

RESOLUTION NO. 2011-35

AUTHORIZING CONTRACT NO. 2011-029 WITH FIRSTENERGY SOLUTIONS FOR THE FURNISHING OF ELECTRICITY REQUIREMENTS, FOR A PERIOD OF THIRTY-SIX MONTHS IN A PROJECTED AMOUNT NOT TO EXCEED \$5,259,000.00 (GENERAL FUND, RAIL DISTRICT DEPARTMENT BUDGET) AND IN A PROJECTED AMOUNT NOT TO EXCEED \$2,416,000.00 (GENERAL FUND, OFFICE OF MANAGEMENT AND BUDGET DEPARTMENT BUDGET) FOR A TOTAL PROJECTED CONTRACT AMOUNT NOT TO EXCEED \$7,675,000.00

WHEREAS, the Authority requires electricity to operate its rail fleets and the Authority's facilities; and

WHEREAS, the offer of FirstEnergy Solutions, located at 341 White Pond, Drive, Akron, Ohio 44320, for the furnishing of electricity, as required, for a period of thirty-six months at a projected total contract amount not to exceed \$7,675,000.00 was received on March 30, 2011; and

WHEREAS, after negotiations, FirstEnergy Solutions agreed to furnish the Authority's electricity requirements for a period of thirty-six months; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of FirstEnergy Solutions, as negotiated, to be in the best interest of the Authority 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 FirstEnergy Solutions, for the furnishing of electricity, as required, for a period of thirty-six months 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 FirstEnergy Solutions, for the furnishing of electricity, as required, for a period of thirty-six months.

Section 3. That said contract shall be payable from the General Fund, Rail District Department budget in a projected amount not to exceed \$5,259,000.00 and Office of Management and Budget Department budget in a projected amount not to exceed \$2,416,000.00 for a total projected contract amount not to exceed \$7,675,000.00 for a period of thirty-six months.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon funding for future years, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2010-28; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that FirstEnergy Solutions will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: April 19, 2011

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION:	Resolution No.: 2011-35
CONTRACT: FURNISHING OF ELECTRICITY REQUIREMENTS FOR A PERIOD OF THIRTY-SIX MONTHS	Date: April 15, 2011
VENDOR: FIRSTENERGY SOLUTIONS	Initiator: Rail District and Office of Management & Budget Departments
AMOUNT: PROJECTED AMOUNT NOT TO EXCEED \$7,675,000	
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 enter into a requirements contract for electricity for the operation of its Rail fleets and facilities, as required, for a period of thirty-six months.
- 2.0 DESCRIPTION/JUSTIFICATION: The Authority requires electricity to operate both its Light Rail and Heavy Rail fleets, and to power the Authority's facilities. The 2009 deregulation of electricity affords the Authority the opportunity to solicit proposals from electricity generation providers at the lowest overall cost to the Authority.
- 3.0 PROCUREMENT BACKGROUND: The Request for Proposal (RFP) was posted on the procurement web site and advertised in the local newspapers. Proposals were sought for all Rail and facilities locations currently served by FirstEnergy Solutions (CEI for distribution). Locations currently served by Cleveland Public Power (CPP) were not included in the RFP due to an existing contract with CPP that is in force until January 2015. Attachment A lists the locations included in the RFP. The solicitation documents were sent to five (5) potential proposers and downloaded by a total of sixteen (16) potential vendors. Three (3) proposals were received on March 30, 2011.  
  
 After evaluation by a panel of Authority employees in accordance with established Procurement Department Policies and Procedures, and negotiations, the proposal of FirstEnergy Solutions to provide electricity requirements was determined to be the most favorable to the Authority, price and all other factors considered.  
  
 The offer of FirstEnergy Solutions, as negotiated, has been determined by the Procurement Department to be the most advantageous to the Authority. A price analysis has been performed and the Procurement Department has determined the price to be fair and reasonable 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 the lack of certified DBE firms.
- 5.0 POLICY IMPACT: Does not apply.

