

RESOLUTION NO. 2007-139

AUTHORIZING AN INCREASE IN THE AMOUNT OF \$500,000.00 TO THE GENERAL MANAGER'S CHANGE ORDER AUTHORITY ON CONTRACT NO. 2005-165, EUCLID CORRIDOR TRANSPORTATION PROJECT (ECTP) – TRAFFIC SIGNALS, COMMUNICATIONS, AND LIGHTING WITH DOAN PYRAMID LLC FOR PROJECT 38-C05B (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)

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

WHEREAS, the General Manager/Secretary-Treasurer's approval of seventeen (17) change orders for a total of one million two hundred fourteen thousand one hundred twenty eight & 34/100 dollars (\$1,214,128.34) has increased said contract price to fourteen million eight hundred eighty-nine thousand four hundred twenty-one & 72/100 dollars (\$14,889,421.72); and

WHEREAS, the Authority recognizes the potential for additional change orders as work under Contract No. 2005-165 progresses; and

WHEREAS, acceptance of these future change orders will cause the total authorized price for change orders to exceed the General Manager/Secretary-Treasurer's delegated authority; and

WHEREAS, the General Manager/Secretary-Treasurer deems the increase of General Manager/Secretary-Treasurer's change order authority in the amount of \$500,000.00 to be in the best interest of the Authority and recommends acceptance there of 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 General Manager/Secretary-Treasurer change order authority be increased by an additional \$500,000.00 to cover the cost of future potential change orders.

Section 2. That the General Manager/Secretary-Treasurer be and he is hereby authorized to amend Contract No. 2005-165 with Doan Pyramid LLC, as needed, and required to cover the cost of future potential change orders.


Section 3. That said amendment shall be payable from the RTA Development Fund, Euclid Corridor Transportation Project Department budget, including but not limited to 100% Local Funds and Grant Funds on an as needed basis in an amount that will not cause the total contract value to exceed fifteen million four hundred eighteen thousand four hundred sixty-two & 93/100 (\$15,418,462.93).

Section 4. That all other terms and conditions of said contract shall remain unchanged.


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 contract.

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

Adopted: September 18, 2007



President

Attest: 

CEO/ General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING AN INCREASE IN THE AMOUNT OF \$500,000.00 TO THE GENERAL MANAGER'S CHANGE ORDER AUTHORITY ON CONTRACT NO. 2005-165, EUCLID CORRIDOR TRANSPORTATION PROJECT (ECTP) – TRAFFIC SIGNALS, COMMUNICATIONS, AND LIGHTING WITH DOAN PYRAMID LLC FOR PROJECT 38-C05B (RTA DEVELOPMENT FUND, EUCLID CORRIDOR TRANSPORTATION PROJECT DEPARTMENT BUDGET)	Resolution No.: 2007-139
	Date: September 14, 2007
	Initiator: Euclid Corridor Transportation Project
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 increase the General Manager/Secretary-Treasurer change order authority on Contract No. 2005-165 to provide additional construction services for the Euclid Corridor, Project 38-C05B.
- 2.0 DESCRIPTION/JUSTIFICATION: This resolution will increase the General Manager/Secretary-Treasurer total change order authority on Contract No. 2005-165 to an amount not to exceed \$500,000.00. The project is approximately 30% complete and this action will allow for future changes to be handled in an efficient and effective manner.
- 3.0 PROCUREMENT BACKGROUND: Resolution No. 2006-033 authorized a contract with Doan Pyramid LLC to construct traffic signals, communications, and lighting for Euclid Corridor in the amount of \$13,655,293.38 through the use of the competitive IFB process. During the course of construction, seventeen (17) change orders totaling \$1,214,128.34 have been authorized under the General Manager/Secretary-Treasurer's delegated change order authority. The initial resolution authorized amount of the General Manager/Secretary-Treasurer's change order authority for a contract of this value is \$500,000.00. In October 2006 the Board of Trustees authorized an increase in the General Manager/Secretary-Treasurer's change order authority of \$519,978.55 by resolution 2006-195, and reinstated the General Managers full change order authority. In January, 2007 the Board of Trustees authorized an increase to the General Manager/Secretary-Treasurer's change order authority by Resolution No. 2006-208 in the amount of \$221,124.00 and again re-instated the General Manager's full Change Order Authorization. This change order will result in a total change order authority not to exceed \$1,243,169.55.
- 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.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This change order shall be payable from the RTA Development Fund, Euclid Corridor Transportation Project Department budget, including but not limited to 100% Local Funds and/or Grant Funding as appropriate and in accordance with the Authority's guidelines and budget authorization.
- 7.0 ALTERNATIVES: Reject this offer: Rejection of this offer will impact construction of Contract No. 2005-165 and could cause delay claims to be forthcoming.

