

RESOLUTION NO. 2005-153

AUTHORIZING CONTRACT NO. 2005-119 WITH EAST PENN MANUFACTURING CO. FOR THE FURNISHING OF BUS BATTERIES, AS SPECIFIED AND AS REQUIRED, FOR A TWO (2) YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$60,980.00 (GENERAL FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority requires the replacement of batteries for its revenue buses, paratransit and maintenance vehicles; and

WHEREAS, the bid of East Penn Manufacturing Co., located at P.O. Box 147 Deka Road, Lyon Station, PA 19536 for the furnishing of bus batteries, as specified and as required, for a period of two (2) years, was received on October 6, 2005; and

WHEREAS, the bid of East Penn Manufacturing Co., was the sole responsive bid received in response to this solicitation; and

WHEREAS, in accordance with Ohio Revised Code Section 306.43(B), when fewer than two responsive bids are received, a regional transit authority may negotiate a price with the sole responsive bidder or may rescind the solicitation and re-procure the item; and

WHEREAS, after negotiations, an amount of sixty thousand nine hundred eighty & 00/100 dollars (\$60,980.00) was agreed upon; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of East Penn Manufacturing Co., as negotiated, to be a responsive bid from a responsible bidder for the furnishing of bus batteries, as specified and as required, for a period of two (2) years.

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 East Penn Manufacturing Co., as negotiated, for the replacement of batteries for its revenues and paratransit buses and maintenance vehicles be and the same is hereby accepted as a 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 East Penn Manufacturing Co., for the furnishing of bus batteries, as specified and as required, for a period of two (2) years.


Section 3. That said contract shall be payable from the General Fund, Fleet Management Department budget, in an amount not to exceed sixty thousand nine hundred eighty & 00/100 dollars (\$60,980.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority, contingent upon appropriation of funds for future years, compliance by the contractor to the Specification and Addenda; if any, the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2005-051; 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 East Penn Manufacturing Co. will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: November 15, 2005

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



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

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2005-119 WITH EAST PENN MANUFACTURING CO. FOR THE FURNISHING OF BUS BATTERIES, AS SPECIFIED AND AS REQUIRED, FOR A TWO (2) YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$60,980.00 (GENERAL FUND, FLEET MANAGEMENT DEPARTMENT BUDGET).	Resolution No.: 2005-153
	Date: November 10, 2005
	Initiator: Fleet Management Department
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 1000 bus batteries, as specified and as required, for a period of two (2) years.
- 2.0 DESCRIPTION/JUSTIFICATION: The Authority has an on going need to replace defective batteries on its revenue vehicles, paratransit and maintenance vehicles. Periodic replacements of the batteries are required for engine cranking and to stabilize the charging system.
- 3.0 PROCUREMENT BACKGROUND: The solicitation was posted on the GCRTA Procurement web site and advertised in the local newspapers. One responsive bid was received on October 6, 2005. Another bid was received for this procurement but it was determined to be non-responsive.

Pursuant to Ohio Revised Code Section 306.43(B), the Authority may negotiate price when less than two responsive bids are received. Negotiations with East Penn Manufacturing Co. were unsuccessful in getting them to reduce their price.

East Penn Manufacturing Co	GCRTA Part#	Quantity	Unit Price	Core Credit	Extended Price
Type 31	88-24	500	\$47.56	\$3.75	\$21,905.00
Type 908D	88-26	500	\$88.15	\$10.00	\$39,075.00
Total					\$60,980.00

The bid of East Penn Manufacturing Co., as negotiated, has been determined by the Procurement Department to be a responsive bid from a responsible bidder. East Penn Manufacturing Co. is the current supplier of the Authority's bus batteries. A price analysis has been performed and the Procurement Department has determined the price to be 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 certified DBE firms.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded through the General Fund, Fleet Management Department budget, in an amount not to exceed sixty thousand nine hundred eighty & 00/100 dollars (\$60,980.00) for a two (2) year period. The Type 31 battery was bid approximately 4% over budget and the Type 908D battery was bid approximately 3% below budget resulting in a total amount approximately 2% below the total budget estimate.

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- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer would not allow for the timely replacement of bus batteries, which could cause unsafe or inoperable coaches risking potential accidents and service disruptions.
- 8.0 RECOMMENDATION: It is recommended that the bid of East Penn Manufacturing Co., 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