- 6.0 ECONOMIC IMPACT: The contract will be funded through the General Fund, Rail District Department budget in a projected amount not to exceed \$5,259,000.00 and Office of Management and Budget Department budget in a projected amount not to exceed \$2,416,000.00 for a total projected contract amount not to exceed \$7,675,000.00 for the thirty-six months.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would cause the Authority to pay a higher rate for electricity.
- 8.0 RECOMMENDATION: This procurement was discussed by the Finance Committee at their April 5, 2011 meeting. It is recommended that the offer of the FirstEnergy Solutions be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.
- 9.0 ATTACHMENTS: Attachment A

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

**Attachment A**

**Greater Cleveland Regional Transit Authority Electric Account List**

Number of Accounts	131
Annual Kilowatt Hours (kWh)	57,075,295

Address	City	Zip	Util	Rate	Account Number	Customer Number	Annual kWh	Interval Meter
E 55th St Substation	Cleveland	44127	CEI	GSU	110047384950	08033869134000023593	16,798,808	Y
W 143rd St	Cleveland	44111	CEI	GSU	110065624584	08033869131970101652	4,175,752	Y
1661 Hayden Ave	East Cleveland	44112	CEI	GSU	110023369991	08008071421380097697	4,144,794	
2440 Woodhill Rd	Cleveland	44104	CEI	GS	110067001492	08005790851230000955	3,939,266	Y
2880 Stokes Blvd	Cleveland	44106	CEI	GSU	110062508178	08033869131100101667	3,395,814	Y
2501 Harvard Ave	Newburgh Heights	44105	CEI	GSU	110066975779	08005790851270094451	3,065,613	Y
12800 Shaker Blvd	Cleveland	44120	CEI	GSU	110047217101	08033869131240000107	2,610,110	Y
W 65 St & Cor	Cleveland	44102	CEI	GSU	110047181216	08033869131000100836	2,484,000	
1240 W 6th St	Cleveland	44113	CEI	GS	110023830109	08008071421580001283	2,064,365	
2315 Canal Rd	Cleveland	44113	CEI	GSU	110047218281	08033869135000213781	1,662,665	Y
Warrensville Center Rd	Shaker Heights	44122	CEI	GSU	110059152956	08033869131260000102	1,180,500	
500 3rd Ave	East Cleveland	44112	CEI	GS	110067112414	08005790851640001196	849,518	
9528 Buckeye Rd	Cleveland	44104	CEI	GSU	110047215907	08033869131250000109	846,000	
18305 Brookpark Rd Rail #4	Cleveland	44135	CEI	GSU	110062508012	08033869131930101652	690,000	
1715 Debra Ann Ln	East Cleveland	44112	CEI	GSU	110062508251	08033869131140101667	666,000	
11601 Madison Ave	Cleveland	44107	CEI	GSU	110060621122	08010925501990101657	600,000	
Euclid & E 120	Cleveland	44106	CEI	GSU	110062508228	08033869131130101664	558,353	Y
14510 Lorain Ave	Cleveland	44111	CEI	GS	110066982890	08005790851110096178	435,360	
Valley View Ave	Cleveland	44135	CEI	GS	110074311413	08008071421280000107	414,700	
4200 W 150th St	Cleveland	44135	CEI	GS	110074312049	08008071425000345847	374,400	
W 10th St	Cleveland	44113	CEI	GSU	110047198772	08033869131760096338	372,484	
E 18 & S Marginal	Cleveland	44102	CEI	GSU	110047213472	08033869131440097435	334,000	
Van Aken & Warrensville	Shaker Heights	44120	CEI	GSU	110062508319	08033869131150101669	316,500	
E 9 & Marginal	Cleveland	44101	CEI	GS	110066988913	08005790851690095581	314,205	
13820 Triskett Rd	Cleveland	44111	CEI	GS	110066982999	08005790851640099490	267,320	
