

RESOLUTION NO. 2009-112

AUTHORIZING CONTRACT NO. 2009-160 WITH FIRST ENERGY SOLUTIONS FOR THE FURNISHING OF ELECTRICITY REQUIREMENTS FOR A PERIOD OF SEVENTEEN (17) MONTHS AT A PROJECTED AMOUNT NOT TO EXCEED \$9,155,588.00 (GENERAL FUND, RAIL DISTRICT AND SERVICE MANAGEMENT DEPARTMENT BUDGETS)

WHEREAS, the Authority requires electricity to operate its rail fleets and the Authority's facilities; and

WHEREAS, the offer of first Energy Solutions, located at 341 White Pond Drive, Akron, Ohio 44320, for the furnishing of the requirements contract for electricity, for a period of seventeen (17) months at a projected amount not to exceed nine million one hundred fifty-five thousand five hundred eighty-eight & 00/100 dollars (\$9,155,588.00) was received on December 11, 2009; and

WHEREAS, after negotiations, First Energy Solutions, agreed to a requirements contract for electricity, for a period of seventeen (17) months; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of First Energy Solutions, as negotiated, to be in the best interest of 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 First Energy Solutions, for the furnishing of electricity, as required, for a period of seventeen (17) months 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 First Energy Solutions, for the furnishing of electricity, as required, for a period of seventeen (17) months.

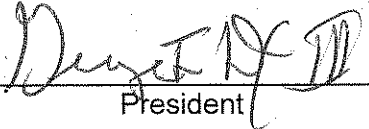
Section 3. That said contract shall be payable out of the Rail District and Service Management Department budgets, for a period of seventeen (17) months at a projected amount not to exceed nine million one hundred fifty-five thousand five hundred eighty-eight & 00/100 dollars (\$9,155,588.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority, contingent upon availability of future funds; 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 contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that the successful bidder 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: December 15, 2009



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: THE FURNISHING OF ELECTRICITY REQUIREMENTS, FOR A PERIOD OF SEVENTEEN (17) MONTHS VENDOR: FIRST ENERGY SOLUTIONS AMOUNT: PROJECTED AMOUNT NOT TO EXCEED \$9,155,588.00	Resolution No.: 2009-112
	Date: December 15, 2009
	Initiator: Rail District and Service 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 action will allow the Authority to enter into a requirements contract for electricity for the operation of its Rail fleets and facilities, as required, for a period of seventeen (17) months.

2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires electricity to operate both its Light Rail and Heavy Rail fleets, and to power the Authority's facilities. The deregulation of electricity affords the Authority the opportunity to solicit responsible and responsive electricity generation providers at the lowest overall cost to the Authority.

3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal (RFP) was posted on the procurement web site and advertised in the local newspapers. Proposals were sought for all Rail and facilities locations currently served by First Energy. Locations currently served by Cleveland Public Power (CPP) were not included in the RFP due to infrastructure issues that would require significant capital investment by the Authority and will remain as accounts of CPP. Attachment A lists the locations included in the RFP. Notification of the solicitation was sent to twenty-one (21) potential vendors. Three (3) proposals were received on December 11, 2009.

After evaluation by a panel of Authority employees in accordance with established Procurement Department Policies and Procedures, and negotiations, the proposal of First Energy Solutions to provide electricity requirements was determined to be the most favorable to the Authority, price and all other factors considered.

The offer of First Energy Solutions, as negotiated, has been determined by the Procurement Department to be the most advantageous to the Authority. A price analysis has been performed and the Procurement Department has determined the price 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:** The contract will be funded through the General Fund, Rail District and Service Management Department budgets for a period of seventeen (17) months at a projected amount not to exceed nine million one hundred fifty-five thousand five hundred eighty-eight & 00/100 dollars (\$9,155,588.00).
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would cause the Authority to pay a higher rate for electricity.
- 8.0 **RECOMMENDATION:** This procurement was discussed by the Finance Committee at their December 15, 2009 meeting. It is recommended that the offer of the First Energy Solutions, 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

