00 in Federal Funds which represents 80% of the total costs). Federal funding for this project is provided by NOACA, the metropolitan planning organization for Greater Cleveland, and the Ohio Department of Transportation.

The Engineer's Estimate for this project was \$3,100,000.00. The budget amount was \$3,400,000.00. The bid price of \$3,372,731.13 is \$272,731.13 (8.7%) higher than the Engineer's Estimate.

7.0 ALTERNATIVES: Reject this bid. Rejection of award will delay the first construction contract for the Euclid Corridor Transportation Project and delay improvement of service to Authority customers.

8.0 RECOMMENDATION: This project was reviewed by the Joint ECTP Ad Hoc Committee and Planning and Development Committee of the Board of Trustees at their September 7, 2004 meeting. It is recommended that the bid of Anthony Allega Cement Contractor, Inc. be accepted and the resolution passed authorizing the General Manager/Secretary- Treasurer to enter into a contract.

9.0 ATTACHMENTS: None.

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

Sheryl Kay Bengard acting for:

 CEO, General Manager/Secretary-Treasurer