

RESOLUTION NO. 2010-61

AUTHORIZING CONTRACT NO. 2010-059 WITH OSBORN ENGINEERING FOR PROJECT 13.55 - ON CALL A/E SERVICES IN AN AMOUNT NOT TO EXCEED \$250,000.00 FOR A PERIOD OF 18 MONTHS (RTA CAPITAL AND/OR RTA DEVELOPMENT FUNDS, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has the need to contract with a firm to provide On Call A/E Services that can be quickly assigned as individual task order projects as described under Project 13.55; and

WHEREAS, the proposal of Osborn Engineering, with an office located at 1300 East 9<sup>th</sup> Street, Cleveland, Ohio 44114, to perform said services was received on July 7, 2010 in response to a competitive solicitation; and

WHEREAS, Osborn Engineering has agreed to perform the required services for the negotiated labor rates to be used in subsequent task orders at a total price not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00) for a period of 18 months; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Osborn Engineering to be the most advantageous to the Authority and finds the negotiated hourly rates to be fair and reasonable for the services 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 Osborn Engineering, to provide various task order services under Project 13.55 - On Call A/E Services 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 Osborn Engineering. for the performance of said services.

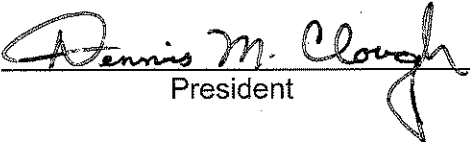
Section 3. That said contract shall be payable from the RTA Capital and/or Development Funds, Engineering & Project Development Department budget, including but not limited to 100% local and future funds to be determined, in an amount not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00) for a period of 18 months.

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 Osborn Engineering will attempt to exceed the 20% minimum DBE goal assigned to this procurement.

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

Adopted: September 21, 2010

  
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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: PROJECT 13.55 – ON CALL A/E SERVICES</b> <b>VENDOR: OSBORN ENGINEERING</b> <b>AMOUNT: \$250,000 FOR 18 MONTH PERIOD</b>	<b>Resolution No.:</b> 2010-61
	<b>Date:</b> September 16, 2010
	<b>Initiator: Engineering &amp; Project Development</b>
<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:** This action will allow the Authority to enter into a contract for On Call A/E Services for a period of 18 months.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires A/E services that can be quickly assigned as projects are identified. The On Call A/E Services can provide architectural, civil, mechanical, HVAC, plumbing and structural systems designs. The base term of this contract shall be 18 months from the Notice to Proceed on the first assignment and shall include all task orders issued during that period. The total of all task orders issued for the performance of this contract shall not exceed \$250,000.00 for the base term of the contract. Each task order will be a separate entity within the makeup of the contract. This contract will result in cost effective projects.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal was posted on the GCRTA website and advertised in the local newspapers. These services were solicited through a competitive negotiated procurement, utilizing the Brooks Act procedures. Under this process, the Authority's evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates only with that firm. Should the Authority determine that an agreement can't 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 price was reached.
 

Osborn Engineering has successfully completed design projects for GCRTA, Air Force Reserve, CSU, CMHA, and FedEx.

A cost analysis was performed, and the Procurement Department has determined the negotiated rates for each task to be fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. Osborn Engineering has committed to achieving the 20% DBE participation goal established for this procurement, which is equivalent to \$50,000.00 and has agreed to utilize the following certified DBE firms: EdArch & Associates (African American owned), Denise Flagging Services (African American Female owned), HzW Environmental Consultants (Female owned), G&T Associates (Asian American owned), and Sandhu & Associates (Asian American owned). The utilization of a particular DBE firm will be a function of the specific nature of the on-call services ultimately required under the contract.
  
- 5.0 **POLICY IMPACT:** Does not apply.
  
- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Capital and/or Development Funds, Engineering & Project Development Department budget, including but not limited to 100% local and future funds to be determined, in an amount not to exceed two hundred fifty thousand & 00/100 dollars (\$250,000.00) for a period of 18 months.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will delay the needed On Call A/E Services design task orders and related, subsequent construction projects.
- 8.0 RECOMMENDATION: The Planning and Development Committee of the Board of Trustees reviewed this project at its September 7, 2010 meeting and recommended approval to the Board of Trustees. It is recommended that the offer of Osborn Engineering, 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