

RESOLUTION NO. 2009-82

AUTHORIZING CONTRACT NO. 2009-111 WITH DELTA RAILROAD CONSTRUCTION, INC. FOR PROJECT 32U – WATERFRONT LINE PLINTH REPLACEMENT IN AN AMOUNT NOT TO EXCEED \$350,300.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 32U, Waterfront Line Plinth Replacement; and

WHEREAS, the bid of Delta Railroad Construction, Inc. located at 2648 West Prospect, Ashtabula, Ohio 44004 for Project 32U, Waterfront Line Plinths Replacement was received on September 4, 2009 in an amount of \$350,300.00; 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 work 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 the work under Project 32U, Waterfront Line Plinths Replacement 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 the work under Project 32U, Waterfront Line Plinths Replacement.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to the American Recovery and Reinvestment Act (ARRA) of 2009 Capital Grant OH-56-0002, in an amount not to exceed \$350,300.00 (100% Federal funds).

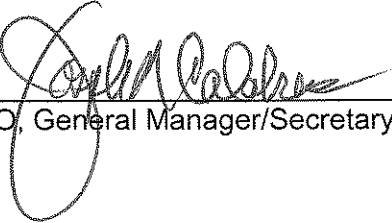
Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2009-023; bonding and insurance requirements; and all 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 Delta Railroad Construction, Inc. will attempt to exceed the minimum 13% DBE goal assigned to this procurement.

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

Adopted: September 15, 2009

  
\_\_\_\_\_  
President

Attest:   
\_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer



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

<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> WATERFRONT LINE PLINTH REPLACEMENT, PROJECT 32U  <b>VENDOR:</b> DELTA RAILROAD CONSTRUCTION, INC.  <b>AMOUNT:</b> \$350,300.00	<b>Resolution No.:</b> 2009-82
	<b>Date:</b> September 10, 2009
	<b>Initiator:</b> Engineering & Project Development
<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 action will allow the Authority to enter into a contract for Project 32U, Waterfront Line Plinth Replacement.
- 2.0 **DESCRIPTION/JUSTIFICATION:** This project is to rebuild the outbound chute on the Waterfront Line, which is the section of track that runs from Tower City to Robert Lockwood Drive. Concrete plinths instead of wooden cross-ties support the rail within the chute. A section of the concrete plinths has begun breaking up and will be unable to support train traffic. This project will restore that section by removing and replacing the existing concrete plinth. Additional work includes construction of a paved gutter, removing the existing 4" concrete walkway, and installation of drainage to keep water from adversely affecting the reconstructed concrete plinths. Replacement of the plinths is necessary to eliminate possible safety hazards.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement web site and advertised in the local newspapers. Packages were requested by a total of eleven (11) prospective bidders. Three (3) bids were received on September 4, 2009 as shown below:

Delta Railroad Construction, Inc. 2648 W. Prospect Ashtabula, Ohio 44004	\$350,300
Great Lakes Construction Company 2608 Great Lakes Way Hinckley, Ohio 44233-9590	\$442,000
Standard Contracting & Engineering, Inc. 6356 Eastland Road Brookpark, Ohio 44142	\$477,900

The Basis of Award was made to the lowest responsive and responsible bidder for the Total Base Bid.

Delta Railroad Construction, Inc. has extensive experience with similar rail projects with the New York Port Authority, Detroit Transportation Co., Norfolk Southern Railroad, and Allegheny Port Authority.

A price analysis was performed by the Procurement Department and the Lump Sum Price submitted by Delta Railroad Construction, Inc. is considered fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 13.0% DBE participation goal was established for this procurement. Delta Railroad Construction, Inc. has committed to achieving 11.7% DBE participation through the utilization of the following companies for a total amount of \$40,520, as calculated below.

DBE COMPANY	DBE CATEGORY	SCOPE OF WORK	AMOUNT	PERCENT
Denise Flagging	African American Female	Flagging Service	\$8,000.00	2.3%
Granger Trucking	African American	Supply and Deliver Material	\$14,200 @ 60% or \$8,520.00	2.4%
United Ready Mix	African American	Supply and Deliver Concrete	\$15,000 @ 60% or \$9,000.00	2.7%
Pro Construction	African American	Supply Labor	\$15,000.00	4.3%
<b>Total DBE Participation</b>			<b>\$40,520</b>	<b>11.7%</b>

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

- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to the American Recovery and Reinvestment Act (ARRA) of 2009 Capital Grant OH-56-0002, Line Item 12.24.03 in an amount not to exceed \$350,300.00 (100% Federal funds). This lump sum price is 38% below the Engineer's Estimate of \$561,121.00.

- 7.0 **ALTERNATIVES:** Reject this bid. Rejection of this award would cause a significant safety hazard on the waterfront line tracks.

- 8.0 **RECOMMENDATION:** It is recommended that the bid of Delta Railroad 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