

RESOLUTION NO. 2010-76

AUTHORIZING AN INCREASE TO CONTRACT NO. 2006-128 WITH NOVACARE REHABILITATION OF OHIO, INC. TO PROVIDE ADDITIONAL PARATRANSIT ELIGIBILITY/FUNCTIONAL TESTING SERVICES TO THE AUTHORITY IN THE AMOUNT OF \$100,000.00 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,275,000.00 (GENERAL FUND, MARKETING & COMMUNICATIONS DEPARTMENT BUDGET)

WHEREAS, the Authority has received and processed over 14,000 applications for ADA/Paratransit certification and has exceeded the initially anticipated referrals and requires additional Paratransit eligibility/functional testing services, as required; and

WHEREAS, by Resolution No. 2007-22, the Board of Trustees authorized Contract No. 2006-128 in the amount of nine hundred fifty thousand & 00/100 dollars (\$950,000.00) for the base three years and in an amount not to exceed \$125,000.00 for each option year, for a total negotiated contract amount not to exceed 1,200,000.00 with NovaCare Rehabilitation of Ohio, Inc. located at 23825 Commerce Park Drive, Suite B, Beachwood, OH 44122 to provide Paratransit eligibility/functional testing services; and

WHEREAS, the General Manager/Secretary-Treasurer has issued one (1) change order in the net amount of one hundred thousand & 00/100 dollars (\$100,000.00) based upon his change order authority pursuant to the Authority's Procurement Policies for a total contract value of one million one hundred seventy-five thousand & 00/100 dollars (\$1,175,000.00); 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 NovaCare Rehabilitation of Ohio, Inc. 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 NovaCare Rehabilitation of Ohio, Inc. to provide additional Paratransit eligibility/functional testing 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 #2 to Contract No. 2006-128 with NovaCare Rehabilitation of Ohio, Inc. to provide additional Paratransit eligibility/functional testing services, as required.

Section 3. That said increase shall be payable from the General Fund, Marketing & RTA Development Fund, Marketing & Communications Department budget in an amount not to exceed one hundred thousand & 00/100 (\$100,000.00) for a total contract amount not to exceed one million, two hundred seventy-five thousand & 00/100 dollars (\$1,275,000.00).

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: October 19, 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 2006-128 FOR ADDITIONAL PARATRANSIT ELIGIBILITY/FUNCTIONAL TESTING SERVICES VENDOR: NOVACARE REHABILITATION OF OHIO, INC. AMOUNT: \$100,000.00	Resolution No.: 2010-76
	Date: October 14, 2010
	Initiator: Marketing
ACTION REQUEST: <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 increase Contract No. 2006-128 to provide additional Paratransit eligibility/functional testing services for the Authority.

2.0 **DESCRIPTION/JUSTIFICATION:** Since June of 2007, the Authority has received and processed over 14,000 applications for ADA/Paratransit certification. Of the applications received, over 7,000 have been referred to NovaCare Rehabilitation of Ohio, Inc. for functional testing. Initially, it was projected that approximately 40% of applicants would be referred. The additional 10-12% (approximately 600 applicants) annually referred has resulted in a shortfall of contract funds. In July of 2010, the General Manager/Secretary-Treasurer exercised his authority and increased the contract value by \$100,000. Change Order #2 for \$100,000.00 will provide the necessary funds to pay for the services required through February 2011, the end of option year 1. The change order was reviewed and approved by the Change Order Committee.

3.0 **PROCUREMENT BACKGROUND:** In February 2007 the Board of Trustees by Resolution No. 2007-22 authorized a contract with NovaCare Rehabilitation of Ohio, Inc. to provide paratransit eligibility/functional testing services to the Authority for a period of three years with two one-year options.

The new total contract amount of \$1,275,000.00 is comprised of the following:

Original Contract Amount	\$950,000.00
Option Year 1 of 2	\$125,000.00
Change Order #1	<u>\$100,000.00</u>
Sub Total	\$1,175,000.00
Amount of this Request	<u>\$100,000.00</u>
New Contract Total	\$1,275,000.00

The originally negotiated rates are still in effect. A cost analysis was performed and the Procurement Department has determined that the negotiated rates of services are fair, reasonable and advantageous 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 lack of certified DBE Firms.
- 5.0 POLICY IMPACT: None
- 6.0 ECONOMIC IMPACT: This change order shall be payable from the General Fund, Marketing and Communications Department budget in an amount not to exceed one hundred thousand & 00/100 (\$100,000.00), for a total contract amount not to exceed one million, two hundred, seventy-five thousand & 00/100 (\$1,275,000.00).
- 7.0 ALTERNATIVES: Reject this change order. Rejection of this change order will have a negative impact on the Authority's provision of paratransit service to customers with disabilities that truly need paratransit transportation. Functional Testing is recommended by the FTA, as well as, experts in the field to improve paratransit service. It will allow the GCRTA to identify customers who need paratransit and those who can use regular bus and train services.
- 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
Paratransit Eligibility/Functional Testing
CONTRACT 2006-128

Contract # 2006-128
 Original Contract Amount \$950,000.00
 Option Year 1 of 2 \$125,000.00
 Total Change Order Amount To Date \$ 100,000.00

Contractor: NovaCare Rehabilitation of Ohio, Inc.

Total G.M. Authority remaining \$0

<i>ITEM NO.</i>	<i>Note</i>	<i>Approval</i>	<i>CHANGEORDER AMOUNT</i>	<i>APPROVAL AUTHORITY</i>	<i>NEW CONTRACT AMOUNT</i>
1	1	03/01/10	\$125,000.00	Resolution 2007-022	\$1,075,000.00
2	2	07/23/10	\$100,000.00	CEO/General Manager Secretary-Treasurer	\$1,175,000.00

NOTES/CHANGE ORDER DESCRIPTION:

1. Exercise Option Year 1 of 2 approved in Resolution 2007-022.
2. Change Order #1 - Increase to contract due to the higher than anticipated need for testing services.