

RESOLUTION NO. 2010-14

AUTHORIZING AN INCREASE TO CONTRACT NO. 2003-038 WITH OSBORN ENGINEERING FOR PROJECT 46A TO PROVIDE A/E SERVICES FOR FINAL DESIGN OF THE EAST SIDE TRANSIT CENTER (STEPHANIE TUBBS-JONES) PROJECT IN AN AMOUNT NOT TO EXCEED \$7,560.00 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$668,536.75 (RTA DEVELOPMENT FUND, PROGRAMMING AND PLANNING DEPARTMENT BUDGET)

WHEREAS, the Authority deemed it necessary to acquire a consulting firm to provide additional final design services; and

WHEREAS, by Resolution No. 2003-143, the Board of Trustees authorized Contract No. 2003-038 in the amount of five hundred sixty-three thousand seven hundred seventy-nine & 00/100 dollars (\$563,779.00) with Osborn Engineering located at 3965 Pearl Road, Cleveland, Ohio 44125 for the furnishing of said design services; and

WHEREAS, the General Manager/Secretary-Treasurer has issued five (5) change orders in the net amount of ninety-seven thousand one hundred ninety-seven & 75/100 dollars (\$97,197.75) based upon his change order authority pursuant to the Authority's Procurement Policies for a total contract value of six hundred sixty thousand nine hundred seventy-six dollars & 75/100 (\$660,976.75); and

WHEREAS, said increase will exceed the General Manager/Secretary-Treasurer's \$100,000 signing authority; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of Osborn Engineering to be in the best interest of the Authority and recommends acceptance thereof.

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 Osborn Engineering to provide additional design services is hereby accepted as being in the best interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer of the authority be and he is hereby authorized to issue Change Order #6 to Contract No. 2003-038 with Osborn Engineering to provide additional final design services for the public art, as required.

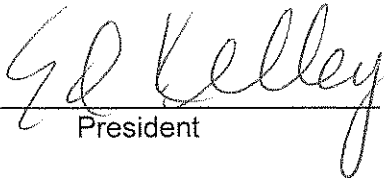
Section 3. That said increase shall be payable from the RTA Development Fund, Programming and Planning Department budget, including but not limited to Capital Grant OH-03-0246 in an amount not to exceed \$7,560.00 (\$6,048.00 in Federal funds which represents 80% of the total cost), for a total contract amount not to exceed \$668,536.75.

Section 4. That the General Manager/Secretary-Treasurer's change order authority be reinstated to its entirety.

Section 5. That all other terms and conditions of said contract shall remain unchanged.

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

Adopted: April 20, 2010



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: AUTHORIZING AN INCREASE TO CONTRACT NO. 2003-038 FOR PROJECT 46A TO PROVIDE FINAL DESIGN OF EAST SIDE TRANSIT CENTER (STJTC) VENDOR: OSBORN ENGINEERING AMOUNT: NOT TO EXCEED \$7,560.00	Resolution No.: 2010-14
	Date: April 15, 2010
	Initiator: Engineering & Project Development 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 increase Contract No. 2003-038, Final Design of East Side Transit Center (STJTC) with Osborn Engineering to provide redesign services for the planter area of the East Side Transit Center.
- 2.0 **DESCRIPTION/JUSTIFICATION:** GCRTA has requested the artist at the East Side Transit Center (STJ) to locate the statue in the planter area. This will cause the planter, landscape, electrical and paving to be redesigned.
- 3.0 **PROCUREMENT BACKGROUND:** In December 2003, the Board of Trustees by Resolution No.2003-143 authorized a contract with Osborn Engineering to perform A/E design services for the Euclid Corridor Transportation Project, Final Design of the East Side Transit Center.

The new total contract amount of \$668,536.75 is comprised of the following:

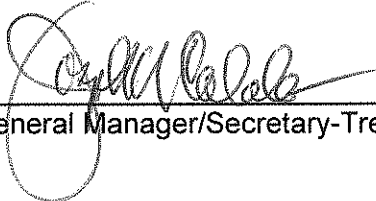
Original Contract Amount	\$563,779.00
Change Orders to Date	<u>\$ 97,197.75</u>
Subtotal	\$660,976.75
Redesign of planter for public art	<u>\$ 7,560.00</u>
Revised Total	\$668,536.75

A price analysis has been performed and the Procurement Department has determined the rates to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 24% DBE participation goal was established for this procurement in December 2003 when the contract was awarded. Osborn has achieved 16.8% DBE participation with the contract approximately 93.2% completed.
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This increase shall be payable from the RTA Development Fund, Programming and Planning Department budget, including but not limited to Capital Grant OH-03-0246, Line Item 11.31.01, in an amount not to exceed \$7,560.00 (\$6,048.00 in Federal funds which represents 80% of the total cost), for a total contract amount not to exceed \$668,536.75.
- 7.0 ALTERNATIVES: Reject this change order: Rejection of this change order will impact the placement of the artwork/statue at the East Side Transit Station (STJTC).
- 8.0 RECOMMENDATION: It is recommended that this change order be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify the contract.
- 9.0 ATTACHMENTS: Change order log.

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



CEO, General Manager/Secretary-Treasurer

APPROVED CHANGE ORDERS

PROJECT NO. 46A FINAL DESIGN FOR THE EAST SIDE TRANSIT CENTER

Contract # 2003-038
Original Contract Amount \$563,779.00

Contractor: Osborn Engineering
Total G.M. C.O. Authority remaining \$ 2,802.25

Total Change Order Amount To Date \$97,197.75

% Change to Date:

ITEM NO.	NOTE No.	Approval Date	CHANGE ORDER AMOUNT	APPROVAL AUTHORITY	NEW CONTRACT AMOUNT
1	1	5-26-05	+24,657		588,436.00
			(-\$8,800)		579,636.00
2	2	6-8-05	27,630		607,266.00
3	3	11/5/08	19,184		626,450.00
4	4	5/22/09	21,850		648,300.00
5	5	8/11/09	12,676.75		660,976.75

NOTES/CHANGE ORDER DESCRIPTION:

1. Eliminate Section 106, (\$8,800) provide Schematic drawings of the Alternative Site per Attached A, narrative description as outlined in Attachment A, provide preliminary cost estimate
2. Labor, overhead, general administration increase, 2003-2005
3. 2005-2009 – Fee Escalation
4. Update communication and equipment and 3-D design
5. Additional design, add alternates and addendums