

RESOLUTION NO. 2007-117

AUTHORIZING CONTRACT NO. 2007-074 WITH SCHIRMER CONSTRUCTION COMPANY FOR PROJECT 29D, REHABILITATION OF THE ABBEY AVENUE BRIDGE OVER GCRTA TRACKS IN AN AMOUNT NOT TO EXCEED \$1,968,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 29D-Rehabilitation of the Abbey Avenue Bridge Over GCRTA Tracks; and

WHEREAS, the bid of Schirmer Construction Company located at 31350 Industrial Parkway, North Olmsted, Ohio 44070 for Rehabilitation of the Abbey Avenue Bridge Over GCRTA Tracks, Project 29D, was received on July 25, 2007; and

WHEREAS, said bid was the only responsive bid received from a responsible bidder in response to this solicitation; and

WHEREAS, Section 306.43(B) of the Ohio Revised Code provides that when less than two responsive bids are received from responsible bidders a regional transit authority may negotiate a price with the sole responsive bidder; and

WHEREAS, after negotiations, an amount of one million nine hundred sixty-eight thousand and 00/100 dollars (\$1,968,000.00) was accepted as a fair and reasonable price; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Schirmer Construction Company 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 Schirmer Construction Company, as negotiated, for Project 29D, Rehabilitation of the Abbey Avenue Bridge Over GCRTA Tracks be and the same is hereby accepted.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be, and he is hereby authorized, to enter into a contract with Schirmer Construction Company for Project 29D, Rehabilitation of the Abbey Avenue Bridge Over GCRTA Tracks.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local Funds in an amount not to exceed one million nine hundred sixty-eight thousand and 00/100 dollars (\$1,968,000.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2007-064; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Schirmer Construction Company will attempt to exceed the minimum 17% DBE goal assigned to this procurement.

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

Adopted: August 21, 2007



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2007-074 WITH SCHIRMER CONSTRUCTION COMPANY FOR PROJECT 29D, REHABILITATION OF THE ABBEY AVENUE BRIDGE OVER GCRTA TRACKS IN AN AMOUNT NOT TO EXCEED \$1,968,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)	Resolution No.: 2007-117
	Date: August 16, 2007
	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/SCOPE:** This action will allow the Authority to enter into a contract for the Rehabilitation Of The Abbey Avenue Bridge Over GCRTA Tracks, Project 29D.
- 2.0 **DESCRIPTION/JUSTIFICATION:** This project is to rehabilitate the Abbey Avenue Bridge over GCRTA Tracks. The bridge was built in 1926 near the West 25th Street Rapid Station and the West Side Market. The bridge is in a state of deterioration. The rehabilitation of this bridge will provide a safer environment for GCRTA customers and employees utilizing this rapid station. The bridge, rapid station, and access roadway will remain in operation during the construction phase.
- 3.0 **PROCUREMENT BACKGROUND:** This Invitation for Bid (IFB) was posted on the GCRTA Procurement web site and advertised in the local newspapers. Packages were requested by a total of eight (8) prospective bidders and a single bid was received on July 25, 2007 as shown below:

<u>Company</u>	<u>Bid Amount</u>
Schirmer Construction Company 31350 Industrial Parkway North Olmsted, Ohio 44070	\$1,968,000.00

The Ohio Revised Code Section 306.43(B) provides that in a case of a single bid being received, the Authority may negotiate price with the sole responsive bidder. Negotiations did not result in a change in the bid amount originally submitted by Schirmer Construction Company (Schirmer). Schirmer recently completed the Strongsville Park and Ride Expansion and is currently working on the Reconstruction of the East 121st Street Bridge Over GCRTA Tracks. A survey of prospective bidders was conducted to determine the reason for only one bid response. Reasons included but were not limited to the complexity of the location, time allowed to perform the work during outages, and some bidders considered the estimate to be too low.

A cost analysis has been performed and the Procurement Department determined the negotiated price to be fair and reasonable to the Authority.

4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 17% DBE participation goal was established for this procurement. Schirmer Construction Company has committed to meeting the DBE goal through the utilization of the following certified DBE firms as noted.

DBE(s) Name/Address	DBE Category	Amount
Mohawk Rebar Services	Native American	\$130,000
McTech Corp.	African American	\$60,000
Cook Paving	African American	\$34,000
Denise's Flagging	African American (Female)	\$20,000
Granger Trucking	African American	\$92,000
		\$336,000

5.0 POLICY IMPACT: Does not apply.

6.0 ECONOMIC IMPACT: This procurement will be funded through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local Funds, in an amount not to exceed one million nine hundred sixty-eight thousand and 00/100 dollars (\$1,968,000.00). This Lump Sum price, as negotiated, is 2.2% above the Engineer's Estimate of \$1,925,000.00.

7.0 ALTERNATIVES: Reject this offer. Rejection of this award would cause a significant delay in the rehabilitation of the Abbey Avenue Bridge over GCRTA tracks.

8.0 RECOMMENDATION: It is recommended that the offer of Schirmer Construction Company, as negotiated, 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