

RESOLUTION NO. 2006-53

AUTHORIZING CONTRACT NO. 2006-010 WITH PERK COMPANY, INC. FOR THE REHABILITATION OF EUCLID AVENUE FROM PUBLIC SQUARE TO THE INNERBELT BRIDGE AND EAST 17TH STREET EXTENSION - PROJECT 38-C02 IN AN AMOUNT NOT TO EXCEED \$ 22,892,490.29 (RTA DEVELOPMENT FUND - EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET).

WHEREAS, the Euclid Corridor Transportation Project (ECTP), as defined, includes C02, Rehabilitation of Euclid Avenue from Public Square to the Innerbelt Bridge and East 17th Extension; and

WHEREAS, the bid of Perk Company Inc., located at 8100 Grand Avenue, Cleveland, Ohio 44104 for the Rehabilitation of Euclid Avenue from Public Square to the Innerbelt Bridge and East 17th Extension was received on March 8, 2006 in an amount not to exceed \$22,892,490.29; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Perk Company, 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 Perk Company Inc. for the Rehabilitation of Euclid Avenue from Public Square to the Innerbelt Bridge and East 17th Extension, Project 38-C02, 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 Perk Company, Inc. for the Rehabilitation of Euclid Avenue from Public Square to the Innerbelt Bridge and East 17th Extension, Project 38-C02.

Section 3. That said contract shall be payable from the RTA Development Fund - Euclid Corridor Transportation Project budget, including but not limited to Capital Grants OH-90-X530 (\$7,885,500.00), OH-90-X484 (\$1,035,000.00), OH-30-0247 (\$6,089,910.97) and ODOT Non-FFGA funding in an amount of \$7,882,079.32 for a total contract amount not to exceed \$22,892,490.29 (\$19,614,092.24 in Federal Funds which represents 86% of the total cost). A portion of the Federal funding for this project is provided by NOACA, the Metropolitan Planning Organization for Greater Cleveland and the Ohio Department of Transportation. This award is contingent upon FTA approval and release of Federal funds for this contract.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon availability of Federal funds, compliance by the contractor to the Specifications 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.

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Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Perk Company, Inc. will exceed the 20% minimum DBE goal assigned to this procurement.

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

Adopted: March 21, 2006

President

Attest: _____
CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2006-010 WITH PERK COMPANY, INC. FOR THE REHABILITATION OF EUCLID AVENUE FROM PUBLIC SQUARE TO THE INNERBELT BRIDGE AND EAST 17TH STREET EXTENSION - PROJECT 38-C02 IN AN AMOUNT NOT TO EXCEED \$22,892,490.29 (RTA DEVELOPMENT FUND - EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

Resolution No.:
2006-53

Date:
March 16, 2006

Initiator: Euclid Corridor
Transportation Project

ACTION REQUEST:

Approval Review/Comment Information Only Other _____

- 1.0 PURPOSE/SCOPE: This action will allow the Authority to enter into a contract for the ECTP Rehabilitation of Euclid Avenue from Public Square to the Innerbelt Bridge and East 17th Extension, Project 38-C02,
- 2.0 DESCRIPTION/JUSTIFICATION: Project 38-C02 is for the improvement of Euclid Avenue. These improvements will allow for the smooth operation of vehicles when the Euclid Corridor Transportation Project (ECTP) becomes operational. This is the sixth of seven construction contracts that is needed to complete the Euclid Corridor Transportation Project.
- 3.0 PROCUREMENT BACKGROUND: This solicitation was posted on the GCRTA Procurement website and advertised in the local newspapers. Invitations for bids were issued to a total of sixty-three (63) prospective bidders. Two (2) bids were received on March 8, 2006, as follows:

Perk Company, Inc. 55 Industry Drive Bedford, OH 44146	\$ 22,892,490.29
Great Lakes Construction Co. 2608 Great Lakes Way Hinkley, Ohio 44233	\$ 23,188,557.30

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

Perk Company Inc. has participated as the prime contractor on large projects, such as, Rockside Road rehabilitation for the City of Independence, Bridge over Rockside for ODOT and the reconstruction of Kinsman for the City of Cleveland.

The Project Manager indicated their performance was satisfactory.

The Procurement Department performed a price analysis and the bid submitted by the Perk Company, Inc is considered fair and reasonable to the Authority.

4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 20% DBE goal was established for this procurement. Perk Company, Inc. committed to exceed the goal through the utilization of the following DBE firm(s):

DBE(s) Name/Address	DBE Category	Scope of Work	Amount	Percent
McTech Corporation	African American Male	Supply of all ready mix concrete and aggregates, pavement removal, granite work, misc. trucking	\$5,050,000	22%
Total DBE Participation			\$5,050,000	22%

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 Grants OH-90-X530 (\$7,885,500.00), OH-90-X484 (\$1,035,000.00), OH-03-0247 (\$6,089,910.97) and ODOT Non-FFGA funding in the amount of \$7,882,079.32 for a total contract amount not to exceed \$22,892,490.29 (\$19,614,092.24 in Federal Funds which represents 86% of the total cost). A portion of the Federal funding for this project is provided by NOACA, the Metropolitan Planning Organization for Greater Cleveland and the Ohio Department of Transportation. This award is contingent upon FTA approval and release of Federal funds for this contract. The bid price is 6.6% higher than both the Engineer's Estimate and budgeted amount of \$21,400,000.00.

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

8.0 RECOMMENDATION: This project was reviewed by the Planning and Development Committee at their March 14, 2006 meeting. It is recommended that the bid of Perk Company, 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.

CEO, General Manager/Secretary-Treasurer