CEI/First Energy Customer Numbers for GCRTA Electric Service Meters

Account Number	Customer Number	Address
110020809221	0800807142 1540082790	14000 Shaker Blvd Pltfrm
110021193831	0800807142 1000001003	Shaker Blvd
110021199887	0800807142 1040001003	22900 Shaker Blvd
110021648693	0801018394 4000015711	5499 Warrensville Center Rd Center
110021769812	0801097153 4000016304	727 W Schaaf Rd Tower
110021913972	0800807142 1080001022	Van Aken Blvd
110022101700	0800807142 1540084264	21500 Shaker Blvd Temp
110022901661	0800807142 1150092572	17118 Madison Ave
110022959826	0800807142 1160036895	18870 Detroit Ave
110023211201	0800807142 1070007606	1711 Bryn Mawr Rd #14
110023212233	0800579085 1220092115	2334 W 30th St
110023221911	0800579085 4000023446	6200 Grand Ave Gate
110023222901	0800877808 4000008582	2880 E 55th St sub
110023369991	0800807142 1380097697	1661 Hayden Ave
110023603175	0800807142 1770099874	Saint Clair Ave @ BABB
110023651356	0801175698 4000030608	2880 E 55th St
110023802207	0800807142 1810091654	1757 Carlyon Rd Rll
110023830109	0800807142 1580001283	1240 W 6th St
110023985564	0800807142 1480094156	Saint Clair Ave
110024091024	0800807142 1600007608	Superior Rd
110025183481	0800807142 4000016312	3775 1/2 Park East Dr Tower
110026206257	0800807142 1560074479	22041 W Sprague Rd
110026235231	0800807142 1730000351	18303 Brookpark Rd
110026774775	0800807142 1370090025	9125 Pearl Rd
110032593425	0800807142 5000118200	6020 Lawn Ave
110037866800	0800579085 5000144944	2880 E 55th St OAL

ATTACHMENT A

CEI/First Energy Customer Numbers for GRTA Electric Service Meters

Account Number	Customer Number	Address
110039334179	0800807142 5000190312	8555 Day Dr Unit A
110039512600	0800154564 5000193396	2315 Canal Rd Heat Unit B
110039514598	0800154564 5000193393	2315 Canal Rd Heat Unit A
110042277985	0800807142 5000219757	755 Lakeside Ave NW Basement
110044049895	0800154564 5000178590	10413 Quincy Ave
110047181216	0803386913 1000100836	W 65 St & Cor
110047184228	0803386913 1010101668	2334 W 30th St
110047198772	0803386913 1760096338	W 10th St WTR FR
110047213472	0803386913 1440097435	E 18/S Margnal
110047215907	0803386913 1250000109	9528 Buckeye Rd
110047217101	0803386913 1240000107	12800 Shaker Blvd
110047218281	0803386913 5000213781	2315 Canal Rd
110047384950	0803386913 4000023593	E 55th St Substn
110060621122	0801092550 1990101657	11601 Madison Ave
110065624584	0803386913 1970101652	W 143rd St
110052177133	0800154564 5000290123	12430 Euclid Ave
110052177158	0800154564 5000290126	12830 Euclid Ave
110052177190	0800154564 5000290134	13223 Euclid Ave
110052177281	0800154564 5000290137	13740 Euclid Ave
110052177331	0800154564 5000290140	13743 Euclid Ave
110052177422	0800154564 5000290148	14141 Euclid Ave
110052179220	0800154564 5000290125	12421 Euclid Ave
110052179311	0800154564 5000290135	13580 Euclid Ave
110052179378	0800154564 5000290141	14026 Euclid Ave
110052180129	0800154564 5000290127	12773 Euclid Ave

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CEI/First Energy Customer Numbers for GCRTA Electric Service Meters

Account Number	Customer Number	Address
110052180152	0800154564 5000290130	13346 Euclid Ave
110052180202	0800154564 5000290136	13503 Euclid Ave
110052180269	0800154564 5000290142	13957 Euclid Ave
110056059147	0800154564 5000311339	5575 Great Northern Blvd
110059152956	0803386913 1260000102	Warrensville Center Rd
110062508012	0803386913 1930101652	18305 Brookpark Rd
110062508061	0803386913 1960101659	W 157 St & Valley View
110062508178	0803386913 1100101667	2880 Stokes Blvd
110062508228	0803386913 1130101664	Euclid & E 120
110062508251	0803386913 1140101667	1715 Debra Ann Ln East
110062508319	0803386913 1150101669	Van Aken & Warrnsvil
110059199254	0800815927 5000325345	15905 Chagrin Blvd
110060649396	0800154564 1070012516	9528 Buckeye Rd
110063726415	0800579085 5000340361	6200 Grand Ave
110066975670	0800579085 1060000039	Coven/Wrnsvil Street
110066975738	0800579085 1290094437	10108 Detroit Ave
110066975779	0800579085 1270094451	2501 Harvard Ave
110066975845	0800579085 1630072529	7002 War Ave
110066975878	0800579085 1260094458	2501 Harvard Ave
110066975936	0800579085 1770049792	1972 W 74th St
110066976009	0800579085 5000040348	Detroit Ave Coml-A
110066976132	0800579085 1920092595	2319 Lorain Ave
110066976256	0800579085 5000054467	21101 Center Ridge Rd A/L
110066976314	0800579085 5000040461	3163 Joslyn Rd POL
110066982619	0800579085 1150089155	7003 Denison Ave

