

RESOLUTION NO. 2005- 89

AUTHORIZING CONTRACT NO. 2005-089 WITH CUMMINS BRIDGEWAY, LLC, TO FURNISH CATALYTIC CONVERTER EXHAUSTS & FUEL PUMPS, AS REQUIRED, FOR A ONE-YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$166,477.65 (GENERAL FUND - FLEET MANAGEMENT DEPARTMENT BUDGET).

WHEREAS, the Greater Cleveland Regional Transit Authority routinely requires the replacement of catalytic converter exhausts and fuel pumps on the Authority's transit vehicles; and

WHEREAS, after reasonable inquiry Cummins Bridgeway, LLC, the original manufacturer, is the only source available; and

WHEREAS, the Ohio Revised Code, Section 306.43H(2) authorizes that a regional transit authority may purchase goods or services, or any combination thereof if after reasonable inquiry the board or any officer or employee the board designates finds that only one source of supply is reasonably available; and

WHEREAS, after negotiations, Cummins Bridgeway, LLC, located at 7585 Northfield Road, Cleveland, OH 44146, has offered to furnish catalytic converter exhausts and fuel pumps, as required for one year in an amount not to exceed one hundred sixty-six thousand four hundred seventy-seven & 65/100 dollars (\$166,477.65); and

WHEREAS, the General Manager/Secretary-Treasurer deems the negotiated offer of Cummins Bridgeway, LLC, to be in the best interest of the Authority 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 offer of Cummins Bridgeway, LLC, as negotiated, to furnish catalytic converter exhausts and fuel pumps, as required, for a period of one year be and the same is hereby accepted as in the best interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Cummins Bridgeway, LLC, for catalytic converter exhausts and fuel pumps.

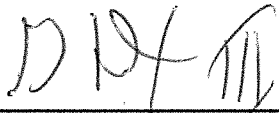
Section 3. That said contract shall be payable from the RTA General Fund, Fleet Management Department budget in an amount not to exceed one hundred sixty-six thousand four hundred seventy-seven & 65/100 dollars (\$166,477.65).

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 2005-51; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Cummins Bridgeway, LLC, will attempt to exceed the 0% DBE goal assigned to this procurement.

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

Adopted: July 19, 2005

  
\_\_\_\_\_  
President

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



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|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------|
| <b>TITLE/DESCRIPTION:</b><br>AUTHORIZING CONTRACT NO. 2005-089 WITH CUMMINS BRIDGEWAY, LLC, TO FURNISH CATALYTIC CONVERTER EXHAUSTS & FUEL PUMPS, AS REQUIRED, FOR A ONE-YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$166,477.65 (GENERAL FUND - FLEET MANAGEMENT DEPARTMENT BUDGET). | <b>Resolution No.:</b><br>2005-89             |
|                                                                                                                                                                                                                                                                                   | <b>Date:</b><br>July 14, 2005                 |
|                                                                                                                                                                                                                                                                                   | <b>Initiator:</b> Fleet Management Department |
| <b>ACTION REQUEST:</b><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 allow the Authority to enter into a contract to provide catalytic converters exhausts and fuel pumps for the Authority's transit vehicles, as required, for a period of one year.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has an on going need to replace catalytic converter exhausts and fuel pumps on the Authority's revenue vehicles.
- 3.0 **PROCUREMENT BACKGROUND:** The Purchasing Department attempted to competitively solicit bids for this requirement under IFB Nos. 2005-037 and 2005-067. A market survey was conducted to find out why prospective bidders did not respond to the solicitation. The majority stated they could not compete with the OEM.

Section 306.43H(2) of the Ohio Revised Code, authorizes a regional transit authority to purchase goods or services if after reasonable inquiry only one source of supply is available. The Procurement Department requested a proposal from Cummins Bridgeway, LLC, and after negotiations, their proposal was accepted as most advantageous to the Authority in an amount not to exceed \$166,477.65.

| Quantity | Part Number | Description / Used On                        | Negotiated Price | Extended Pricet     |
|----------|-------------|----------------------------------------------|------------------|---------------------|
| 20       | 75-21200    | Catalytic Converter Exhaust<br>2100 NOVA LFS | \$2,108.16       | \$42,163.20         |
| 15       | 75-39200    | Catalytic Converter Exhaust<br>9900 NOVA LFS | \$1,529.60       | \$22,944.00         |
| 40       | 87-39110    | Fuel Injection Pump<br>9900/2100 NOVA        | \$1,987.05       | \$79,482.00         |
| 15       | 87-61110    | Fuel Injection Pump<br>6100/6200/6300 ORION  | \$1,459.23       | \$21,888.45         |
|          |             |                                              | <b>TOTAL</b>     | <b>\$166,477.65</b> |

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Catalytic Converter Exhausts &  
Fuel Pumps  
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A cost analysis has been performed and the Procurement Department has determined that the negotiated price is fair and reasonable to the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE 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 payable from the General Fund, Fleet Management Department budget in an amount not to exceed one hundred sixty-six thousand four hundred seventy-seven & 65/100 dollars (\$166,477.65). This price is within the cost estimate.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would delay the replacement of catalytic converter exhausts and fuel pumps on the Authority's transit vehicles.
- 8.0 RECOMMENDATION: It is recommended that the offer of Cummins Bridgeway, LLC, as negotiated, 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.



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CEO, General Manager/Secretary-Treasurer