

RESOLUTION NO. 2009-55

AUTHORIZING CONTRACT NO. 2009-058 WITH MYERS EQUIPMENT CORP. FOR THE FURNISHING OF FIFTY (50) LIGHT TRANSIT VEHICLES, AS SPECIFIED, WITH AN OPTION TO PROCURE UP TO EIGHTY (80) ADDITIONAL VEHICLES WITHIN FIVE YEARS OF CONTRACT SIGNATURE AT A TOTAL PRICE NOT TO EXCEED \$3,500,200.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need for fifty (50) light transit vehicles to replace similar vehicles that have exceeded their useful life; and

WHEREAS, the offer of Myers Equipment Corp., located at 8860 Akron-Canfield Road, Canfield, OH 44406, to furnish fifty (50) light transit vehicles, as specified, with an option to procure up to eighty (80) additional vehicles within five years of contract signature was received on May 27, 2009; and

WHEREAS, Myers Equipment Corp. has offered to provide fifty (50) light transit vehicles as specified for a total negotiated contract amount not to exceed \$3,500,200.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Myers Equipment Corp., as negotiated, to be advantageous to the Authority, cost and other factors considered 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 offer of Myers Equipment Corp. to furnish fifty (50) light transit vehicles, as specified, with an option to procure up to eighty (80) additional vehicles within five years of contract signature, 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 furnishing of fifty (50) light transit vehicles, as specified, with an option to procure up to eighty (80) additional vehicles within five years of contract signature.

Section 3. That said contract shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to Capital Grant OH-90-X640 in an amount not to exceed \$1,231,833.00 (\$985,466.80 in Federal funds which represents 80% of the total cost) and ARRA Capital Grant OH-96-X027 in an amount not to exceed \$2,268,367.00 (100% Federal funds) for a total contract amount not to exceed \$3,500,200.00. 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 2009-23; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

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

Adopted: July 28, 2009



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: FIFTY (50) LIGHT TRANSIT VEHICLES, AS SPECIFIED, WITH AN OPTION TO PROCURE UP TO EIGHTY (80) ADDITIONAL VEHICLES WITHIN FIVE YEARS OF CONTRACT SIGNATURE VENDOR: MYERS EQUIPMENT CORP. AMOUNT: \$3,500,200.00	Resolution No.: 2009-55
	Date: July 23, 2009
	Initiator: Fleet Management 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 resolution will allow the Authority to enter into a contract for the purchase of fifty (50) light transit vehicles with an option to procure up to an additional eighty (80) vehicles within five years of contract signature.

- 2.0 **DESCRIPTION/JUSTIFICATION:** These light transit vehicles will be used by the Authority's Paratransit District. They shall replace vehicles numbered 7008, and 7101 through 7149. These vehicles were purchased in 2002 and 2005 and have exceeded their useful life in age and/or mileage in accordance with the Authority's vehicle replacement policy and guidelines.

- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal was posted on the GCRTA web site and advertised in the local newspapers. A special invitation was sent to thirteen (13) local Northeast GM/Chevrolet Dealerships requesting their participation in this procurement. Four (4) proposals were received on May 27, 2009. After evaluation by a panel of Authority employees in accordance with established Procurement Policies and Procedures, and subsequent negotiations, the proposal of Myers Equipment Corp. as negotiated, was determined to be the most advantageous to the Authority.

 The fifty (50) 2009 El Dorado CRT Coaches, will be built on a Chevrolet G 3500 chassis with the 6.6 Duramax diesel engine. The vehicle will be equipped with eight (8) passenger seating and one ADA wheelchair location plus the driver. The cost of each light transit vehicle, as specified, is \$70,004.00 for a total contract price not to exceed \$3,500,200.00.

 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:** All Affirmative Action requirements have been met. In accordance with Federal regulations, the Office of Business Development does not establish goals on Transit Vehicle Manufacturer (TMV) contracts. As required, OBD has received and reviewed Myers Equipment Corporation's Certification and 2009 DBE Goal submitted to FTA.

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

- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Fleet Management Department budget including but not limited to Capital Grant OH-90-X640, Line Item 11.12.04 in an amount not to exceed \$1,231,833.00 (\$985,466.80 in Federal funds which represents 80% of the total cost) and ARRA Capital Grant OH-96-X027, Line item 11.12.04 in an amount not to exceed \$2,268,367.00 (100% Federal funds) for a total contract amount not to exceed \$3,500,200.00. 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. This total is approximately 17% below the budgeted amount of \$4,200,000.00 for this purchase.
- 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.



CEO, General Manager/Secretary-Treasurer