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Account Number	Customer Number	Address
110066982650	0800579085 1760073042	2149 W 25th St Sig S
110066982783	0800579085 1760077981	2340 W 30th St Sub St
110066982825	0800579085 1590093208	4182 W 150th St Sign
110066982890	0800579085 1110096178	14510 Lorain Ave
110066982932	0800579085 1360071483	14510 Lorain Ave
110066982999	0800579085 1640099490	13820 Triskett Rd
110066983112	0800579085 5000046350	1540 E 222nd St Pol
110066983153	0800579085 5000040693	1697 Hayden Ave
110066983211	0800579085 1680095096	James Ave
110066983294	0800579085 1120096485	W 3rd St
110066983468	0800579085 1650098837	W 3rd St
110066988640	0800579085 1450096238	W 10/Front St Front
110066988640	0800579085 5000040165	W 10/Front St Front
110066988723	0800579085 5000043603	Superior Ave Pol
110066988780	0800579085 1690095098	W 10th St
110066988822	0800579085 1030096946	E 18/S Margnl
110066988822	0800579085 5000040285	E 18/S Margnl
110066988913	0800579085 1690095581	E 9/Marginal
110066991420	0800579085 5000043464	2948 E 71st St
110066991438	0800579085 5000043590	3rd Ave Pol
110066991479	0800579085 4000002390	E 34th St
110066991537	0800579085 1060058731	3230 Brookpark Rd Bus Lo
110066995835	0800579085 1680000422	4369 Pearl Rd Brikin
110066995959	0800579085 1680039326	2880 E 55th St Pole S
110066996031	0800579085 1310095089	E 75th St
110066996130	0800579085 1680077257	E 68th St Knsmn
110066996163	0800579085 1240000962	2880 E 55th St

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Account Number	Customer Number	Address
110066996320	0800579085 5000242758	11600 Shaker Blvd Oal
110066996353	0800579085 1700048172	2700 E 79th St
110067000635	0800579085 1540075974	13051 Shaker Blvd Oal
110067000635	0800579085 5000034973	13051 Shaker Blvd Oal
110067000635	0800579085 5000034974	13051 Shaker Blvd Oal
110067000924	0800579085 1060000945	9528 Buckeye Rd
110067000924	0800579085 5000038942	9528 Buckeye Rd
110067001005	0800579085 1700043639	E 79th St
110067001070	0800579085 1800001019	11600 Shaker Blvd
110067001153	0800579085 1910092803	12800 Shaker Blvd S4
110067001252	0800579085 5000042333	Woodhill Rd POL
110067001286	0800579085 1310091849	Quincy Ave
110067001351	0800579085 1960092101	2440 Woodhill Rd
110067001419	0800579085 1700064968	E 83rd St
110067001492	0800579085 1230000955	2440 Woodhill Rd
110067006640	0800579085 5000045150	E 34th St Oal
110067007150	0800579085 1710028307	3720 E 93rd St Bus Lp
110067007218	0800579085 1140005840	12820 Corlett Ave
110067007275	0800579085 1070047509	13117 Caine Ave RR-Com
110067007275	0800579085 5000038935	13117 Caine Ave RR-Com
110067007325	0800579085 1720002508	501 E 110th St Bus Lp
110067007390	0800579085 1710068290	E 105th St Bus LO
110067023678	0800579085 1620099495	21159 Center Ridge Rd
110067074648	0800579085 4000015923	5575 Great Northern Mall Parkin
110067080611	0800579085 1490098694	14631 York Rd
110067092574	0800579085 1210028845	Fairchild Ave
110067098720	0800579085 5000043174	Valley View Ave Pol
110067098928	0800579085 1190001007	Shkr/Warr Ctr

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CEI/First Energy Customer Numbers for GCRTA Electric Service Meters		
Account Number	Customer Number	Address
110067099108	0800579085 1530093203	13820 Triskett Rd
110067105327	0800579085 5000044908	Howe Rd Pol
110067105459	0800579085 5000040004	14510 Lorain Ave OAL
110067107737	0800579085 5000040587	13820 Triskett Rd OAL
110067107794	0800579085 4000018132	1661 Hayden Ave
110067112414	0800579085 1640001196	500 3rd Ave
110067112471	0800579085 5000044496	12830 Saint Clair Ave OAL
110067112562	0800579085 1740000354	18305 Brookpark Rd #4 Sub
110067167368	0800579085 1680000352	18020 Brookpark Rd
110067171881	0800579085 4000022901	18010 Brookpark Rd
110067171956	0800579085 1650094748	12830 Saint Clair Ave Temp
110067172202	0800579085 1240097292	Coltman Rd
110067172509	0800579085 1290000109	12001 Euclid Ave
110067179694	0800579085 1210033384	2880 Stokes Blvd
110067179983	0800579085 1240052293	Glenwood Ave
110067180031	0800579085 1100017866	Cedar Ave
110067180114	0800579085 1720059082	1649 E 118th St Pol
110067180114	0800579085 5000048159	1649 E 118th St Pol
110067180171	0800579085 1360069035	14510 Lorain Ave
110067180221	0800579085 1360071478	14510 Lorain Ave
110067186723	0800579085 1560096162	24900 Sperry Dr