4369 Pearl Rd	Cleveland	44109	CEI	GS	110066995835	08005790851680000422	248,160	
10108 Detroit Ave	Cleveland	44102	CEI	GS	110066975738	08005790851290094437	239,760	
W 157th St & Valley View	Cleveland	44135	CEI	GSU	110062508061	08033869131960101659	216,000	
W 3rd St	Cleveland	44113	CEI	GS	110066983468	08005790851650098837	211,800	
8555 Day Dr Unit A	Parma	44129	CEI	GS	110039334179	08008071425000190312	192,975	
18303 Brookpark Rd	Brookpark	44142	CEI	GS	110026235231	08008071421730000351	187,600	
Superior Rd	East Cleveland	44112	CEI	GS	110024091024	08008071421600007608	173,600	
9125 Pearl Rd	Strongsville	44136	CEI	GS	110026774775	08008071421370090025	169,120	
18020 Brookpark Rd	Cleveland	44142	CEI	GS	110067167368	08005790851680000352	159,691	
Cedar Ave	Cleveland	44106	CEI	GS	110067180031	08005790851100017866	144,074	
18010 Brookpark Rd	Cleveland	44142	CEI	GS	110067171881	08005790854000022901	139,598	
5575 Great Northern Mall	North Olmsted	44070	CEI	GS	110067074648	08005790854000015923	139,122	
24900 Sperry Dr	Westlake	44145	CEI	GS	110067186723	08005790851560096162	134,120	
6020 Lawn Ave	Cleveland	44102	CEI	GS	110032593425	08008071425000118200	131,920	
2319 Lorain Ave	Cleveland	44113	CEI	GS	110066976132	08005790851920092595	118,160	
22900 Shaker Blvd	Shaker Heights	44122	CEI	GS	110021199887	08008071421040001003	98,640	
21159 Center Ridge Rd	Rocky River	44116	CEI	GS	110067023678	08005790851620099495	91,360	
5499 Warrensville Center Rd	Maple Heights	44137	CEI	GS	110021648693	08010183944000015711	90,620	
W 10 & Front St	Cleveland	44113	CEI	GS	110066988640	08005790855000040165	88,963	
Shaker & Warrensville Ctr	Shaker Heights	44122	CEI	GS	110067098928	08005790855000037810	77,659	
18305 Brookpark Rd #4 Sub	Brookpark	44142	CEI	GS	110067112562	08005790851740000354	76,600	
12800 Shaker Blvd	Cleveland	44120	CEI	GS	110067001153	08005790851910092803	65,610	
2315 Canal Rd Heat Unit B	Cleveland	44113	CEI	GS	110039512600	08001545645000193396	65,559	
Shaker & Warrensville Ctr	Shaker Heights	44122	CEI	GSU	110067098928	08005790851190001007	63,328	
Glenwood Ave	Cleveland	44106	CEI	GS	110067179983	08005790851240052293	61,622	
12001 Euclid Ave	Cleveland	44114	CEI	GS	110067172509	08005790851290000109	51,231	
13051 Shaker Blvd	Cleveland	44120	CEI	GS	110067000635	08005790855000034973	50,062	
3775 1/2 Park East Dr Tower	Beachwood	44122	CEI	GS	110025183481	08008071424000016312	49,287	
727 W Schaaf Rd Tower	Cleveland	44109	CEI	GS	110021769812	08010971534000016304	46,626	
E 18 & S Marginal	Cleveland	44102	CEI	GS	110066988822	08005790855000040285	45,700	
10413 Quincy Ave	Cleveland	44104	CEI	GS	110044049895	08001545645000178590	44,059	
9528 Buckeye Rd	Cleveland	44104	CEI	GS	110067000924	08005790851060000945	43,951	
5575 Great Northern Blvd	North Olmsted	44070	CEI	GS	110056059147	08001545645000311339	43,706	
14510 Lorain Ave	Cleveland	44111	CEI	GS	110066982932	08005790851360071483	39,463	
755 Lakeside Ave NW	Cleveland	44113	CEI	GS	110042277985	08008071425000219757	38,326	
2880 E 55th St	Cleveland	44127	CEI	GS	110023651356	08011756984000030608	32,692	
E 34th St	Cleveland	44115	CEI	GS	110066991479	08005790854000002390	29,706	

