

RESOLUTION NO. 2007-65

RESCINDING RESOLUTION NO. 2007-046 WHICH AUTHORIZED CONTRACT NO. 2007-022 WITH WHITWORTH BUS SALES INC. AND AUTHORIZING CONTRACT NO. 2007-022 WITH TRANSIT PLUS, INC. FOR THE PURCHASE OF TWENTY (20) PARATRANSIT VEHICLES, AS SPECIFIED, THROUGH THE FLORIDA DEPARTMENT OF TRANSPORTATION VEHICLE PROCUREMENT PROGRAM AT A TOTAL PRICE NOT TO EXCEED \$1,500,000.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

.WHEREAS, the Authority identified the need for twenty (20) paratransit vehicles to replace similar vehicles that have exceeded their useful life; and

WHEREAS, Resolution No. 2007-046 authorized contract 2007-022 to Whitworth Bus Sales, Inc. located at 361 N. Main Street, Miamisburg, OH 45342, for the purchase of twenty (20) paratransit vehicles, as specified, through the Ohio Department of Transportation Cooperative Purchasing Program; and

WHEREAS, due to limited availability of chassis for the paratransit vehicles Whitworth Bus Sales Inc, is unable to meet the Authority's delivery schedule; and

WHEREAS, the General Manager/Secretary-Treasurer deems it in the best interest of the Authority to rescind award of contract 2007-022 to Whitworth Bus Sales Inc; and

WHEREAS, such replacement vehicles are available through the Florida Department of Transportation, Florida Vehicle Procurement Program; and

WHEREAS, Transit Plus, Inc., located at 58 West 9th Street, Atlantic Beach, FL 32233 participates in the Florida Department of Transportation, Florida Vehicle Procurement Program and has offered to supply the Authority with "heavy duty cut-away buses" at a total price not to exceed \$1,500,000.00; and

WHEREAS, Section 306.43 (H) (4) of the Ohio Revised Code provides that political subdivisions may purchase goods and services from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government under a state or federal procurement contract; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to utilize the Florida Department of Transportation Vehicle Procurement Program for the purchase of twenty (20) paratransit vehicles, as specified.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That resolution 2007-046 authorizing the award of contract 2007-022 to of Whitworth Bus Sales inc., to provide twenty (20) paratransit vehicles, as specified, is here by rescinded.

Section 2. That the offer of Transit Plus, Inc. to provide twenty (20) paratransit vehicles, as specified, be and the same is hereby accepted.

Section 3. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Transit Plus, Inc., for the purchase of twenty (20) paratransit vehicles, as specified.

Section 4. That said contract shall be payable from the RTA Development Fund, Fleet Management Department budget including but not limited to Capital Grant OH-04-0002 at a total price not to exceed \$1,500,000.00 (\$1,200,000.00 in Federal funds which represents 80% of the total cost).

Section 5. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specification and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2006-077; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

Section 6. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Transit Plus, Inc., will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: April 17, 2007



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: RESCINDING RESOLUTION 2007-046 WHICH AUTHORIZED CONTRACT NO. 2007-022 WITH WHITWORTH BUS SALES INC.AND AUTHORIZING CONTRACT NO. 2007-022 WITH TRANSIT PLUS, INC. FOR THE PURCHASE OF TWENTY (20) PARATRANSIT VEHICLES, AS SPECIFIED, THROUGH THE FLORIDA DEPARTMENT OF TRANSPORTATION VEHICLE PROCUREMENT PROGRAM AT A TOTAL PRICE NOT TO EXCEED \$1,500,000.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)	Resolution No.: 2007-65
	Date: April 17, 2007
	Initiator: Fleet 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 resolution rescinds Resolution 2007-046 regarding purchase from Whitworth Bus Sales Inc. and will allow the Authority to enter into a contract for the purchase of twenty (20) paratransit vehicles from the Florida Department of Transportation Vehicle Procurement Program.
- 2.0 **DESCRIPTION/JUSTIFICATION:** These paratransit vehicles will be used by the Authority's Paratransit District. They shall replace the series 6900 fleet of twenty (20) vehicles. These vehicles were purchased in 2000 and have exceeded their useful life in accordance with the Authority's vehicle replacement policy and guidelines.
- 3.0 **PROCUREMENT BACKGROUND:** Resolution No. 2007-046 authorized Contract No. 2007-022 to Whitworth Bus Sales, Inc. located at 361 N. Main Street, Miamisburg, OH 45342, for the purchase of twenty (20) paratransit vehicles, as specified, through the Ohio Department of Transportation Cooperative Purchasing Program. Due to limited availability of chassis for the paratransit vehicles Whitworth Bus Sales Inc, is unable to meet the Authority's delivery schedule. These vehicles will therefore be purchased through the Florida Department of Transportation Florida Vehicle Procurement Program. Section 306.43 (H) (4) of the Ohio Revised Code provides that political subdivisions may purchase goods and services from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government under a state or federal procurement contract.

This procurement is for twenty (20) 2007 Champion Challenger CRT Coaches, built on a Chevrolet 3500 chassis with the 6.6 Duramax diesel engine. They will be twelve (12) passenger, two position wheelchair vehicles with a heavy-duty chassis. The cost of each paratransit vehicle, as specified, is \$75,000.00, for a total contract cost of \$1,500,000.00.

A price analysis was performed by the Procurement Department and the offer of Transit Plus, Inc. has been determined to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurement included in State Procurement Programs.
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Fleet Management Department budget including but not limited to Capital Grant OH-04-002, Line Item 11.12.04, at a total price not to exceed \$1,500,000.00. (\$1,200,000.00 in Federal funds which represents 80% of the total cost). This procurement is 13% below the budgeted amount.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would cause delays in the procurement of replacement vehicles and impact service quality.
- 8.0 RECOMMENDATION: It is recommended that the offer of Transit Plus, Inc., 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