

RESOLUTION NO. 2012-81

AUTHORIZING CONTRACT NO. 2012-101 WITH ATLAS RAILROAD CONSTRUCTION UNDER PROJECTS 23V3, PHASE 2 FOR SEVEN GRADE CROSSINGS REHABILITATION ON THE LIGHT RAIL SYSTEM (CROSSINGS 5-7), AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$2,047,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 23V3, Phase 2 – Seven Grade Crossings Rehabilitation on the Light Rail System (Crossings 5-7); and

WHEREAS, the bid of Atlas Railroad Construction located at 1370 Washington Pike, Suite 202, Bridgeville, PA 15017 was received on August 23, 2012 in an amount not to exceed two million forty-seven thousand dollars & 00/100 (\$2,047,000.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Atlas Railroad Construction, LLC 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 Atlas Railroad Construction, LLC 1370 Washington Pike, Suite 202, Bridgeville, PA 15017 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 Atlas Railroad Construction, LLC for Project 23V3, Phase 2 for Seven Grade Crossings Rehabilitation on the Light Rail System (Crossings 5-7).

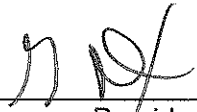
Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget including but not limited to Capital Grant OH-90-X728 in an amount not to exceed \$2,047,000.00 (\$1,637,600.00 in Federal funds which represents 80% of the total cost).

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 2012-036; 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 Atlas Railroad Construction, LLC will attempt to exceed the 20% DBE goal assigned to this procurement.

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

Adopted: September 18, 2012

  
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President

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



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

<b>TITLE/DESCRIPTION:</b>  <b>CONTRACT: PROJECT 23V3-PHASE 2 SEVEN GRADE CROSSINGS REHABILITATION (FIVE THROUGH SEVEN)</b>  <b>VENDOR: ATLAS RAILROAD CONSTRUCTION</b>  <b>AMOUNT: NOT TO EXCEED \$2,047,000.00</b>	<b>Resolution No.:</b> 2012-81
	<b>Date:</b> September 13, 2012
	<b>Initiator:</b> Engineering & Project Development
<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 construction services for Project 23V3, Phase 2-Seven Grade Crossings Rehabilitation (Five through Seven).
- 2.0 **DESCRIPTION/JUSTIFICATION:** This project entails rehabilitation of seven grade crossings on the Light Rail System. Phase 2 will have the final three of the seven grade crossings in it. The three are Eaton Road on the Green Line; Southington Road and Drexmore Road on the Blue Line. The entire two mainline tack curves will be rebuilt at the Drexmore Road grade crossing.

The existing grade crossings have reached their life expectancy and are posing safety concerns to the traveling public. The track structure, highway surface, station ramps, and sidewalks are in need of replacement to protect the public from injury and prevent a train derailment. The project will replace the rail, cross-ties, crossing surface, station ramps and sidewalks.

- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspaper. Seven (7) prospective bidders downloaded the solicitation package. Four (4) responsive bids were received and opened on August 23, 2012 as follows:

Company Name	Base Bid
Atlas Railroad Construction, LLC	\$2,047,000.00
Railworks	\$2,333,894.00
Railroad Construction, Inc.	\$2,468,875.20
Delta Railroad Construction, Inc.	\$2,556,111.00

The Basis of Award is the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price. The base bid price of \$2,047,000.00 from Atlas Railroad Construction, Inc. is 4.7% below the Engineer's Estimate of \$2,148,446.12.

A price analysis was performed and the Procurement Department has determined that the bid from Atlas Railroad Construction is fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 20% DBE goal was established for this procurement. Atlas Railroad Construction LLC has committed to achieving the goal through the utilization of Denise's Flagging (Female-owned) in the amount of \$16,750, and JP Concepts (Female-owned) to supply materials in an amount equal to \$392,590 under Federal Regulations (\$654,317 @ 60%) for a total DBE participation \$409,340 or 20%.

- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-90-X728, Line Item 12.24.03 in an amount not to exceed \$2,047,000.00 (\$1,637,600.00 in Federal funds which represents 80% of the total cost).
- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer will impact the safety of the traveling public.
- 8.0 RECOMMENDATION: It is recommended that the bid of Atlas Railroad Construction 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.

  
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CEO/General Manager/Secretary-Treasurer