

RESOLUTION NO. 2008-75

AUTHORIZING AN EXTENSION AND AN INCREASE TO CONTRACT NO. 2003-001 WITH MV TRANSPORTATION IN AN AMOUNT NOT TO EXCEED \$1,654,363.00 TO PROVIDE ADDITIONAL PARATRANSIT SERVICE FOR THE BALANCE OF THE CONTRACT TERM IN THE TOTAL AMOUNT NOT TO EXCEED \$12,679,745.00 (GENERAL FUND, PARATRANSIT DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Authority has a requirement to continue the supplemental Paratransit program in order to comply with the Americans with Disabilities Act (ADA) of 1990; and

WHEREAS, by Resolution 2003-065, the Board of Trustees authorized Contract No. 2003-001 with MV Transportation, located at 360 Campus Lane, Fairfield, California 94534-1400 (with a local office at 3200 Lenox; Cleveland, Ohio) to provide said Paratransit services; and

WHEREAS, the General Manager/Secretary Treasurer has issued a change order in the amount not to exceed \$392,630.00 based on his change order authority pursuant to the Authority's Procurement Policies and has exercised the two contract option years in the amount not to exceed \$4,380,832.00, which increased said contract to an amount not to exceed \$11,025,382.00; and

WHEREAS, it is necessary to increase the use of contract hours to meet the additional demand for ADA Paratransit trips to meet the FTA requirement for zero percent trip denial rate; and

WHEREAS, it is necessary to extend the contract to October 31, 2008 in order to finalize and implement a new contract; and

WHEREAS, MV Transportation has offered to provide this additional service at the previously negotiated rates in an amount not to exceed \$1,654,363.00; and

WHEREAS, acceptance of said offer will cause the total amount of change order dollars to exceed the General Manager/Secretary-Treasurer's delegated authority; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of MV Transportation to be in the best interest of the Authority and recommends acceptance thereof.

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 MV Transportation to provide additional Paratransit services be and the same is hereby accepted.

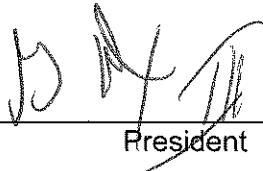
Section 2. That the General Manager/Secretary-Treasurer of the Authority is authorized to amend Contract 2003-001 with MV Transportation to provide additional Paratransit service and extend the contract term.

Section 3. That said change order shall be payable out of the General Fund, Paratransit District Department budget, in an amount not to exceed one million six hundred fifty-four thousand three hundred sixty-three & 00/100 dollars (\$1,654,363.00), for a new total contract amount not to exceed twelve million six hundred seventy-nine thousand seven hundred forty-five & 00/100 dollars (\$12,679,745.00).


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

Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: May 20, 2008



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: AUTHORIZING AN EXTENSION AND AN INCREASE TO CONTRACT NO. 2003-001 WITH MV TRANSPORTATION IN AN AMOUNT NOT TO EXCEED \$1,654,363.00 TO PROVIDE ADDITIONAL PARATRANSIT SERVICE FOR THE BALANCE OF THE CONTRACT TERM IN THE TOTAL AMOUNT NOT TO EXCEED \$12,679,745.00 (GENERAL FUND, PARATRANSIT DISTRICT DEPARTMENT BUDGET)	Resolution No.: 2008-75
	Date: May 15, 2008
	Initiator: Paratransit District
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 Contract 2003-001 with MV Transportation to account for the increased use of contract hours to meet additional demand for ADA Paratransit trips over the contract term and extend the current contract to October 31, 2008.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has a recurring need to provide Paratransit service to comply with the Americans with Disabilities Act (ADA) of 1990. The Authority is not able to meet demand with its current fleet of vehicles, necessitating additional support be obtained for this service. In order to meet the FTA requirement for zero percent trip denial, the Authority has increased the supplemental Paratransit program budget to include additional contract hours. They have a local bus garage and office at 3200 Lennox Ave, Cleveland, Ohio.

- 3.0 **PROCUREMENT BACKGROUND:** As a result of a competitive solicitation, the Authority was authorized on May 20, 2003 by Resolution No. 2003-065 to enter into a contract with MV Transportation to perform supplemental Paratransit services for a three-year period beginning on August 17, 2003 with two option years. Both option years were exercised by the General Manager/Secretary-Treasurer on July 18, 2006. MV Transportation operated 22 Paratransit vehicles for the first four years of the contract and 27 vehicles for the fifth year. This change order will add \$1,654,363.00 to the contract which includes a fuel adjustment provision (initial budgeted fuel cost of \$1.73 per gallon has increased to over \$4.00 per gallon) for a total of \$390,000.00, funds for the additional hours used as a result of service increases for a total of \$764,363.00 and \$500,000.00 to extend the contract term by 2 ½ months. This change order has been reviewed and approved by the Change Order Committee.

A cost analysis has been performed and the Procurement Department has determined that the billing rates for this Change Order are fair and reasonable for the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 20% DBE goal was established for this procurement in 2003 (Reso 2003-065). MV Transportation has committed to maintaining the established 20% goal through utilization of its existing DBE firms in an amount of \$330,872.00.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This change order shall be funded through the General Fund, Paratransit District Department budget, in an amount not to exceed one million six hundred fifty- four thousand three hundred sixty-three & 00/100 dollars (\$1,654,363.00) for a total contract amount not to exceed twelve million six hundred seventy-nine thousand seven hundred forty-five & 00/100 dollars (\$12,679,745.00) for the contract term.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would leave the Authority without the ability to provide Paratransit service to many eligible patrons and would impede our ability to comply with the ADA requirements.
- 8.0 RECOMMENDATION: It is recommended that the negotiated offer of MV Transportation be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify this contract.
- 9.0 ATTACHMENTS: Approved Change Order Log.

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



CEO, General Manager/Secretary-Treasurer

Paratransit Support Service

APPROVED CHANGE ORDERS

Contract # 2003-001

Consultant MV Transportation

Original Contract Amount \$6,251,920.00

Total G.M. C.O. Authority remaining \$ 107,370.00

Total Change Order Amount To Date \$ 392,630.00

% Change to Date: 6.3%

ITEM NO.	NOTE	APPROVAL DATE	CHANGE ORDER AMOUNT	APPROVAL AUTHORITY	NEW CONTRACT AMOUNT
Initial Contract		May 20, 2003		Board Resolution 2003-065	\$ 6,251,920.00
Change Order No. 1	1	July 17, 2006	\$ 392,630.00	General Manager	\$ 6,644,550.00
Exercise Option Year 1	2	July 18, 2006	\$2,172,279.00	General Manager	\$ 8,816,829.00
Exercise Option Year 2	2	July 18, 2006	\$2,208,553.00	General Manager	\$11,025,382.00

Note #1: Change Order #1 was to fund additional workload at the negotiated hourly rates.

Note #2: Resolution 2003-065 provided the GM the right to exercise two one-year options. Both were exercised on July 18, 2006.