

RESOLUTION NO. 2006-111

AUTHORIZING AN INCREASE TO CONTRACT NO. 2005-031(A) WITH COLD HARBOR BUILDING COMPANY FOR PROJECT 31E-SHAKER STATION ADA UPGRADE FOR THE GENERAL TRADES IN THE AMOUNT OF \$3,638.91 FOR A TOTAL CONTRACT AMOUNT OF \$696,747.81 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Board of Trustees by Resolution No. 2005-66 authorized Contract No. 2005-031(A) in the amount of \$597,000.00 with Cold Harbor Building Company located at 115 Industrial Parkway, Chardon, Ohio 44024, to provide the General Trades for Project 31E, Shaker Station ADA Upgrade; and

WHEREAS, the General Manager/Secretary-Treasurer's approval of change orders for a total of \$96,108.90 has increased said contract price to \$693,108.90; and

WHEREAS, the Authority recognizes a need for additional construction services to fabricate and install a temporary pedestrian crossing for said project; and

WHEREAS, Cold Harbor Building Company has offered to provide said temporary crossing at a negotiated price of \$3,638.91 which will bring the total contract amount to \$696,747.81; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to request board authorization for this increase; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer from Cold Harbor Building Company, as negotiated, to be in the best interest of the Authority and recommends acceptance thereof.

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 Cold Harbor Building Company to provide additional construction services to fabricate and install a temporary pedestrian crossing be and the same is hereby accepted.

Section 2. That the General Manager/Secretary-Treasurer be and he hereby is authorized to amend Contract No. 2005-031(A) with Cold Harbor Building Company to include additional construction services for Project 31E-Shaker Station ADA Upgrade.

Section 3. That the cost of said amendment shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-03-0245 in the amount of \$3,638.91, resulting in a new total contract amount of \$696,747.81 (\$2,911.13 in Federal funds which represents 80% of the total increase).

Section 4. That all other terms and conditions of said contract shall remain unchanged.

Section 5. That the General Manager/Secretary-Treasurer be and is hereby re-authorized to exercise his full change order authority under the GCRTA Procurement Policy, Section 1-4.2.7.2, as applied to Contract No. 2005-031(A).

Section 6. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects Cold Harbor Building Company to exceed the 15% minimum DBE goal assigned to this procurement.

Section 7. That this resolution shall become effective immediately upon its adoption.

Adopted: June 20, 2006

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer



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

TITLE/DESCRIPTION: AUTHORIZING AN INCREASE TO CONTRACT NO. 2005-031(A) WITH COLD HARBOR BUILDING COMPANY FOR PROJECT 31E-SHAKER STATION ADA UPGRADE FOR THE GENERAL TRADES IN THE AMOUNT OF \$3,638.91 FOR A TOTAL CONTRACT PRICE OF \$696,747.81 (RTA DEVELOPMENT FUND, ENGINEERING AND PROJECT DEVELOPMENT DEPARTMENT BUDGET)	Resolution No.: 2006-111
	Date: June 15, 2006
	Initiator: Engineering & Project Development
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 PURPOSE: This action will allow the Authority to amend Contract 2005-031(A) to provide additional construction services for a temporary pedestrian crossing for the Shaker Station ADA Upgrade, Project 31E.
- 2.0 DESCRIPTION/JUSTIFICATION: This additional work will provide a temporary pedestrian crossover until the balance of the long lead materials are received. This will ensure a safe crossing environment for customers using the Shaker Station until the permanent crossover work is completed. The dimension of the crossing is 28' x 10'. This work will also allow other pending work to be completed and avoid a delay in the project schedule.
- 3.0 PROCUREMENT BACKGROUND: In May 2005, the Board of Trustees by Resolution No. 2005-66 authorized a contract with Cold Harbor Building Company for the General Trades for Project 31E-Shaker Station ADA Upgrade through use of a competitive bid process. During the course of construction, four change orders totaling \$96,108.90 have been authorized under the General Manager/Secretary-Treasurer's delegated change order authority. Included in this amount were unforeseen conditions resulting in additional concrete removal work on the station sidewalk, re-brick manholes to match finished grade, and relocation of trees, shrubs, bushes, and related miscellaneous work. The General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to request Board authorization for this negotiated increase.  
  
A cost analysis has been performed and the Procurement Department has determined the change order price as negotiated to be fair and reasonable to the Authority.
- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 15% DBE goal was established for this procurement.
- 5.0 POLICY IMPACT: Does not apply
- 6.0 ECONOMIC IMPACT: This change order shall be payable from the Development Fund, Project Development & Engineering Department budget, including but not limited to Capital Grant OH-03-0245, Line item 12.34.02 in the amount of \$36,38.91 resulting in a new total contract amount of \$696,747.81 (\$2,911.13 in Federal funds which represents 80% of the total increase).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will impact the project completion schedule and will impact bringing the Shaker Station to ADA compliance to meet the service goals of the Authority.

8.0 RECOMMENDATION: It is recommended that the offer of Cold Harbor Building Company, as negotiated, be accepted and a resolution passed authorizing the General Manager/Secretary-Treasurer to amend the contract.

9.0 ATTACHMENTS: Approved Change Order Log.

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

**APPROVED CHANGE ORDERS**

**PROJECT NO. 31E  
SHAKER STATION ADA UPGRADE**

Contract # 2005-031A  
Original Contract Amount: \$597,000.00  
% Change to Date from Original  
Contract Amount: 16%

Contractor: Cold Harbor Building Co.  
Total Increased Amount for Change  
Orders to date: \$96,108.90

Item No.	Note No.	Approval Date	Change Order Amount	Approval Authority	New Contract Amount
1.	1	12/15/05	\$40,115.00	General Mgr.	\$637,115.00
2.	2	1/6/06	\$17,585.08	General Mgr.	\$654,700.08
3.	3	4/18/06	\$8,491.33	General Mgr.	\$663,191.41
4.	4	4/18/06	\$29,917.49	General Mgr.	\$693,108.90
5	5	6/20/06	\$3,638.91	BOT	Pending

- Notes:
- CO#1. Demolition of concrete sidewalk, equipment, and hauling.
  - CO#2. Installation of ramp pavers, add reinforced mesh to concrete Sidewalk, and add dowels reinforcing.
  - CO#3. Removal of trees, shrubs, bushes, and relocation of site amenities.
  - CO#4. Change 3/8" plywood to 3/4" and modification to pedestrian grade Crossing.