

RESOLUTION NO. 2011-112

AUTHORIZING CONTRACT NO. 2011-143 WITH RAILWORKS TRACK SERVICES, INC. FOR PROJECT NO. 23V3 - SEVEN GRADE CROSSINGS REHABILITATION ON THE LIGHT RAIL SYSTEM, IN AN AMOUNT OF \$2,067,649.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 23V3-Seven Grade Crossings Rehabilitation on the Light Rail System; and

WHEREAS, the bid of Railworks Track Services, Inc., located at 1550 North Bailey Road, North Jackson, Ohio 44130, was received on November 29, 2011 in the amount of two million sixty-seven thousand six hundred forty-nine dollars & 00/100 (\$2,067,649.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Railworks Track Services, 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 from Railworks Track Services, Inc. for Project 23V3 - Seven Grade Crossings Rehabilitation on the Light Rail System 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 Railworks Track Services, Inc. for Project 23V3 - Seven Grade Crossings Rehabilitation on the Light Rail System.

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-05-0101 in the amount of \$1,855,000.00 and Capital Grant OH-90-X728 in the amount of \$212,649.00, for a total contract amount of \$2,067,649.00 (\$1,654,000.00 in Federal funds which represents 80% 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 2011-034; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

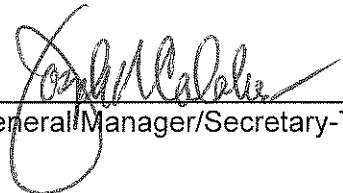
Section 5. That the Authority's Board of Trustees expects that Railworks Track Services, Inc. will exceed the 19% DBE goal assigned to this procurement.

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

Adopted: December 20, 2011



President *Acting*

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: PROJECT 23V3 - SEVEN GRADE CROSSINGS REHABILITATION ON THE LIGHT RAIL SYSTEM VENDOR: RAILWORKS TRACK SERVICES, INC. AMOUNT: \$2,067,649.00	Resolution No.: 2011-112
	Date: December 15, 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.23V3 - Seven Grade Crossings Rehabilitation on the Light Rail System.

2.0 **DESCRIPTION/JUSTIFICATION:** The contract work consists of the removal and reconstruction of four (4) grade crossings along the GCRTA's Light Rail System (LRS) and the relocation of Block Signal 62. The work also includes replacement of the existing timber, running rail, ties, underdrains and associated tasks. Concrete sidewalks, curbs, ADA ramps, and asphalt roadway pavements adjacent to the crossings will be replaced where needed. It was found that the existing grade crossings on the LRS have reached their life expectancy and are in need of replacement.

3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspapers. Six (6) prospective bidders downloaded the solicitation package. Three (3) responsive bids were received as follows:

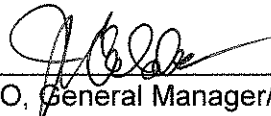
Company Name	Base Bid
Railworks Track Services, Inc.	\$2,067,649.00
Atlas Railroad Construction	\$2,222,820.00
Delta Railroad Construction	\$3,454,337.00

The Basis of Award is the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price. The base bid price of Railworks Track Services, Inc is 8.8% above the Engineer's Estimate of \$1,900,000.00.

4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 19% DBE participation goal was established for this procurement. Railworks Track Services, Inc. has committed to achieve the goal through the utilization of Cook Paving and Construction Company (African American-owned) in the amount of \$420,951 or 19.5%. Cook Paving recently informed RTA that it underwent a structural change in ownership as of November 28, 2011 and while Cook Paving believe the change will have no bearing on its DBE certification status, as the company's certifying agency, ODOT must affirm its DBE certification. Should Cook Paving no longer qualify as a DBE firm, Railworks will be contractually obligated to replace Cook Paving with other DBE firm(s) sufficient to achieve DBE participation of \$401,951 or 19.5%.

- 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-05-0101, Line Item 12.24.03, in the amount of \$1,855,000.00 and Capital Grant OH-90-X728, Line Item 12.24.03, in the amount of \$212,649.00 for a total contract amount of \$2,067,649.00 (\$1,654,119.20 Federal funds which represents 80% of total cost). This price is 8.8% above the estimate for this project.
- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer may allow for further deterioration of the grade crossings.
- 8.0 RECOMMENDATION: It is recommended that the bid of Railworks Track Services, Inc. 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