

RESOLUTION NO. 2006-216

AUTHORIZING AN INCREASE TO CONTRACT 2005-112H WITH THE OHIO BELL TELEPHONE CO., dba SBC OHIO nka AT&T ("AT&T) TO ADJUST THE WORK EFFORT REQUIRED FOR THE EUCLID CORRIDOR TRANSPORTATION PROJECT, IN AN AMOUNT NOT TO EXCEED \$26,000.00 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$150,650.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

WHEREAS, the Authority requires the additional utility relocations for the Euclid Corridor Transportation Project, C-03; and

WHEREAS, by Resolution No. 2005-112, the Board of Trustees authorized Contract No. 2005-112H in the amount of \$27,150.00 with AT&T located at 18804 Conroy Rd., Suite 200, Cincinnati, Ohio for utility adjustments and relocations in the C-03 section of ECTP in the amount of \$27,150.00; and

WHEREAS, the General Manager/Secretary-Treasurer's approval of one change order and one directive for a total amount of \$97,500.00 increased said contract price to \$124,650.00; and

WHEREAS, AT&T has found additional utility relocations required in Contract 03 of ECTP; and

WHEREAS, AT&T has offered to provide these additional utility relocations at a total negotiated amount not to exceed \$26,000.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of AT&T, 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 AT&T to provide additional utility relocations is hereby accepted as being in the best interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer be and he is hereby authorized to amend Contract No. 2005-112H with AT&T to include the utility relocations.

Section 3. That the General Manager/Secretary-Treasurer be and he is hereby re-authorized to exercise his full change order authority under the Authority's Procurement Policy, Section 9.0, as applied to Contract No. 2005-112H.

Section 4. That said amendment shall be payable out of the RTA Development Fund, Euclid Corridor Transportation Department budget, including but not limited to Capital Grant OH-03-0247-02 in an amount not to exceed \$26,000.00 (\$20,800.00 in Federal funds which represents 80% of the amendment cost).

Section 5. That all other terms and conditions of said contract shall remain unchanged.

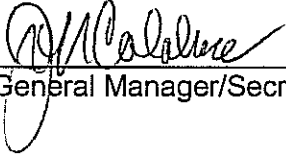
Section 6. That his resolution shall become effective immediately upon its adoption.

Adopted: November 21, 2006



President

Attest:



CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING AN INCREASE TO CONTRACT 2005-112H WITH THE OHIO BELL TELEPHONE CO., dba SBC OHIO nka AT&T ("AT&T) TO ADJUST THE WORK EFFORT REQUIRED FOR THE EUCLID CORRIDOR TRANSPORATION PROJECT, IN AN AMOUNT NOT TO EXCEED \$26,000.00 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$150,650.00 (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORATION PROJECT DEPARTMENT BUDGET)	Resolution No.: 2006-216
	Date: November 15, 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 2005-112H for the C-03 Private Utility Work Authorization with AT&T aka SBC Ohio.
- 2.0 DESCRIPTION/JUSTIFICATION: The Authority entered into a work authorization with AT&T for Contract C-03 to perform utility adjustments and relocations. During the course of performing this work we have encountered eight significant AT&T manhole conflicts that were either shown as minor adjustments or not discovered during the design review by AT&T and therefore the magnitude of the cost to relocate was not included in our utility work authorization. We have issued a change order and change directives for four of the conflicts totaling \$97,500.00. This change order for \$26,000.00 is to relocate the remaining four manhole conflicts that are known at this time.
- 3.0 PROCUREMENT BACKGROUND: In September 2005, the Authority entered into a contract with AT&T to provide utility adjustments and relocation to their facilities impacted by the proposed ECTP construction contract C-03. One change order and one change directive have been authorized under the General Manager/Secretary-Treasurer's delegated change order authority for a total amount of \$97,500.00. Authorization of this additional proposed work will bring the total change order amount over the General Manger/Secretary-Treasurer's delegated change order authority and will require Board approval.
- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: A DBE goal has not been established on this procurement because GCRTA entered into a master agreement with the UTILITIES. The nature of this contract is to reimburse the UTILITIES for work and costs incurred to support and facilitate construction of the ECTP.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This change order shall be payable from the RTA Development Fund, ECTP Project Department budget, including but not limited to Capital Grant OH-03-0247-02, Line Item 13.23.01 in an amount not to exceed \$26,000.00 (\$20,800.00 in Federal funds which represents 80% of the amendment cost).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this change order will impact the Authority's ability to complete the C-03 roadway construction due to the conflicts with the AT&T facilities that have been identified for relocation.

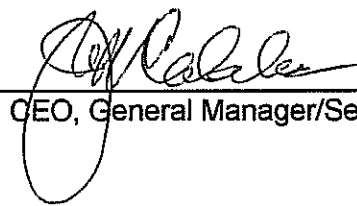
Staff Summary & Comments

Project 38-C03 – Utility work authorization with AT&T aka SBC Ohio

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 to the Board of Trustees. It is recommended that this offer of AT&T be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify 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.



CEO, General Manager/Secretary-Treasurer