

RESOLUTION NO. 2007-163

AUTHORIZING CONTRACT NO. 2007-128 WITH TORSION CONTROL PRODUCTS, INC. TO FURNISH REBUILT TRANSMISSION DAMPER ASSEMBLIES, AS REQUIRED, FOR A PERIOD OF ONE (1) YEAR IN AN AMOUNT NOT TO EXCEED \$32,500.00 (GENERAL FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority has a need to replace transmission damper assemblies on the Authority's 9500 and 9700 bus fleet; and

WHEREAS, Section 306.43(H)(2) of the Ohio Revised Code provides that competitive bidding is not required when a regional transit authority, after reasonable inquiry, determines that only one source of supply is reasonably available; and

WHEREAS, the offer of Torsion Control Products, Inc., located at 530 East Maple, Troy, MI 48083, for the furnishing of rebuilt transmission damper assemblies, as required, was received on October 10, 2007; and

WHEREAS, after negotiations, Torsion Control Products, Inc., agreed to furnish rebuilt transmission damper assemblies, as required, for a period of one (1) year in an amount not to exceed \$32,500.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Torsion Control Products, Inc., 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 Torsion Control Products, Inc., as negotiated, for the furnishing of rebuilt transmission damper assemblies, as required, for a period of one (1) year 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 Torsion Control Products, Inc, for the furnishing of rebuilt transmission damper assemblies, as required, for a period of one (1) year.

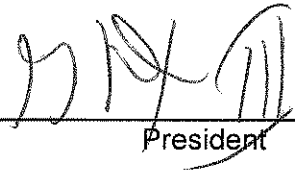
Section 3. That said contract shall be payable from the General Fund, Fleet Management Department budget, in an amount not to exceed thirty-two thousand five hundred & 00/100 dollars (\$32,500.00).


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 Torsion Control Products, Inc. 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: November 20, 2007

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority  
**STAFF SUMMARY AND COMMENTS**


TITLE/DESCRIPTION AUTHORIZING CONTRACT NO. 2007-128 WITH TORSION CONTROL PRODUCTS, INC. TO FURNISH REBUILT TRANSMISSION DAMPER ASSEMBLIES, AS REQUIRED, FOR A PERIOD OF ONE (1) YEAR IN AN AMOUNT NOT TO EXCEED \$32,500.00 (GENERAL FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)	Resolution No.: 2007-163
	Date: November 15, 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 action will allow the Authority to enter into a requirements contract with Torsion Control Products, Inc. for the furnishing of rebuilt transmission damper assemblies for the Authority's 9500 and 9700 coaches.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has a requirement for the furnishing of replacement transmission damper assemblies on its 9500 and 9700 bus fleets. The damper assembly is used to couple the engine flywheel to the vehicle transmission. Replacement of the damper assembly becomes necessary due to hard shifting and damper assembly failure.
  
- 3.0 **PROCUREMENT BACKGROUND:** Section 306.43 (H)(2) of the Ohio Revised Code allows for award of a sole source contract based upon a determination by the Board of Trustees, an officer or an employee of the Authority that there is only one source reasonably available for these items. Torsion Control Products, Inc. has been rebuilding damper assemblies for the Authority since 2000. A survey was conducted among suppliers of transmission component providers to identify additional sources. A price was obtained for rebuilding the damper assembly for \$1,900.00 each. The price of Torsion Control Products Inc, at \$1,100.00 each is considered fair and reasonable to the Authority.  
  
 A price analysis was performed and the Procurement Department has determined the negotiated offer 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 sub-contracting opportunities.
  
- 5.0 **POLICY IMPACT:** Does not apply.
  
- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the General Fund, Fleet Management Department budget, in an amount not to exceed thirty-two thousand five hundred & 00/100 dollars (\$32,500.00) for a period of one (1) year. The negotiated price is 5% below the budget estimate.
  
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would effect the quality of services provided for ridership and could effect the safety of the vehicle.

8.0 RECOMMENDATION: It is recommended that the offer of Torsion Control Products, 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.

  
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CEO, General Manager/Secretary-Treasurer