

RESOLUTION NO. 2006-208

AUTHORIZING AN INCREASE TO CONTRACT NO. 2005-165 WITH DOAN PYRAMID LLC FOR PROJECT 38-C05B – CONSTRUCTION AND INSTALLATION OF TRAFFIC SIGNALS COMMUNICATION AND LIGHTING ON EUCLID CORRIDOR IN AN AMOUNT NOT TO EXCEED \$221,124.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

WHEREAS, the Board of Trustees by Resolution No. 2006-033 authorized Contract No. 2005-165 in the amount of \$13,655,293.38 with Doan Pyramid LLC, 5069 Corbin Drive, Bedford, Ohio 44128 to provide construction and installation services for Project 38-C05B along the length of Euclid Corridor; and

WHEREAS, change order approvals by the General Manager/Secretary-Treasurer's in the amount of \$2,067.00 and by the Board of Trustees Resolution 2006-195 in the amount of \$519,978.55 have increased said contract price to \$14,177,338.93; and

WHEREAS, the Authority recognizes a need to accelerate schedule on Contract No. 2005-165 and

WHEREAS, the estimated cost to perform this work is \$221,124.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems the approval of this change order 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 a change order to accelerate the schedule for Project 38-CO5B 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. 2005-165 with Doan Pyramid LLC to include additional services to accelerate schedule for Project 38-C05B.

Section 3. That said amendment shall be payable from the RTA Development Fund, ECTP Project Department budget, including but not limited to Capital Grant OH-90-X530-03 (\$165,843) and ODOT 0018-551-062 (\$55,281) for an amount not to exceed \$221,124.00 (\$187,955.40 in Federal funds which represents 85% of the total price).

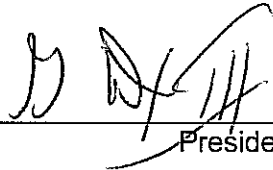
Section 4. That the General Manager/Secretary-Treasurer be and he is hereby re-authorized to exercise his full change order authority under the GCRTA Procurement Policy, Section 1-4.2.7.2, as applied to Contract No. 2005-165.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects Doan Pyramid LLC to exceed the 4% minimum DBE goal assigned to this procurement.

Section 6. That all other terms and conditions of said contract shall remain unchanged.

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

Adopted: November 21, 2006



President

Attest: 

CEO, General Manager/Secretary-Treasurer



STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING AN INCREASE TO CONTRACT NO. 2005-165 WITH DOAN PYRAMID LLC FOR PROJECT 38-C05B – CONSTRUCTION AND INSTALLATION OF TRAFFIC SIGNALS COMMUNICATION AND LIGHTING ON EUCLID CORRIDOR IN AN AMOUNT NOT TO EXCEED \$221,124.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)	Resolution No.: 2006-208
	Date: November 16, 2006
	Initiator: ECTP 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 authorize an increase to Contract No. 2005-165 for Project 38-C05B.

- 2.0 DESCRIPTION/JUSTIFICATION: The Authority has initiated an owner requested change to the current contract with Doan Pyramid.

The Authority's needs would be better served by accelerating the schedule of installing traffic signaling, lighting and communication infrastructure. The acceleration of the schedule will facilitate the full integration of the systems in a timely manner and meet the revenue operation requirements.

This contract modification will allow for acceleration of the schedule for substantial completion from 926 days to 866 days from NTP and to modify final completion to substantial completion plus 30 days.

- 3.0 PROCUREMENT BACKGROUND: In April, 2006, the Authority entered into a contract with Doan Pyramid LLC to provide for construction and installation of Traffic signals, Communication and Lighting along the Euclid Corridor. Five (5) change orders have been authorized under the General Manager/Secretary-Treasurer's delegated change order authority and Board of Trustees Resolution No. 2006-195 for a total amount of \$522,045.55 as referenced under Attachment A.

A cost analysis has been performed by the Procurement Department and the proposal of Doan Pyramid LLC, as modified by negotiations, has been determined to be fair and reasonable to the Authority.

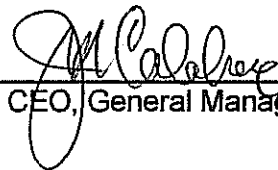
- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 4% DBE goal was established for this procurement in February 2006 when the contract was awarded to Doan Pyramid, LLC. Doan Pyramid will meet the DBE goal through utilization of North Electric, its current DBE subcontractor, in an additional amount of at least \$8,844.96.

- 5.0 POLICY IMPACT: Does not apply.

- 6.0 ECONOMIC IMPACT: This change order shall be payable from the RTA Development Fund, ECTP Department budget, including but not limited to Capital Grant OH-90-X530-03, Line item 13.23.01 (\$165,843) and ODOT 0018-551-062, Line Item 12.23.01 (\$55,281), for an amount not to exceed \$221,124.00 (\$187,955.40 in Federal funds which represents 85% of the total price).

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this change order will jeopardize the project schedule and revenue service targets. The current contract schedule has been identified as a significant schedule risk factor and is not acceptable to FTA.
- 8.0 RECOMMENDATION: The change order was reviewed by the Board of Trustees Planning and Development Committee at their November 14, 2006 meeting and recommended for approval by the Board of Trustees. It is recommended that this change order as proposed by Doan Pyramid LLC be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify the contract.
- 9.0 ATTACHMENTS: Attachment A - Approved Change Order Log.

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



CEO, General Manager/Secretary-Treasurer