

RESOLUTION NO. 2008-163

AUTHORIZING CONTRACT NO. 2008-254 WITH DELTA RAILROAD CONSTRUCTION, INC. FOR PROJECT 23Y- TURNOUT RECONSTRUCTION ON THE SHAKER TRUNK LINE IN THE AMOUNT OF \$1,682,740.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 23Y-Turnout Reconstruction on the Shaker Trunk Line; and

WHEREAS, the bid of Delta Railroad Construction, Inc., located at 2648 West Prospect Road, Ashtabula, Ohio 44004, was received on November 6, 2008 in the amount of one million six hundred eighty-two thousand seven hundred forty & 00/100 dollars (\$1,682,740.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Delta Railroad Construction, Inc. to be the lowest responsive bid from a responsible bidder for said services 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 bid of Delta Railroad Construction, Inc. for Project 23Y-Turnout Reconstruction on the Shaker Trunk Line 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 Delta Railroad Construction, Inc. for Project 23Y-Turnout Reconstruction on the Shaker Trunk Line.

Section 3. That said contract is payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-05-0094 in the amount of \$1,467,510.00, Capital Grant OH-05-0006 in the amount of \$200,000.00, and Capital Grant OH-03-0245 in the amount of \$15,230.00 for a total contract amount of \$1,682,740.00 (\$1,346,192.00 in Federal funds which represents 80% of the total cost).

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, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2008-061; 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 Delta Railroad Construction, Inc. will exceed the 6% DBE goal assigned to this procurement.

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

Adopted: November 18, 2008



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2008-254 WITH DELTA RAILROAD CONSTRUCTION, INC. FOR PROJECT 23Y- TURNOUT RECONSTRUCTION ON THE SHAKER TRUNK LINE IN THE AMOUNT OF \$1,682,740.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)	Resolution No.: 2008-163
	Date: November 13, 2008
	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:** This action will allow the Authority to enter into a contract to provide construction services for Project No. 23Y - Turnout Reconstruction on the Shaker Trunk Line (Light Rail located between the Red Line at E. 55th St. and Shaker Square).
- 2.0 **DESCRIPTION/JUSTIFICATION:** This project provides for a Base Bid that entails track work for the removal of the existing timbers and plates in eighteen turnouts. Prior work on this track section was done in 1980. The switch timbers and rail fastening system have reached the end of their life expectancy and are in need of replacement due to safety concerns.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement web site and advertised in the local newspapers. Solicitation packages were requested by a total of four (4) prospective bidders. Three (3) bids were received and opened on November 6, 2008 as follows:

BIDDER	BASE BID
1. Delta Railroad Construction, Inc. Ashtabula, Ohio 44004	\$1,682,740.00
2. Railworks Track Services, Inc. North Jackson, Ohio 44451	\$1,724,000.00
3. Railroad Constructors, Inc. Paulsboro, New Jersey 08066	\$1,834,800.00
 Engineer's Estimate	 \$1,748,391.00

The Basis of Award was to be the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price, providing that the bid does not exceed 10% above the Engineer's Estimate. If no acceptable responsive and responsible Base Bid was received, the most responsive and responsible bid for Alternate No. 1 would have been accepted, provided the bid did not exceed 10% above the Engineer's Estimate.

The Total Base Bid/Lump Sum Price received from Delta Railroad Construction, Inc. was the lowest responsive and responsible bid received that did not exceed 10% above the Engineer's Estimate for the same. Delta Railroad Construction, Inc. has performed work on GCRTA projects such as the Airport Crossover and the Joint Territory Track Rehabilitation.

A price analysis was performed and the Procurement Department determined the Total Base Bid/Lump Sum Price from Delta Railroad Construction, Inc. to be fair and reasonable.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 6.0% DBE goal was established for this procurement. Delta Railroad Construction has committed to 6.5% DBE participation on the contract through the utilization of Denise's Flagging (African American/female-owned) in the amount of \$40,000, and Granger Trucking (African American-owned) in the following amounts: trucking (\$7,182), manufactured materials (\$28,980), and supplied materials (\$57,950) for \$94,112. Supplied materials are counted at 60% of value (\$34,770) per the federal regulations, which makes the adjusted contract amount for Granger total \$70,932 and brings the total DBE participation on the contract to \$110,932.
- 5.0 POLICY IMPACT: None
- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Engineering & Project Development Department budget including but not limited to Capital Grant OH-05-0094, Line Item 12.7A.00 in the amount of \$1,467,510.00, Capital Grant OH-05-0006 in the amount of \$200,000.00 and Capital Grant OH-03-0245 in the amount of \$15,230.00 for a total contract amount of \$1,682,740.00 (\$1,346,192.00 in Federal funds which represents 80% of the total cost). The contract award is 3.8% below the Engineer's Estimate of \$1,748,391.00 for the Total Base Bid/Lump Sum Price.
- 7.0 ALTERNATIVES: Reject this bid. Rejection of this award would delay the Authority's ability to correct a safety issue on the Light Rail System at the Shaker Trunk Line and potentially delay rail services.
- 8.0 RECOMMENDATION: It is recommended that the bid of Delta Railroad Construction, 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.



CEO, General Manager/Secretary-Treasurer