

RESOLUTION NO. 2011-72

RESCINDING RESOLUTION NO. 2011-40 WHICH AUTHORIZED CONTRACT NO. 2011-065 WITH GENERAL ELECTRIC TRANSPORTATION PARTS, LLC, AND AUTHORIZING CONTRACT NO. 2011-065 WITH WABTEC GLOBAL SERVICES, A DIVISION OF WESTINGHOUSE AIR BRAKE TECHNOLOGIES CORPORATION, FOR THE PURCHASE OF ELEVEN (11) MAIN CONTROLLER GROUPS FOR THE TOKYU HRV FLEET AT A PRICE OF \$1,409,650.00 (RTA DEVELOPMENT FUND, RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to have additional main controller groups for the Tokyu HRV fleet; and

WHEREAS, Resolution No. 2011-40 authorized contract No. 2011-065 to General Electric Transportation Parts, LLC, located at 2901 East Lake Road, Erie, PA 16531, for the furnishing of eleven (11) main controller groups for the Tokyu HRV fleet; and

WHEREAS, General Electric Transportations Parts, LLC has made the decision to sell a portion of their transit manufacturing business that includes the main controller group for the Tokyu HRV fleet to Wabtec Global Services, a division of Westinghouse Air Brake Technologies Corporation (Wabtec); and

WHEREAS, the General Manager/Secretary-Treasurer deems it in the best interest of the Authority to rescind award of contract 2011-065 to General Electric Transportations Parts, LLC; and

WHEREAS, Wabtec, is now the sole source provider of this component for the Tokyu HRV fleet and has offered to furnish eleven (11) main controller groups at the same price as agreed upon with General Electric Transportation Parts, LLC; and

WHEREAS, the General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to accept the offer of Wabtec, 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 Resolution No. 2011-40 authorizing the award of Contract No. 2011-065 to General Electric Transportations Parts, LLC, for the furnishing of eleven (11) main controller groups for the Tokyu HRV fleet, is hereby rescinded.

Section 2. That the offer of Wabtec for the furnishing of eleven (11) main controller groups for the Tokyu HRV fleet be and the same is hereby accepted.

Section 3. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Wabtec, for the furnishing of eleven (11) main controller groups for the Tokyu HRV fleet.

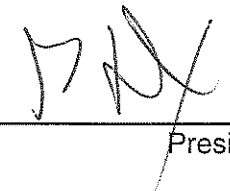
Section 4. That said contract shall be payable from RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-05-0097 and OH-05-0101, at a total price of \$1,409,650.00 (\$1,127,720 in Federal funds which represents 80% of the total cost).

Section 5. 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 2011-34; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 6. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Wabtec will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

Section 7. That this resolution shall become effective immediately upon its adoption.

Adopted: September 20, 2011

  
\_\_\_\_\_  
President

Attest:   
\_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer



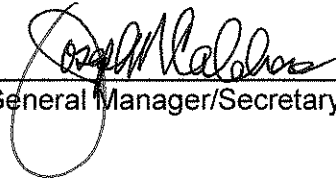
TITLE/DESCRIPTION:	Resolution No.: 2011-72
CONTRACT: ELEVEN CONTROLLER GROUPS	Date: September 15, 2011
VENDOR: WABTEC GLOBAL SERVICES, A DIVISION OF WESTINGHOUSE AIR BRAKE TECHNOLOGIES CORPORATION	Initiator: Rail District
AMOUNT: \$1,409,650	
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 PURPOSE/SCOPE: This Resolution rescinds Resolution No. 2011-40 for the purchase of eleven (11) main controller groups for the Tokyu HRV fleet from General Electric Transportation Parts, LLC and requests authorization to award a contract for the same material to Wabtec Global Services, a division of Westinghouse Air Brake Technologies Corporation ("Wabtec").
- 2.0 DESCRIPTION/JUSTIFICATION: These main controller groups will ensure adequate HRV vehicles will be available for the Authority's service and special events requirements.
- 3.0 PROCUREMENT BACKGROUND: Resolution No. 2011-40 authorized Contract No. 2011-065 with General Electric Transportation Parts, LLC, located at 2901 East Lake Road, Erie, PA 16531, for the furnishing of eleven (11) main controller groups for the Tokyu HRV fleet. After award, General Electric Transportation Parts, LLC notified the Authority that it had sold the business unit that manufactures the main controller groups to Wabtec. The Authority was also informed that while the pricing, as offered by GE would remain unchanged, Wabtec would require modifications to the terms and conditions of sale. Negotiations began between the Authority and Wabtec, which resulted in an award of a new contract.
- 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 subcontracting opportunities.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded from the RTA Development Fund, Rail District Department budget, including but not limited to Capital Grant OH-05-0097 and OH-05-0101, Line Item 12.15.21, at a total price of \$1,409,650.00 (\$1,127,720 in Federal funds which represents 80% of the total cost).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this resolution would cause the Authority to delay its rehabilitation of HRV's and impact service delivery.

8.0 RECOMMENDATION: It is recommended that the offer of Wabtec, 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.



---

CEO, General Manager/Secretary-Treasurer