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Address	City	Zip	Util	Rate	Account Number	Customer Number	Annual kWh	Interval Meter
9528 Buckeye Rd	Cleveland	44104	CEI	GS	110067000924	08005790855000038942	29,189	
2334 W 30th St Rail #9	Cleveland	44113	CEI	GSU	110047184228	08033869131010101668	28,800	
James Ave	Cleveland	44113	CEI	GS	110066983211	08005790851680095096	28,253	
22041 W Sprague Rd	Strongsville	44136	CEI	GS	110026206257	08008071421560074479	24,930	
2315 Canal Rd Unit A	Cleveland	44113	CEI	GS	110039514598	08001545645000193393	24,905	
2880 E 55th St Sub	Cleveland	44127	CEI	GS	110023222901	08008778084000008582	24,803	
E 105th St Bus Lo	Cleveland	44108	CEI	GS	110067007390	08005790851710068290	21,882	
13117 Caine Ave RR-Com	Cleveland	44105	CEI	GS	110067007275	08005790851070047509	20,318	
E 83rd St	Cleveland	44104	CEI	GS	110067001419	08005790851700064968	19,384	
14631 York Rd	North Royalton	44133	CEI	GS	110067080611	08005790851490098694	17,337	
11600 Shaker Blvd	Cleveland	44120	CEI	GS	110067001070	08005790851800001019	16,960	
21500 Shaker Blvd	Shaker Heights	44122	CEI	GS	110022101700	08008071421540084264	16,780	
7002 War Ave	Cleveland	44105	CEI	GS	110066975845	08005790851630072529	15,244	
17118 Madison Ave	Lakewood	44107	CEI	GS	110022901661	08008071421150092572	15,196	
2700 E 79th St	Cleveland	44104	CEI	GS	110066996353	08005790851700048172	14,564	
E 79th St	Cleveland	44103	CEI	GS	110067001005	08005790851700043639	13,342	
Shaker Blvd	Shaker Heights	44120	CEI	GS	110021193831	08008071421000001003	13,280	
W 10th St	Cleveland	44114	CEI	GS	110066988780	08005790851690095098	13,190	
Saint Clair Ave	Euclid	44132	CEI	GS	110023985564	08008071421480094156	13,120	
501 E 110th St Bus Lp	Cleveland	44108	CEI	GS	110067007325	08005790851720002508	13,019	
2334 W 30th St	Cleveland	44113	CEI	GS	110023212233	08005790851220092115	11,243	
1649 E 118th St	Cleveland	44106	CEI	GS	110067180114	08005790851720059082	10,599	
W 3rd St	Cleveland	44113	CEI	GS	110066983294	08005790851120096485	9,049	
3230 Brookpark Rd Bus Lo	Cleveland	44134	CEI	GS	110066991537	08005790851060058731	8,769	
6200 Grand Ave	Cleveland	44104	CEI	GS	110063726415	08005790855000340361	8,735	
Van Aken Blvd	Shaker Heights	44120	CEI	GS	110021913972	08008071421080001022	8,480	
12820 Corlett Ave	Cleveland	44105	CEI	GS	110067007218	08005790851140005840	8,171	
14000 Shaker Blvd	Shaker Heights	44120	CEI	GS	110020809221	08008071421540082790	7,778	
15905 Chagrin Blvd	Shaker Heights	44120	CEI	GS	110059199254	08008159275000325345	7,531	
2880 Stokes Blvd	Cleveland	44106	CEI	GS	110067179694	08005790851210033384	7,230	
13580 Euclid Ave	East Cleveland	44112	CEI	GS	110052179311	08001545645000290135	6,897	
13743 Euclid Ave	East Cleveland	44112	CEI	GS	110052177331	08001545645000290140	6,461	
14141 Euclid Ave	East Cleveland	44141	CEI	GS	110052177422	08001545645000290148	6,305	
12830 Euclid Ave	East Cleveland	44112	CEI	GS	110052177158	08001545645000290126	6,180	
