

RESOLUTION NO. 2006-19

AUTHORIZING INTERAGENCY AGREEMENT WITH THE OHIO MARCS SYSTEM UNDER CONTRACT NO. 2005-091 TO ADD RADIO CHANNELS AND UPGRADE SYSTEMS AT A TOTAL COST OF \$250,000.00 (RTA DEVELOPMENT FUND – TRANSIT POLICE DEPARTMENT BUDGET)

WHEREAS, the Authority has identified with the State of Ohio the need for additional radio channels and equipment upgrades to Ohio MARCS (Multi-Agency Radio Communications System); and

WHEREAS, the equipment and services being procured are only available through the Ohio Marcs which, under previous resolutions, provided other certain equipment for the MARCS through Motorola, Inc. under Resolution No. 2005-128 and the State of Ohio MARCS; and

WHEREAS, the Ohio Revised Code, Section 306.43H (3) provides that competitive bidding is not required when the expenditure is for renewal or re-negotiation of a lease or license for telecommunications or electronic data processing equipment, services, or systems, or for the upgrade of such equipment, services or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns; and

WHEREAS, after negotiations, a total cost not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00) was agreed upon for the additional radio channels and equipment upgrades including additional frequencies for the Cuyahoga tower locations; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed the negotiated offer to provide the additional services, as specified, for the Ohio MARCS to be in the best interest of the Authority and recommends acceptance thereof to 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 Ohio MARCS for additional radio channels, system upgrades and user fees for the Authority's Transit Police MARCS, as specified, is hereby accepted.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Ohio MARCS to provide such equipment and services, as specified, for the Transit Police.

Section 3. That said contract shall be funded through the Homeland Security Grant and payable from the RTA Development Fund, Transit Police Department budget, including but not limited to FY 2005 Transit Security Grant Program funds at a total cost not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00).

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 thereto, 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 this resolution shall become effective immediately upon its adoption.

Adopted: _____, 2006

President

Attest: _____
CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AUTHORIZING INTERAGENCY AGREEMENT WITH THE OHIO MARCS SYSTEM UNDER CONTRACT NO. 2005-091 TO ADD RADIO CHANNELS AND UPGRADE SYSTEMS AT A TOTAL COST OF \$250,000.00 (RTA DEVELOPMENT FUND – TRANSIT POLICE DEPARTMENT BUDGET)	Resolution No.: 2006-19
	Date: February 16, 2006
	Initiator: Transit Police 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 with the State of Ohio MARCS (Multi-Agency Radio Communications System) for additional services for the Transit Police, as specified. The Ohio MARCS program is used by all agencies of the State of Ohio (State Highway Patrol, Department of Natural Resources, Department of Health, Department of Public Safety, Department of Rehabilitation and Corrections, Department of Transportation and all the Counties Sheriffs Offices). The MARCS greatly enhances the collective ability to communicate natural disasters and terrorist events, as well as, significantly improve the general public safety during daily operations.

2.0 DESCRIPTION/JUSTIFICATION: Ohio MARCS is the organization that provides radio communications for the State of Ohio (Ohio Highway Patrol, Turnpike Commission, Correctional Facilities, etc.). They operate over 200 tower sites throughout the state, with 8 towers covering Cuyahoga County providing proven and excellent outdoor portable radio communications coverage. Transit Police coverage requirements exceed the capabilities of the Siemens system. The Ohio MARCS program also provides interoperability between law enforcement agencies throughout the state. Both the Federal and State governments are encouraging the interoperability of systems. The City of Cleveland, as well as, Cuyahoga County Emergency Management Services are looking at the feasibility of creating an interoperability system for the Greater Cleveland area. Should the Authority wish to participate in the Greater Cleveland system, the equipment being procured for the Ohio MARCS program can be utilized.

By adding the GCRTA Transit Police to the MARCS program, additional radio channels and equipment upgrades are necessary to accommodate the additional radio traffic that the Transit Police will generate. The eight towers in Cuyahoga and surrounding Counties provide good coverage, however; the towers require equipment upgrades including additional frequencies and hardware to support the Authority's radio traffic.

3.0 PROCUREMENT BACKGROUND: This sole source contract is exempt from competitive bidding as authorized under Section 306.43H (3) of the Ohio Revised Code. The Board of Trustees was advised of this additional request by Resolution No. 2005-128 when the purchase of the Transit Police radio equipment was procured under the State of Ohio Cooperative Purchasing Agreement.

The total cost of the tower upgrades is \$500,000.00. As agreed by both parties, the state and the Authority will each pay \$250,000.00 of this total cost. 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: The Office of Business Development does not establish DBE goals or conduct Affirmative Action reviews on Interagency Agreements.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This contract will be funded through the RTA Development Fund, Transit Police Department budget, including but not limited to FY 2005 Transit Security Grant Program funds at a total cost of two hundred fifty thousand & 00/100 dollars (\$250,000.00).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would prevent the Authority's Transit Police from participating in the Ohio MARCS program.
- 8.0 RECOMMENDATION: This procurement was discussed by the Board of Trustees Operations Committee at their November 1, 2005 meeting. It is recommended that the offer of the State of Ohio MARCS be accepted and a resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.
- 9.0 ATTACHMENT: None

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

CEO, General Manager/Secretary-Treasur