

RESOLUTION NO. 2008-164

AUTHORIZING CONTRACT NO. 2008-233 WITH HARSCO TRACK TECHNOLOGIES FOR THE FURNISHING OF ONE TIE INSERTER/EXTRACTOR, AS SPECIFIED, FOR A TOTAL PRICE NOT TO EXCEED \$194,785.00 (RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Authority has a requirement for one tie inserter/extractor for the use in the track rehabilitation of the track right of ways; and

WHEREAS, the bid of Harsco Track Technologies, located at 2401 Edmund Road, Cayce-West Columbia, SC 29171-0020 for the furnishing of one tie inserter/extractor, as specified, was received on November 25, 2008, at a total price not to exceed one hundred ninety-four thousand seven hundred eighty-five & 00/100 dollars (\$194,785.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Harsco Track Technologies to furnish one tie inserter/extractor, as specified, to be a responsive bid from a responsible bidder 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 Harsco Track Technologies to furnish one tie inserter/extractor, as specified, 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 Harsco Track Technologies to furnish one tie inserter/extractor, as specified.

Section 3. That said contract shall be payable from the RTA Development Fund, Rail District Department budget, including but not limited to, Capital Grant OH-03-0245 at a total price not to exceed \$194,785.00 (\$155,828.00 in Federal Funds which represents 80% of the total cost).

Section 4. That said contract shall be binding upon and obligation of the Authority contingent upon compliance by the contractor to the Specification and Addenda, 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 the Harsco Track Technologies will attempt to exceed the 0% DBE goal assigned to this procurement.

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

Adopted: December 16, 2008



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING CONTRACT NO. 2008-233 WITH HARSCO TRACK TECHNOLOGIES FOR THE FURNISHING OF ONE TIE INSERTER/EXTRACTOR, AS SPECIFIED, FOR A TOTAL PRICE NOT TO EXCEED \$194,785.00 (RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET)	Resolution No.: 2008-164
	Date: December 11, 2008
	Initiator: Rail District 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 contract with Harsco Track Technologies to furnish one tie inserter/extractor, as specified.

2.0 **DESCRIPTION/JUSTIFICATION:** The Rail District Department, Track Unit has a requirement to replace one 1991 tie inserter/extractor that is now considered obsolete. It is worn and in poor condition. With the age of the current unit and with it being obsolete, it is becoming more difficult and more expensive to find necessary replacement parts. The tie inserter/extractor is used for approximately eight months during the year when the ground is not frozen to replace worn ties on the Authority's right of way.

3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the procurement web site and advertised in the local newspapers. Eight (8) potential vendors downloaded the solicitation. Two (2) were manufacturers, one (1) was a distributor of this type of equipment and the others were considered interested parties. Two (2) bidders responded to the solicitation on November 25, 2008 with the following results:

<u>Company</u>	<u>Total</u>
Harsco Track Technologies 2401 Edmund Road Cayce-West Columbia, SC 29171-0020	\$194,785.00
Modern Track Machinery, Inc. 1415 Davis Road Elgin, IL 60123	\$299,950.00

A cost and price analysis was performed and the Procurement Department has determined the bid from Harsco Track Technologies 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 the lack of certified DBE firms.

5.0 **POLICY IMPACT:** Does not apply.

6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-03-0245, Line Item 12.7A.00 at a total price not to exceed \$194,785.00 (\$155,828.00 in Federal funds which represents 80% of the total cost). The bid price was 3% below the budgeted estimate.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would delay procurement of this unit and cause the Authority to expend additional monies to continue repair of parts used on this current machine.
- 8.0 RECOMMENDATION: It is recommended that the bid of Harsco Track Technologies 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