

RESOLUTION NO. 2010-29

RATIFYING AN INCREASE TO CONTRACT NO. 2007-152 WITH BIALOSKY + PARTNERS ARCHITECTS, LLC FOR PROJECT 24S TO PROVIDE A/E SERVICES FOR LEE VAN AKEN STATION RECONSTRUCTION IN AN AMOUNT NOT TO EXCEED \$48,578.16 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$459,216.48 (RTA DEVELOPMENT FUND, ENGINEERING AND PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deemed it necessary to acquire a consulting firm to provide additional design services that have been performed; and

WHEREAS, by Resolution No. 2008-41, the Board of Trustees authorized Contract No. 2007-152 in the amount of three hundred twenty five thousand & 00/100 dollars (\$325,000.00) with Bialosky + Partners Architects, LLC located at 2775 South Moreland Boulevard, Cleveland, Ohio 44120 for the furnishing of said design services; and

WHEREAS, the General Manager/Secretary-Treasurer has issued two (2) change orders in the net amount of eighty five thousand six hundred thirty eight & 32/100 dollars (\$85,638.32) based upon his change order authority pursuant to the Authority's Procurement Policies for a total contract value of four hundred ten thousand six hundred thirty eight & 32/100 dollars (\$410,638.32); and

WHEREAS, these additional services are in an amount not to exceed \$48,578.16; 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 Bialosky + Partners 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 Bialosky + Partners Architects, LLC 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 #3 to Contract No. 2007-152 with Bialosky + Partners Architects, LLC to provide additional final design services for APTA Elevator Coordination and Augmented Design Services, as required.

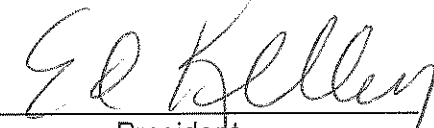
Section 3. That said increase shall be payable from the RTA Development Fund, Engineering and Project Development Department budget, including but not limited to Capital Grant OH-05-0090, in an amount not to exceed \$48,578.16 (\$38,862.53 in Federal funds which represents 80% of the total cost), for a total contract amount not to exceed \$459,216.48. The award of this contractual increase will be based on initially using 100% Local funds, all of which will be replaced by FTA funds contingent upon FTA approval of a pending budget revision and receipt of those funds.

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: RATIFYING AN INCREASE TO CONTRACT NO. 2007-152 FOR PROJECT 24S-A/E SERVICES FOR LEE VAN AKEN STATION RECONSTRUCTION VENDOR: BIALOSKY + PARTNERS ARCHITECTS, LLC AMOUNT: NOT TO EXCEED \$48,578.16	Resolution No.: 2010-29
	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 ratify an increase to Contract No. 2007-152/Project 24S-A/E Services for the Final Design of the Shaker Heights/Lee Van Aken Rapid Transit Station Reconstruction for the cost of additional hours spent on APTA elevator coordination and augmented design services.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The base contract required a standard traction elevator. Extensive design modifications were required, in order to incorporate APTA standard elevator requirements. Separately, other augmented design services were required, in order to accommodate the addition of pedestrian bridge detailing, street grading and street lighting, integration of existing grade beams, and City of Shaker Heights' required changes.
- 3.0 **PROCUREMENT BACKGROUND:** In March 2008, the Board of Trustees by Resolution No. 2008-41 authorized a competitive contract with Bialosky + Partners Architects, LLC to perform A/E design services for the Lee Van Aken Station Reconstruction in the amount of \$325,000.00.

The new total contract amount will be \$459,216.48 and is comprised of the following:

Original Contract Amount	\$325,000.00
Change Orders to Date	<u>\$ 85,638.32</u>
Subtotal	\$410,638.32
APTA elevator & augmented designs	<u>\$ 48,578.16 (\$22,950.32 + \$25,627.84)</u>
Revised Total	\$459,216.48

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

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 20% DBE participation goal was established for this procurement when the contract was awarded. Bialosky has achieved 18.8% DBE participation with the contract approximately 90.2% completed.
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This increase shall be payable from the RTA Development Fund, Engineering and Project Development department budget, including but not limited to Capital Grant OH-05-0090, Line item 12.31.02, in an amount not to exceed \$48,578.16 (\$38,862.53 in Federal funds which represents 80% of the total cost), for a total contract amount not to exceed \$459,216.48. The award of this contractual increase will be based on initially using 100% Local funds, all of which will be replaced by FTA funds contingent upon FTA approval of a pending budget revision and receipt of those funds.
- 7.0 ALTERNATIVES: Reject this change order: Rejection of this change order will impact the final re-designs that were necessary to meet APTA standards and other requirements for the Lee Van Aken reconstruction.
- 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. 24S A/E SERVICES FOR THE LEE VAN AKEN STATION RECONSTRUCTION

Contract # 2007-152
Original Contract Amount \$325,000.00

Contractor: Bialosky + Partners Architects, LLC
Total G.M. C.O. Authority remaining \$ 14,361.68

Total Change Order Amount To Date \$85,638.32

27% Change to Date:

<i>ITEM NO.</i>	<i>NOTE No.</i>	<i>Approval Date</i>	<i>CHANGE ORDER AMOUNT</i>	<i>APPROVAL AUTHORITY</i>	<i>NEW CONTRACT AMOUNT</i>
1	1	10/14/08	\$6,908.89		\$331,908.89
2	2	11/04/09	\$78,729.43		\$410,638.32

NOTES/CHANGE ORDER DESCRIPTION:

1. LEED Certification Analysis
2. LEED Certification for the station & and additional required efforts for city approvals