

RESOLUTION NO. 2006-4

AUTHORIZING CONTRACT NO. 2006-001 WITH THE CITY OF SHAKER HEIGHTS FOR LANDSCAPE MAINTENANCE AND PARKING LOT SNOW REMOVAL FOR A PERIOD OF THREE YEARS, AT A PRICE NOT TO EXCEED \$631,499.00 (GENERAL FUND, RAIL DISTRICT DEPARTMENT BUDGET).

WHEREAS, landscape maintenance of the Authority's rights-of-way along the Blue and Green lines and snow removal from the Authority's rail station parking lots is required within the City of Shaker Heights; and

WHEREAS, Ohio Revised Code, Section 306.43(H)(4), permits a regional transit authority to enter into agreements for goods or services with another political subdivision without competition; and

WHEREAS, by virtue of the Mass Transit System Transfer Agreement of 1975, the City of Shaker Heights and the Greater Cleveland Regional Transit Authority agreed that said City will perform maintenance of grounds adjoining rail rights-of-way and will remove snow from the Authority's parking lots at rail stations within said City and that the Authority shall reimburse said City for the cost thereof; and

WHEREAS, the parties wish to renew this agreement for a period of three years commencing January 1, 2006 and ending December 31, 2008 at a price not to exceed \$631,499.00, and

WHEREAS, the General Manager/Secretary-Treasurer deems the renewal of this agreement 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 General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with the City of Shaker Heights for the maintenance of grounds adjoining rail rights-of-way and removal of snow from the Authority's parking lots at rail stations within said City for the period commencing January 1, 2006 and ending December 31, 2008.

Section 2. That said contract shall be payable from the General Fund, Rail District Department budget at a price not to exceed six hundred thirty-one thousand four hundred ninety-nine & 00/100 dollars (\$631,499.00).

Section 3. That said contract shall be binding upon and an obligation of the Authority, contingent upon appropriation of funds for future years and contingent upon 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 the contractual obligations of the Authority.

Section 4. That this resolution shall become effective immediately upon its adoption.

Adopted: _____, 2006 _____
President

Attest: _____
General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2006-001 WITH THE CITY OF SHAKER HEIGHTS FOR LANDSCAPE MAINTENANCE AND PARKING LOT SNOW REMOVAL FOR A PERIOD OF THREE YEARS, AT A PRICE NOT TO EXCEED \$631,499.00 (GENERAL FUND, RAIL DISTRICT DEPARTMENT BUDGET)	Resolution No.: 2006 - 4
	Date: January 19, 2006
	Initiator: Rail District 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 renew an existing agreement by which the City of Shaker Heights performs landscape maintenance of the Authority's rights of way along the Blue and Green Lines and removes snow from the Authority's rail station parking lots within the City.
- 2.0 DESCRIPTION/JUSTIFICATION: This agreement was entered into as part of the Mass Transit System Transfer Agreement by which the Authority acquired the Shaker Heights Rapid Transit System, including the rights-of-way. Shaker Heights reserved the right to perform these services, and the Authority agreed to compensate it for the cost incurred. The term of the agreement is three years. Under the agreement, the Authority compensates the City for its labor and material costs pursuant to a fixed schedule of services. The term of the agreement covers the term of the City's union agreements.
- 3.0 PROCUREMENT BACKGROUND: The original contract entered into on November 23, 1982 and amended on May 1, 2000 and February 23, 2001 is an ongoing contractual agreement with the City of Shaker Heights which delineates the respective responsibilities as to the maintenance of the grounds and facilities adjoining the Blue and Green Lines of the Authority.

 The total price for the period from January 1, 2006 through December 31, 2008 is not to exceed \$631,499.00. The annual costs are as follows: year 2006 - \$200,317.00, year 2007 - \$210,333.00 and year 2008 - \$220,849.00. The total price is an increase of 5% over the previous agreement pricing.
- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: The Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements that are intergovernmental Agreements.
- 5.0 POLICY IMPACT: This action will carry out a provision of the agreement by which the Authority acquired the Blue and Green Lines.
- 6.0 ECONOMIC IMPACT: This agreement will be funded through the General Fund, Rail District Department budget, at a price not to exceed six hundred thirty-one thousand four hundred ninety-nine & 00/100 dollars (\$631,499.00).
- 7.0 ALTERNATIVES: Reject this agreement: Rejection of this agreement would represent a breach of the Mass Transit System Transfer Agreement.

8.0 RECOMMENDATION: It is recommended that the resolution be adopted and the General Manager/Secretary-Treasurer be authorized to enter into the agreement.

9.0 ATTACHMENTS: None.

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

CEO, General Manager/Secretary-Treasurer