

RESOLUTION NO. 2011-69

AUTHORIZING CONTRACT NO. 2011-094 WITH DELTA RAILROAD CONSTRUCTION, INC. PROJECT 52, CUYAHOGA RIVER VIADUCT RECONSTRUCTION, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT OF \$1,247,660.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 52, Cuyahoga River Viaduct Reconstruction; and

WHEREAS, the bid of Delta Railroad Construction, Inc., located at 2648 West Prospect Road, Ashtabula, Ohio 44004, was received on July 29, 2011 in the amount of one million two hundred forty-seven thousand six hundred sixty & 00/100 dollars (\$1,247,660.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Delta Railroad Construction, Inc. 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 bid of Delta Railroad Construction, Inc. for Project 52, Cuyahoga River Viaduct Reconstruction 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 Delta Railroad Construction, Inc. for Project 52, Cuyahoga River Viaduct Reconstruction.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-05-0090 in the amount of \$4,077.45, Capital Grant OH-05-0094 in the amount of \$190,114.20, Capital Grant OH-05-0097 in the amount of \$14,208.15, Capital Grant OH-05-0101 in the amount of \$524,100.20, and Capital Grant OH-05-0103 in the amount of \$515,160.00 for a total contract amount of \$1,247,660.00 (\$998,128.00 in Federal funds which represents 80% of the total cost). The award of this contract is based on initially using \$515,160.00 of 100% Local funds, which will be replaced by FTA funds contingent upon approval of Capital Grant OH-05-0103.

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 2011-034; 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 Delta Railroad Construction, Inc. will exceed the 15% DBE goal assigned to this procurement.

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

Adopted: August 2, 2011



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: CUYAHOGA RIVER VIADUCT RECONSTRUCTION VENDOR: DELTA RAILROAD CONSTRUCTION, INC. AMOUNT: \$1,247,660.00	Resolution No.: 2011-69
	Date: August 1, 2011
	Initiator Engineering & Project Development
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 contract to provide construction services for Project No. 52, Cuyahoga River Viaduct Reconstruction.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work involves the provision of material, equipment, and manpower necessary to complete the project work which includes the removal, storage, and replacement of the track circuit wires, impedance bonds, and switch machines, as required to accomplish the track work. At present, the trains are operating at a slow order (15 minutes per hour) and disrupting train schedules.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspapers. Five (5) prospective bidders downloaded the solicitation package. Three (3) responsive bids were received and opened on July 29, 2011 as follows:

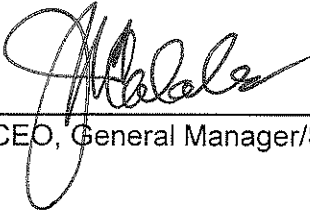
Company Name	Base Bid
Delta Railroad Construction, Inc.	\$1,247,660.00
Railworks	\$1,326,562.00
Atlas Railroad Co.	\$1,358,850.00

The Basis of Award is the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price. The base bid price of \$1,247,660.00 is 5.4% below the Engineer's Estimate of \$1,318,245.00.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 15% DBE goal was established for this procurement. Delta Railroad has committed to achieving the goal through the utilization of the following firms: JP and Concepts Company to supply materials in an amount of \$231,182 (equals \$138,709 or 60% under federal regulations) and Denise Flaggging (African American Female owned) in an amount of \$48,440 for a total DBE participation of \$187,149 or 15.0%.

- 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 Capital Grant OH-05-0090, Line Item 12.7A.00 in the amount of \$4,077.45, Capital Grant OH-05-0094, Line Item 12.7A.00 in the amount of \$190,114.20, Capital Grant OH-05-0097, Line Item 12.7A.00 in the amount of \$14,208.15, Capital Grant OH-05-0101, Line Item 12.7A.00 in the amount of \$524,100.20, and Capital Grant OH-05-0103, Line Item 12.7A.00 in the amount of \$515,160.00 for a total contract amount of \$1,247,660.00 (\$998,128.00 in Federal funds which represents 80% of the total cost). This price is 5.4% below the estimate for this project. The award of this contract is based on initially using \$515,160.00 of 100% Local funds, which will be replaced by FTA funds contingent upon approval of Capital Grant OH-05-0103.
- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer may potentially compromise the safety of the Authority's train service.
- 8.0 RECOMMENDATION: It is recommended that the bid of Delta Railroad Construction, Inc. is 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.



CEO, General Manager/Secretary-Treasurer