13223 Euclid Ave	East Cleveland	44112	CEI	GS	110052177190	08001545645000290134	5,722	
13346 Euclid Ave	East Cleveland	44112	CEI	GS	110052180152	08001545645000290130	5,692	
12421 Euclid Ave	East Cleveland	44112	CEI	GS	110052179220	08001545645000290125	5,641	
13820 Triskett Rd	Cleveland	44111	CEI	GS	110067099108	08005790851530093203	5,618	
26840 Broadway Rd	Bedford	44146	OE	GS	110009302198	08008071420001425499	5,558	
13957 Euclid Ave	East Cleveland	44112	CEI	GS	110052180269	08001545645000290142	5,551	
13740 Euclid Ave	East Cleveland	44112	CEI	GS	110052177281	08001545645000290137	5,539	
2340 W 30th St Sub St	Cleveland	44113	CEI	GS	110066982783	08005790851760077981	5,515	
7003 Denison Ave	Cleveland	44102	CEI	GS	110066982619	08005790851150089155	5,404	
13503 Euclid Ave	East Cleveland	44112	CEI	GS	110052180202	08001545645000290136	5,309	
14026 Euclid Ave	East Cleveland	44112	CEI	GS	110052179378	08001545645000290141	5,228	
12430 Euclid Ave	East Cleveland	44112	CEI	GS	110052177133	08001545645000290123	5,059	
12773 Euclid Ave	East Cleveland	44112	CEI	GS	110052180129	08001545645000290127	5,020	
9528 Buckeye Rd	Cleveland	44104	CEI	GS	110060649396	08001545641070012516	4,859	
2880 E 55th St Pole S	Cleveland	44127	CEI	GS	110066995959	08005790851680039326	4,719	
6200 Grand Ave Gate	Cleveland	44104	CEI	GS	110023221911	08005790854000023446	4,212	
3720 E 93rd St Bus LP	Cleveland	44105	CEI	GS	110069588611	08005790851710028307	3,894	
Saint Clair Ave @ Babb	Euclid	44132	CEI	GS	110023603175	08008071421770099874	3,743	
1757 Carlyon Rd	East Cleveland	44112	CEI	GS	110023802207	08008071421810091654	3,458	
12830 Saint Clair Ave Temp	Cleveland	44108	CEI	GS	110067171956	08005790851650094748	3,421	
1711 Bryn Mawr Rd	East Cleveland	44112	CEI	GS	110023211201	08008071421070007606	3,067	
E 18 & S Marginal	Cleveland	44102	CEI	GS	110066988822	08005790851030096946	3,060	
18870 Detroit Ave	Lakewood	44107	CEI	GS	110022959826	08008071421160036895	2,366	
14510 Lorain Ave	Cleveland	44111	CEI	GS	110067180221	08005790851360071478	1,806	
E 68th St & Kinsman	Cleveland	44104	CEI	GS	110066996130	08005790851680077257	1,649	
Coltman Rd	Cleveland	44106	CEI	GS	110067172202	08005790851240097292	1,288	
W 10 & Front St	Cleveland	44113	CEI	GS	110066988640	08005790851450096238	1,194	
E 75th St	Cleveland	44105	CEI	GS	110066996031	08005790851310095089	973	

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Number of Accounts	131
Annual Kilowatt Hours (kWh)	57,075,295

Address	City	Zip	Util	Rate	Account Number	Customer Number	Annual kWh	Interval Meter
4182 W 150th St Sign	Cleveland	44135	CEI	GS	110066982825	08005790851590093208	774	
14510 Lorain Ave	Cleveland	44111	CEI	GS	110067180171	08005790851360069035	432	
2149 W 25th St	Cleveland	44113	CEI	GS	110066982650	08005790851760073042	184	
1972 W 74th St	Cleveland	44102	CEI	GS	110066975936	08005790851770049792	171	
2880 E 55th St	Cleveland	44127	CEI	GS	110066996163	08005790851240000962	160	
Quincy Ave	Cleveland	44104	CEI	GS	110067001286	08005790851310091849	74	