8.0 RECOMMENDATION: It is recommended that this change order be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify the contract.

9.0 ATTACHMENTS: A) Approved Change Order Log

B) ECTP Budget Update

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



CEO/General Manager/Secretary-Treasurer

ATTACHMENT A

CONTRACT # 2005-165

CONTRACTOR: DOAN PYRAMID ELECTRIC

TOTAL G.M. CHANGEORDER AUTHORITY REMAINING:	<u>\$29,041.21</u>
ORIGINAL CONTRACT AMOUNT	<u>\$13,655,293.38</u>
TOTAL CHANGE ORDER AMOUNT TO DATE	<u>\$1,214,128.34</u>

<u>ITEM NUMBER</u>	<u>APPROVAL DATE</u>	<u>CHANGE ORDER</u>	<u>APPROVAL AUTHORITY</u>	<u>NEW CONTRACT AMOUNT</u>
1 thru 7	7/06 thru 1/07	\$743,169.55	\$500,000.00	\$14,398,462.93
8	11-Jan-2007	\$81,824.87	\$418,175.13	\$14,480,287.80
9	16-May-2007	\$18,876.80	\$399,298.33	\$14,499,164.60
10	2-Jun-2007	\$123,156.25	\$276,142.08	\$14,622,320.85
11	12-Jun-2007	\$0.00	\$276,142.08	\$14,622,320.85
12	12-Jun-2007	\$97,370.85	\$178,771.23	\$14,719,691.70
13	15-Jun-2007	\$30,793.00	\$147,978.23	\$14,750,484.70
14	9-Jul-2007	\$26,847.33	\$121,130.90	\$14,777,332.03
15	9-Jul-2007	(\$34,422.21)	\$155,553.11	\$14,742,909.82
16	24-Aug-2007	\$20,170.00	\$135,383.11	\$14,763,079.82
17	13-Sept-2007	\$106,341.90	\$29,041.21	\$14,889,421.72

CHANGE ORDERS DESCRIPTIONS FROM 1/11/07 TO DATE

- #8 - PCO#16 Parts for CPP
- #9 - PCO#30 Flag holders, banners for Mid Town Lightpoles
- #10 - PCO#31 Traffic Signals, Communications lighting
- #11 - PCO#19 Optical to GPS based traffic pre-emption system
- #12 - PCO#2 Purchase and installation of transit cabinets which were omitted from the original bid documents
- #13 - PCO#12 T60 sets of Anchor Bolts for light pole foundation.
- #14 - PCO#33 The supply of clear plastic trash can liners in 83 trash cans along Euclid Corridor, to meet Homeland Security requirements. PCO#36 E. Cleveland Power poles from Design 1 to Design 2 and all meter posts to Design 2 Poles.
- #15 - PCO#14 The supply of of grounding lugs for CPP lighting poles, PCO#39 A CREDIT bench leg extensions, three (3) inches so that the extensions can be mounted below the pavers on the station platform.
- #16 - PCO#45, Installation and wiring of sixteen (16) pedestrian and fourteen (14) median light poles between E. 9th St. to E. 14th St., located on the South side and median.
- #17 – PCO#34, Modified Security System

Greater Cleveland Regional Transit Authority
Euclid Corridor Transportation Project
Project Budget Update
As of August 31, 2007
 Attachment B

Project Budget - FFGA	\$ 168,400,000
Current Contracts and Project Contingency	
Vehicles	\$ 20,600,538
BRT and Transit Zone Construction	84,785,486
Land Acquisition	13,595,653
Other Capital Program Items	45,284,590
Public Art	635,000
Project Contingency	<u>485,000</u>
	<u>165,386,267</u>
Available Balance (prior to pending change orders)	3,013,733
Less: Pending Change Orders for September 2007:	
CO2 - Perk Construction	<u>489,171</u>
Budget Balance Remaining for future commitments	2,524,562
Less: Potential Change Orders	<u>870,315</u>
	<u><u>\$ 1,654,247</u></u>