

RESOLUTION NO. 2009-32

AUTHORIZING CONTRACT NO. 2009-039 WITH MYERS EQUIPMENT CORP. FOR THE PURCHASE OF SEVEN (7) PARATRANSIT VEHICLES, AS SPECIFIED, AS AN OPTION EXERCISING THE PORTAGE AREA REGIONAL TRANSPORTATION AUTHORITY (PARTA) CONTRACT AT A TOTAL PRICE NOT TO EXCEED \$664,069.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need for seven (7) paratransit vehicles to replace similar vehicles that have exceeded their useful life; and

WHEREAS, such replacement vehicles are available through the Portage Area Regional Transportation Authority (PARTA) Contract LTV 08 01, entitled Light Transit Vehicles; and

WHEREAS, FTA Circular 4220.1F 7.e (1) encourages the use of intergovernmental agreements and FTA C 4220.1F7.p, permits "piggybacking" if the base contract contains an assignability clause that provides for the assignment of all or a portion of the specified deliverables; and

WHEREAS, the Myers Equipment Corp., located at 8860 Akron-Canfield Road, Canfield, OH 44406, is the supplier for the PARTA Contract LTV 08 01, and has offered to supply the Authority with seven (7) paratransit vehicles, as specified and as identified, in PARTA's contract at a total price not to exceed \$664,069.00; and

WHEREAS, Section 306.43 (H) (4) of the Ohio Revised Code provides that political subdivisions may purchase goods and services from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government under a state or federal procurement contract; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to utilize the PARTA contract for the purchase of seven (7) paratransit vehicles, as specified.

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 Myers Equipment Corp. to provide seven (7) paratransit vehicles, 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 Myers Equipment Corp for the purchase of seven (7) paratransit vehicles, as specified.

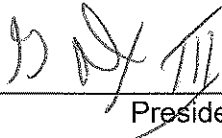
Section 3. That said contract shall be payable out of the RTA Development Fund, Fleet Management Department budget, including but not limited to Capital Grant OH-90-X640 in the amount of \$664,069.00 (\$531,255 in Federal funds which represents 80% of the total cost).

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, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2008-61; 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 Myers Equipment Corp. 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: April 21, 2009

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



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

<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: SEVEN (7) PARATRANSIT VEHICLES, THROUGH THE EXERCISING OF AN OPTION WITH THE PORTAGE AREA REGIONAL TRANSPORTATION AUTHORITY (PARTA)</b>  <b>VENDOR: MYERS EQUIPMENT CORP. - CANFIELD, OH</b>  <b>AMOUNT: \$664,069.00</b>	<b>Resolution No.:</b> 2009-32
	<b>Date:</b> April 16, 2009
	<b>Initiator:</b> Fleet Management Department
<b>ACTION REQUEST:</b>  <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** This resolution will allow the Authority to enter into a contract for the purchase of seven (7) paratransit vehicles from Portage Area Regional Transportation Authority (PARTA) Contract LTV 08 01, entitled Light Transit Vehicles.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** These paratransit vehicles will be used by the Authority's Paratransit District. They shall replace vehicles numbered 7001 to 7007. These vehicles were purchased in 2002 have an excess of 150,000 miles each and have exceeded their useful life in accordance with the Authority's vehicle replacement policy and guidelines.
  
- 3.0 **PROCUREMENT BACKGROUND:** These vehicles will be purchased through the Portage Area Regional Transportation Authority (PARTA) Contract. FTA Circular 4220.1F 7.e (1) encourages the use of intergovernmental agreements and FTA C 4220.1F7.p, permits "piggybacking" if the base contract contains an assignability clause that provides for the assignment of all or a portion of the specified deliverables. Section 306.43 (H) (4) of the Ohio Revised Code provides that political subdivisions may purchase goods and services from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government under a state or federal procurement contract.  
  
 The seven (7) 2009 El Dorado CRT Coaches, built on a Chevrolet G 4500 chassis with the 6.6 Duramax diesel engine. The vehicle will be equipped with sixteen (16) passenger seating one wheelchair location or four (4) passenger seating and five wheelchair locations plus the driver. The cost of each paratransit vehicle, as specified, is \$94,867.00, for a total contract cost of \$664,069.00.  
  
 A price analysis was performed by the Procurement Department and the offer of Myers Equipment Corp. has been determined to be fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** Federal regulations require transit vehicles manufacturers (TVM) to establish and submit an annual overall DBE goal to FTA for approval. In accordance with federal regulations OBD confirmed that El Dorado has submitted its goal that has been approved by FTA.
  
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Fleet Management Fleet Management Department budget including but not limited to Capital Grant OH-90-X640, Line Item 11.12.04 in the amount of \$664,069 (\$531,255 in Federal funds which represents 80% of the total cost).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would cause delays in the procurement of replacement vehicles and impact service quality.
- 8.0 RECOMMENDATION: It is recommended that the offer of Myers Equipment Corp. 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