

RESOLUTION NO. 2006-67

AUTHORIZING CONTRACT NO. 2006-034 WITH TYCO/SIMPLEX GRINNELL TO PROVIDE ANNUAL SAFETY INSPECTION, CERTIFICATION AND MAINTENANCE, AS REQUIRED, FOR A PERIOD OF ONE YEAR THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM AT A PRICE NOT TO EXCEED \$97,800.00 (GENERAL FUND - SERVICE MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority requires an annual safety inspection/certification and maintenance services on its Fire Alarm and Fire Protection equipment; and

WHEREAS, such services are available from TYCO/Simplex Grinnell, located at 13500 Darice Parkway, Suite B, Strongsville, Ohio 44149, through the State of Ohio Cooperative Purchasing Program; and

WHEREAS, the State of Ohio Cooperative Purchasing Act provides political subdivisions within the State of Ohio with the opportunity to participate in contracts executed by the State of Ohio, Department of Administrative Services, Office of State Purchasing, for the purchase of supplies, services, equipment and certain materials; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code permits a Regional Transit Authority to participate in said program; and

WHEREAS, the Board of Trustees authorized utilization of the State of Ohio Cooperative Purchasing Program in Resolution 1990-69; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed it to be in the best interest of the Authority to utilize the State of Ohio Cooperative Purchasing Program for conducting the annual safety inspection/certification and providing maintenance services on the fire detection, monitoring, and alarm system from TYCO/Simplex Grinnell.

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 TYCO/Simplex Grinnell to perform an annual safety inspection/certification and maintenance services on its Fire Alarm and Fire Protection equipment, 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 is authorized to enter into a contract with TYCO/Simplex Grinnell for the annual safety inspection/certification and maintenance services on its Fire Alarm and Fire Protection equipment, as required, for a period of one year.

Section 3. That said contract shall be payable out of the General Fund, Service Management Department budget, at a price not to exceed ninety-seven thousand eight hundred & 00/100 dollars (\$97,800.00).

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; 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: April 18, 2006

President

Attest: _____
CEO, General Manager/Secretary-Treasurer



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| TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2006-034 WITH TYCO/SIMPLEX GRINNELL TO PROVIDE ANNUAL SAFETY INSPECTION, CERTIFICATION AND MAINTENANCE, AS REQUIRED, FOR A PERIOD OF ONE YEAR THROUGH THE STATE OF OHIO COOPERATIVE PURCHASING PROGRAM AT A PRICE NOT TO EXCEED \$97,800.00 (GENERAL FUND – SERVICE MANAGEMENT DEPARTMENT BUDGET) | Resolution No.: 2006-67 |
| | Date: April 13, 2006 |
| | Initiator: Service 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 obtaining an annual safety inspection/certification and maintenance services for the Authority’s Fire Control System, as required, for a period of one year.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires independent third party inspection and certification, as well as maintenance services on its Fire Control System. This system is comprised of electrical and mechanical components that require annual inspection and certification, as well as ongoing service and maintenance. The system components are proprietary, and the major operational parts are only available from the original supplier, TYCO/Simplex Grinnell.

 This action is necessary to meet the state and city fire codes requiring that a complete annual safety system inspection, including several semi-annual and quarterly inspections, be completed in a calendar year. Under the previous contract, the annual system inspection was performed at the end of the calendar year whereas the semi-annual and quarterly inspections were completed during the following year. This inspection program will resume a complete annual cycle.

- 3.0 **PROCUREMENT BACKGROUND:** The Board of Trustees has authorized the General Manager/Secretary-Treasurer to utilize the State of Ohio Cooperative Purchasing Program by Resolution 1990-69. The State of Ohio Cooperative Purchasing Program has a contract for this type of service. This allows the Authority to place orders against the negotiated State of Ohio contract. The proprietary nature of the system components makes TYCO/Simplex Grinnell the only available supplier. The proposal includes technical support and outlines an inspection/certification and maintenance program. This is a requirement of state and local laws.

 A cost analysis has been performed and the Procurement Department has determined that the maintenance agreement, as well as the pricing rates and part discounts of TYCO/Simplex Grinnell, are fair and reasonable for the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements included in the State Cooperative Purchasing program.

- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: The contract will be funded through the General Fund, Service Management Department budget, at a price not to exceed ninety-seven thousand eight hundred & 00/100 dollars (\$97,800.00). This pricing is equal to the budgeted amount.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will leave the Authority without the ability to obtain required inspection/certification and maintenance for the Fire Alarm System. Failure to obtain these services may subject the Authority to violations of the Ohio Fire Code and/or City of Cleveland ordinances.
- 8.0 RECOMMENDATION: It is recommended that the offer of TYCO/Simplex Grinnell 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