

RESOLUTION NO. 2010-49

AUTHORIZING CONTRACT NO. 2010-038 WITH LAKE ERIE ELECTRIC INC. FOR LIGHTING RETROFIT AND LIGHTING CONTROLS UPGRADE IN AN AMOUNT NOT TO EXCEED \$1,700,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has the need to contract with a firm to provide consulting services and installation services to make the lighting in major facilities more energy efficient; and

WHEREAS, the proposal of Lake Erie Electric, Inc. with an office located at 25730 First Street Westlake, Ohio 44145 to perform said services was received on May 11, 2010, in response to a competitive solicitation; and

WHEREAS, Lake Erie Electric Inc. has agreed to perform the required services at a total price not to exceed one million seven hundred thousand & 00/100 dollars (\$1,700,000.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems Lake Erie Electric Inc. to be the most qualified firm to provide said services and finds the negotiated hourly rates and supply of energy efficient lights and controllers to be fair and reasonable for those services and, therefore, 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 Lake Erie Electric, Inc. to provide Lighting Retrofit and Lighting Controls Upgrade be and 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 Lake Erie Electric, Inc. for the performance of said services.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited TIGGER (Transit Investment in Greenhouse Gas Emissions Reduction) Grant OH-77-0001-00, Line Items 11.44.03 and 12.44.03 (100% Federal Funds) in an amount not to exceed one million seven hundred thousand & 00/100 dollars (\$1,700,000.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation of funds for future years; compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2010-028; 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 Lake Erie Electric Inc. will exceed the 16% minimum DBE goal assigned to this project.

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

Adopted: August 17, 2010

  
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President

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




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

<b>TITLE/DESCRIPTION</b> <b>CONTRACT: LIGHTING RETROFIT AND LIGHTING CONTROLS UPGRADE</b>  <b>VENDOR: LAKE ERIE ELECTRIC INC.</b>  <b>AMOUNT: \$1,700,000.00</b>	<b>Resolution No.:</b> 2010-49
	<b>Date:</b> August 12, 2010
	<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 Lighting Retrofit and Lighting Control Upgrades to nine (9) of GCRTA's major facilities.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires a consultant/contractor to install energy efficient lighting fixture and controls at Paratransit, Hayden, Main Office, Rail Service, Triskett, Woodhill, Harvard, Central Bus and the Rail Shop. The procurement is based on the results of a report issued by C.J. Brown in May of 2008. The first task will be for the consultant to review changes in technologies since the initial report was issued and to then maximize the savings we can received at each of these facilities. The C.J. Brown report indicates that there is a potential saving of approximately \$500,000.00 annually. This is the third contract to be funded from the TIGGER grant.
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal (RFP) was posted on the procurement website and advertised in the local newspapers. Five (5) technical proposals were received in response to this solicitation. These services were solicited through a competitive negotiated procurement, utilizing the Brooks Act procedures. Under this process, the Authority's evaluation panel selects the most technically qualified firms to interview, based on the written proposals received. Interviews are conducted and based on this process; the single most technically qualified firm is selected and asked to submit a cost proposal. The Authority then negotiates with that firm. Should the Authority determine that a mutual agreement could not be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with the first ranked firm and an acceptable agreement was not reached. Negotiations with that firm were terminated. The process was repeated with the second most technically qualified firm and a mutual agreement was reached. A cost analysis was performed and the Procurement Department has determined the negotiated price with Lake Erie Electric, Inc. to be fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 16% DBE Goal has been established for this procurement. Lake Erie Electric, Inc. has committed to achieving the goal through the utilization of PowerMike & Co. (African American-owned) in the amount of \$275,000 or 16%.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to TIGGER (Transit Investment in Greenhouse Gas Emissions Reduction) Grant OH-77-0001-00, Line Items 11.44.03 and 12.44.03 (100% Federal Funds) in an amount not to exceed one million seven hundred thousand & 00/100 dollars (\$1,700,000.00).

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will negatively affect the Authority's ability to contain costs of energy consumption.
- 8.0 RECOMMENDATION: This procurement was discussed by the Planning and Development Committee at their August 17, 2010 meeting. It is recommended that the offer of Lake Erie Electric 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.



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CEO, General Manager/Secretary-Treasurer