

RESOLUTION NO. 2006-207

AUTHORIZING CONTRACT NO. 2006-114 FOR AN INTERGOVERNMENTAL AGREEMENT WITH CLEVELAND STATE UNIVERSITY TO PERFORM A BEFORE AND AFTER STUDY FOR THE EUCLID CORRIDOR TRANSPORTATION PROJECT IN AN AMOUNT NOT TO EXCEED \$348,500.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

WHEREAS, the Authority requires that a Before and After Study be conducted to assess the impacts relating to the Euclid Corridor Transportation Project (ECTP) as required by the Federal Transit Administration (FTA); and

WHEREAS, Cleveland State University, through its Center for Housing Research & Policy, is qualified to perform this study; and

WHEREAS, pursuant to Section 306.43 (H) (4) of the Ohio Revised Code, the purchase of goods or services from another political subdivision of the State of Ohio is exempt from the competitive procurement process; and

WHEREAS, a state university is a political subdivision of the state; and

WHEREAS, Cleveland State University has offered to perform this study for the Authority in an amount not to exceed three hundred forty-eight thousand five hundred & 00/100 dollars (\$348,500.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems the negotiated offer of Cleveland State University 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 offer of Cleveland State University, as negotiated, to perform a Before and After Study for ECTP be and the same is hereby accepted as being in the best interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Cleveland State University to perform this study.

Section 3. That said contract shall be payable from the RTA Development Fund, Euclid Corridor Transportation Project Department budget, including but not limited to Capital Grants QH-03-0247 (\$200,000.00) and OH-03-0001 (\$148,500.00) for a total amount not to exceed \$348,500.00 (\$278,800.00 in Federal funds which represents 80% of the total cost). This contract is contingent upon FTA approval and release of Federal Funds.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon FTA approval of Federal funds, compliance by the contractor to the Specifications and Addenda thereto, if any, the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2006-77; 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: November 21, 2006



President

Attest: 

CEO, General Manager/Secretary-Treasurer



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	Date: November 16, 2006
	Initiator: Euclid Corridor Transportation Project
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 obtain a Before and After Study to gain a better understanding of the insights and cost impacts relating to the Euclid Corridor Transportation Project (ECTP) as required by FTA.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Before and After Study is a Federal Transit Administration (FTA) requirement under CFR Part 61.7(C) 4 Major Capital Investment Projects, Final Ruling and will benefit future project developments when reviewing best practice planning and measuring cost prediction outcomes. The study must follow all FTA requirements under the final ruling and seek notification of any amendments under its annual Guidance on New Start Policies and Procedures for preserving Before and After Study information.

- 3.0 **PROCUREMENT BACKGROUND:** Cleveland State University is a political subdivision of the State of Ohio. Section 306.43(H)(4) of the Ohio Revised Code states that the purchase of goods or services from another political subdivision of the State of Ohio is exempt from the competitive procurement process. The Center for Housing Research & Policy, Cleveland State University submitted a proposal to the Authority designed to perform this study. This proposal, after negotiations, satisfies the needs of the Authority in this regard.

The study is expected to capture data collection and identify key components used in the planning, development and operation stages of the project. The data acquired will be examined to illustrate the accuracy of predicted costs, service level planning and ridership operations.

A cost analysis has been performed and the Procurement Department has determined that the negotiated proposal is fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or set DBE participation goals on governmental Interagency Agreements.

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

- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Development Fund, Euclid Corridor Transportation Project Department budget, including but not limited to Capital Grants OH-03-0247 (\$200,000.00) and OH-03-0001 (\$148,500.00), Line Item 13.7J.00, in an amount not to exceed \$348,500.00 (\$278,800.00 in Federal funds which represents 80% of the total cost). This contract is contingent upon FTA approval and release of Federal Funds. The negotiated price is equal to the budgeted amount for this project.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer will leave the Authority's ECTP Department without the ability to provide FTA with the required Before & After Study.
- 8.0 **RECOMMENDATION:** This study effort was reviewed by the Planning and Development Committee at their November 14, 2006 meeting. It is recommended that the offer of Cleveland State University 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