

RESOLUTION NO. 2011-52

AUTHORIZING CONTRACT NO. 2011-054B WITH HERBST ELECTRIC COMPANY FOR THE ELECTRICAL TRADE UNDER PROJECT 18Z, WESTLAKE PARK-N-RIDE LOT EXPANSION, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT OF \$163,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire Electrical construction services, as provided under Project 18Z, Westlake Park-N-Ride Lot Expansion; and

WHEREAS, the bid of Herbst Electric Company, located at 1384 East 26<sup>th</sup> Street, Cleveland, Ohio 44114, was received on May 18, 2011 in the amount of one hundred sixty-three thousand dollars & 00/100 (\$163,000.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the Electrical Trade bid of Herbst Electric Company to be a responsive bid from a responsible bidder 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 Electrical Trade bid of Herbst Electric Company for Project 18Z, Westlake Park-N-Ride Lot Expansion 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 Herbst Electric Company for Electrical Trade, Project 18Z, Westlake Park-N-Ride Lot Expansion.

Section 3. That said contract shall be payable from RTA Development Fund, Engineering & Project Development Department budget, including but not limited to ODOT Grant Agreement 21215 in the amount of \$137,378.29 and Local funding in the amount of \$25,621.71 for a total of \$163,000.00 (\$109,902 in Federal funds which represents 67% of the total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any: the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2011-34; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Authority's Board of Trustees expects that Herbst Electric Company will exceed the 9% DBE goal assigned to this procurement.

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

Adopted: June 21, 2011

  
Acting President

Attest:   
CEO, General Manager/Secretary-Treasurer



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

<b>TITLE/DESCRIPTION:</b>  <b>CONTRACT:</b> WESTLAKE PARK-N-RIDE PARKING LOT EXPANSION, ELECTRICAL  <b>VENDOR:</b> HERBST ELECTRIC COMPANY  <b>AMOUNT:</b> \$163,000.00	<b>Resolution No.:</b> 2011-52
	<b>Date:</b> June 16, 2011
	<b>Initiator</b> Engineering & Project Development Department
<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 to provide Electrical construction services for Project No.18Z, Westlake Park-N-Ride Parking Lot Expansion.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work involves adding 166 parking spaces to the existing facility by creating two asphalt pavement-parking areas joined with a precast concrete arch bridge over Wolf Creek. A concrete curb, landscaping and lighting will be installed on the perimeter of the parking areas.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspapers. Twenty-one (21) prospective bidders downloaded the solicitation package. Nine (9) responsive bids were received and opened on May 18, 2011 (see attachment A)

The Basis of Award is the lowest responsive and responsible bid for each class of work (if at least one responsive and responsible bid has been received for each class of work); or will be made to the lowest responsive and responsible bidder for the Entire Work where the bid for the entire work is lower than the sum of the lowest bids for each of the classes (Ohio Revised Code Section 153.50 et. seq.)

As a result of the above, the following bids were determined to be the lowest responsive and responsible bids received for Project 18Z:

- Sitetech, Inc.                      General Trades                      \$825,121.71
- Herbst Electric Company        Electrical Trades                    \$163,000.00

The lowest Entire Work bid was received from Great Lakes Crushing Ltd. in the amount of \$1,017,938.00.

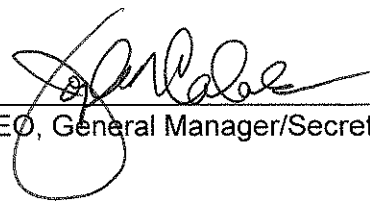
The Engineer's Estimate is \$1,116,369.75. The total of the multiple primes (General Trades and Electrical Trades) amount of \$988,121.71 is 7.9 % lower than the Engineer's Estimate.

The above circumstances support award of each class of work in this instance for Project 18Z.

A price analysis was performed and the Procurement Department determined the Total Lump Sum Price bid received from Herbst Electric Company for the Electrical Trades to be fair and reasonable.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 9% DBE goal was established for this procurement. The Herbst Electric Company has committed to achieving 26% DBE participation by utilizing Cook Paving and Construction Co. Inc. (African American-owned) in an amount of \$42,764.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to ODOT Grant Agreement 21215, Line Item 11.33.04, in an amount of \$137,378.29 and Local funding in an amount of \$25,621.71 for a total of \$163,000.00 (\$109,902.00 in Federal funds which represents 67% of the total cost).
- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer will impact the ability for the facility to accommodate our customers.
- 8.0 RECOMMENDATION: It is recommended that the bid of Herbst Electric Company is 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  
Westlake PNR Expansion  
Project No. 18Z**

**IFB 2011-054**

*Bid Opening  
May 18, 2011 @ 10:00 am*

<u>Bidder</u>	<u>Entire Work</u>	<u>General Trades</u>	<u>Electric</u>
1) Herbst Electric			\$163,000.00
2) Zenith Systems LLC			\$209,728.00
3) SiteTech Inc.		\$825,121.71	
4) Great Lakes Crushing Ltd	\$1,017,938.00	\$865,572.00	
5) Mr. Excavator Inc.		\$979,000.00	
6) Precision Eng. & Contracting		\$987,459.00	
7) Karvo Paving Company		\$1,023,405.35	
8) Schirmer Construction Co.	\$1,222,000.00	\$1,041,000.00	
9) Cook Paving & Construction	\$1,085,472.10	\$ 181,470.25	\$1,266,942.35
<i>(Reversed Bid Amounts in "Form of Bid")</i>			

**Apparent Low Bidders**

<b>General Trades:</b>	<b>SiteTech, Inc.</b>	<b>\$825,121.71</b>	<b>DBE = 9%</b>
<b>Electric Trades:</b>	<b>Herbst Electric</b>	<b>\$163,000.00</b>	<b>DBE = 20%</b>
<b>Total</b>		<b>\$988,121.71</b>	

*Note: Contractors are to be ODOT Pre-qualified and perform 35% of work*