

RESOLUTION NO. 2007-136

AUTHORIZING CONTRACT NO. 2007-095 WITH TYCO/SIMPLEX-GRINNELL FOR THE MINIPLEX UPGRADE AT SUPERIOR, TRISKETT, WESTPARK AND WINDERMERE FACILITIES, AS SPECIFIED, IN AN AMOUNT NOT TO EXCEED \$74,065.00 (RTA CAPITAL FUND, TRANSIT POLICE DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority has a need to upgrade the existing level of safety and security at the Superior, Triskett, Westpark and Windermere rapid transit stations; and

WHEREAS, Section 306.43(H)(3) of the Ohio Revised Code provides that competitive bidding is not required when the expenditure is for a renewal or re-negotiation of a lease or license for telecommunications or electronic data processing equipment, service or systems, or for the maintenance, therefore, as supplied by the original source or its successors or assigns; and

WHEREAS, Tyco/Simplex-Grinnell has proprietary rights to the components and software of its Miniplex system; and

WHEREAS, the offer of Tyco/Simplex-Grinnell, located at 13500 Darice Parkway, Strongsville, OH 44149 for the furnishing of labor, material, program testing and verification capabilities for use on the Authority's facilities was received on August 15, 2007; and

WHEREAS, after negotiations, Tyco/Simplex-Grinnell agreed to provide the upgrade of the system, as required, for a total price not to exceed \$74,065.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Tyco/Simplex-Grinnell, as negotiated to be fair and reasonable 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 Tyco/Simplex-Grinnell, as negotiated, to upgrade the Authority's Miniplex safety and security system at the Superior, Triskett, Westpark and Windermere rapid transit stations, as required, 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 sole source contract with Tyco/Simplex-Grinnell for the furnishing of an upgraded Miniplex safety and security system, as required.


Section 3. That said contract shall be payable from the RTA Capital Fund, Transit Police Department budget, in an amount not to exceed seventy-four thousand sixty-five & 00/100 dollars (\$74,065.00).

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 contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Tyco/Simplex-Grinnell will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: September 18, 2007



President

Attest: 

CEO, General Manager/Secretary-Treasurer



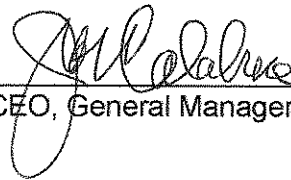
TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2007-095 WITH TYCO/SIMPLEX-GRINNELL FOR THE MINIPLEX UPGRADE AT SUPERIOR, TRISKETT, WESTPARK AND WINDERMERE FACILITIES, AS SPECIFIED, IN AN AMOUNT NOT TO EXCEED \$74,065.00 (RTA CAPITAL FUND, TRANSIT POLICE DEPARTMENT BUDGET)	Resolution No.: 2007-136
	Date: September 13, 2007
	Initiator: Transit Police Department
ACTION REQUEST: <input 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 to furnish and install software with upgradeable capabilities for the Miniplex system.
- 2.0 DESCRIPTION/JUSTIFICATION: The project serves to elevate the level of safety and security for the Superior, Triskett, West Park and Windermere rapid transit stations. The methodology is to upgrade the antiquated Miniplex controllers with intelligent network controllers, to add self-locking/opening capability as a method to prevent the diversion of patrol units to the stations during opening hours.
- 3.0 PROCUREMENT BACKGROUND: This sole source contract for the upgrade of the Miniplex system is exempt from competitive bidding as authorized by Section 306.43H(3) of the Ohio Revised Code. Tyco/Simplex-Grinnell developed the Andover Continuum system on a proprietary basis and is the only source for upgrade, maintenance and support services. The pricing obtained from Tyco/Simplex-Grinnell represents a discount from the rates listed in the State Cooperative Purchasing Agreement for certain components that have been offered.

 A cost and price analysis was performed and the Procurement Department has determined the bid from Tyco / Simplex-Grinnell to be fair and reasonable to the Authority.
- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 0% DBE Goal was established for this procurement due to lack of subcontracting opportunities.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded through the RTA Capital Fund, Transit Police Budget, in an amount not to exceed seventy-four thousand sixty-five & 00/100 dollars (\$74,065.00). The bid price is within the budgeted amount set for this project.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would delay procurement and result in the continued deployment of patrol units to the facilities during opening hours.

- 8.0 RECOMMENDATION: It is recommended that the offer of Tyco/Simplex-Grinnell be accepted and the resolution passed authorizing the General Manager 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