

RESOLUTION NO. 2009-52

AUTHORIZING CONTRACT NO. 2009-084 WITH TRANSCORE, INC. FOR THE FURNISHING OF 80 PORTABLE RADIOS AT A PRICE OF \$175,740.00, WITH AN OPTION FOR AN ADDITIONAL 20 PORTABLE RADIOS AT A PRICE OF \$44,000.00, AS SPECIFIED, FOR A TOTAL CONTRACT PRICE OF \$219,740.00 (RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Rail District has a need for 80 portable radios with an option for an additional 20, for use by maintenance staff in support of the Rail Infrastructure Upgrades; and

WHEREAS, TransCore, Inc. is the sole authorized distributor of the proprietary 900 MHz portable radio manufactured by M/A-Com, Inc.; 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 TransCore, Inc., located at 6930 Engle Road, Suite Y, Middleburg Heights, Ohio 44130, for the furnishing of 80 portable radios with an option for an additional 20, as specified, for use by the Authority's staff, was received on April 24, 2009; and

WHEREAS, after negotiations, TransCore, Inc. agreed to provide 80 portable radios, as specified, at a total price not to exceed one hundred seventy-five thousand seven hundred forty & 00/100 dollars (\$175,740.00) with an option to purchase 20 additional portable radios at a total price not to exceed forty-four thousand & 00/100 dollars (\$44,000.00) for a total contract price of two hundred nineteen thousand seven hundred forty & 00/100 dollars (\$219,740.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of TransCore, Inc., as negotiated, to be fair and reasonable to the Authority 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 negotiated offer of TransCore, Inc. for the furnishing of 80 portable radios with an option for an additional 20, as specified, be accepted.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with TransCore, Inc., for the furnishing of 80 portable radios, as specified, with the authority to exercise the option for 20 additional portable radios.

Section 3. That said contract shall be payable from the RTA Development Fund, Rail District Department budget, including but not limited to ARRA Capital Grant OH-56-0002 at a total price of \$175,740.00 (100% Federal Stimulus funds) with an option at a total price of \$44,000.00 for a total contract price of \$219,740.00. The option, if exercised, will be funded by a future federal grant. The award of this contract is based on initially using available 100% Local funds, which will be replaced by FTA funds under the American Recovery and Reinvestment Act (ARRA) of 2009.

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 2009-023; 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 TransCore, 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: June 30, 2009



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: NAME: FURNISHING OF 80 PORTABLE RADIOS WITH AN OPTION FOR ADDITIONAL 20 PORTABLE RADIOS, AS SPECIFIED VENDOR: TRANSCORE, INC. AMOUNT: \$219,740.00 TOTAL PRICE	Resolution No.: 2009-52
	Date: June 25, 2009
	Initiator: Rail 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 enter into a sole source contract for the furnishing of 80 portable radios with an option for an additional 20, which are required for use by maintenance staff in support of the Rail Infrastructure upgrades, as specified.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The P5350 radio is the only 900 MHz portable radio currently available in the marketplace and only manufactured by M/A-Com, Inc. These radios will allow for portable radio coverage in conjunction with the Authority's 900 MHz Siemens radio system and will be used by management and staff in Power and Way, the Track Department, and Rail Equipment. Better communications with staff in the field will enhance safety and provide the flexibility that the Rail District management needs to more efficiently direct and change service and maintenance priorities. TransCore, Inc. has been authorized as the sole distributor of this portable radio by M/A-Com, Inc.

- 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. The P5350 is the only portable radio currently manufactured that will support the Authority's 900 MHz radio system requirements. This equipment is proprietary to M/A-Com, Inc. and TransCore, Inc., is the sole authorized distributor of this 900 MHz radio. The Authority will purchase 80 portable radios and accessories with an option for an additional 20, as identified in Attachment A.

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 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 ARRA Capital Grant OH-56-0002, Line Item 12.7A.00 at a total price not to exceed \$175,740.00 (100% Federal Stimulus funds) with an option at a total price of \$44,000.00 for a total contract price of \$219,740.00. The option, if exercised, will be funded by a future federal grant. The negotiated price is 12% below the budgeted estimate. The award of this contract is based on initially using available 100% Local funds, which will be replaced by FTA funds under the American Recovery and Reinvestment Act (ARRA) of 2009.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would impact the Authority's staff to perform their jobs in an efficient and safe manner.
- 8.0 RECOMMENDATION: It is recommended that the offer of TransCore, Inc., as negotiated, be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.
- 9.0 ATTACHMENTS: Attachment A.

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



CEO, General Manager/Secretary-Treasurer

ATTACHMENT A

	Model #	Qty.	Unit Cost	Total
Portable, P5350 900MHz EDACS-SCAN	MAEX-S91EX	80	\$1,684.00	\$134,720.00
Antenna 896-941MHz, Whip	MAEX-NNC1Z	80	\$20.00	\$1,600
512/Systems/Groups	MAEX-NPL7Z	80	N/C	N/C
ProScan Roam w/Priority Sys Scan	MAEX-NPL1X	80	\$188.00	\$15,040.00
Charger, 6 Pocket, Tri-Chemistry	MAEX-NCH9U	13	\$556.00	\$7,228.00
Speaker Microphone	MAEX-NAE9D	80	\$108.00	\$8,640.00
Carrying Case Leather, w/Belt Loop and Swivel	MAEX-NHC9L	80	\$104.00	\$8,320.00
Charger, Single, Tri-Chemistry	MAEX-NCH9T	2	\$96.00	\$192.00
Total price includes programming				\$175,740.00