

RESOLUTION NO. 2009-84

AUTHORIZING RATIFICATION TO CONTRACT NO. 2009-122 WITH B & B WRECKING, INC. FOR PROJECT 13.46 - 1965 EAST 66<sup>TH</sup> STREET BUILDING EMERGENCY DEMOLITION IN AN AMOUNT NOT TO EXCEED \$214,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to issue an emergency procurement acquiring construction services, as provided under Project 13.46, 1965 E. 66<sup>th</sup> Street Building Emergency Demolition; and

WHEREAS, the bid of B & B Wrecking, Inc. located at 4510 E. 71<sup>st</sup> Street, Suite 6, Cleveland, Ohio 44105 for Project 13.46, 1965 E. 66<sup>th</sup> Street Building Emergency Demolition was received on September 10, 2009 in an amount of \$214,000.00; and

WHEREAS, due to the emergency nature of the situation, the General Manager/Secretary-Treasurer's memo dated, September 3, 2009 approved an emergency procurement procedure in accordance with Ohio Revised Code 306.43 (H)(1) (a) and (c).

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of B & B Wrecking, 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 B & B Wrecking, Inc. for the work under Project 13.46, 1965 E. 66<sup>th</sup> Street Building Emergency Demolition 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 ratify a contract with B & B Wrecking, Inc. for the work under Project 13.46, 1965 E. 66<sup>th</sup> Street Building Emergency Demolition.

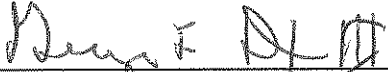
Section 3. This procurement funded through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funds, for a total amount of two hundred fourteen thousand & 00/100 dollars (\$214,000.00). GCRTA is currently seeking FTA concurrence on adding this contract to the ECTP FFGA. If FTA does not concur, the Authority will seek this funding through either an existing Urban Grant, Asset Maintenance (Fuel Initiative) or 100% Local Funding.


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 B & B Wrecking, Inc. will attempt to exceed the minimum 0% DBE goal assigned to this procurement.

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

Adopted: September 15, 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:</b> PROJECT 13.46, 1965 E. 66 <sup>TH</sup> STREET BUILDING EMERGENCY DEMOLITION  <b>VENDOR:</b> B & B WRECKING, INC.  <b>AMOUNT:</b> \$214,000.00	<b>Resolution No.:</b> 2009-84
	<b>Date:</b> September 11, 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 ratify a contract for Project 13.46, 1965 E. 66<sup>th</sup> Street Building Emergency Demolition.

2.0 **DESCRIPTION/JUSTIFICATION:** This project is to provide emergency demolition of a building located at 1965 E. 66<sup>th</sup> Street. The work includes demolition and removal of the building structure, slab, footers/footings and other site debris. Foundations and/or vaults adjacent to East 66<sup>th</sup> Street must be demolished to eighteen (18) inches below finished grade. A pressure treated post/cedar "split rail" fence system will be placed around the area of the building once demolition is complete.

This has been deemed an emergency procurement because the wall closest to the sidewalk is severely deteriorated causing a safety hazard. Brick and stone sections have been falling onto the sidewalk and street. The building is a present danger to the safety of passers-by or vehicles.

3.0 **PROCUREMENT BACKGROUND:** The General Manager/Secretary-Treasurer's memo dated, September 3, 2009 approved an emergency procurement procedure in accordance with Ohio Revised Code 306.43 (H)(1) (a) and (c). Three quotes were solicited to qualified contractors and two bids were received on September 10, 2009 as follows:

B & B Wrecking, Inc. 4510 E. 71 <sup>st</sup> Street, Suite 6 Cleveland, Ohio 44105	\$214,000.00
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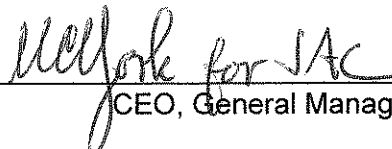
Independence Excavating, Inc. 5720 Schaaf Road Independence, Ohio 44131	\$238,800.00
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B & B Wrecking, Inc. has successfully completed the Authority's Ace Block Building demolition, and also the Flats East Bank Mass Demolition and the Demolition of Catholic Center.

A price analysis was performed by the Procurement Department and the Lump Sum Price submitted by B & B Wrecking, Inc. is considered fair and reasonable to the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: Because this is an emergency procurement, DBE participation does not apply. We will however review their EEO paperwork submissions. While DBE participation is not applicable they are still accountable for workforce goals of 16.7% minority and 7% female.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement funded through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funds, for a total amount of two hundred fourteen thousand & 00/100 dollars (\$214,000.00). GCRTA is currently seeking FTA concurrence on adding this contract to the ECTP FFGA. If FTA does not concur, the Authority will seek this funding through either an existing Urban Grant, Asset Maintenance (Fuel Initiative) or 100% Local Funding.
- 7.0 ALTERNATIVES: Reject this Contract. Rejection of this contract would cause a significant safety hazard to pedestrians and vehicles in the area of the 1965 E. 66<sup>th</sup> Street building.
- 8.0 RECOMMENDATION: It is recommended that the contract be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to ratify 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