

RESOLUTION NO. 2012-93

AUTHORIZING CONTRACT NO. 2012-058 WITH TRANSYSTEMS CORPORATION OF OHIO FOR PROJECT 23V4 – ENGINEERING SERVICES FOR THE RECONSTRUCTION OF SHAKER JUNCTION AND SHAKER SQUARE GRADE CROSSINGS IN AN AMOUNT NOT TO EXCEED \$421,979.72 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has the need to contract with a firm to provide Engineering Services for the Reconstruction of Shaker Junction and Shaker Square Grade Crossings, as described under Project 23V4; and

WHEREAS, the proposal of TranSystems Corporation of Ohio with an office located at 55 Public Square, Suite 1900, Cleveland, Ohio 44113, to perform said services was received on August 15, 2012, in response to a competitive solicitation; and

WHEREAS, after negotiations, TranSystems Corporation of Ohio has agreed to perform the required services in an amount not to exceed four hundred twenty-one thousand nine hundred seventy-nine & 72/100 dollars (\$421,979.72); and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of TranSystems Corporation of Ohio to be the most advantageous to the Authority 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 negotiated offer of TranSystems Corporation of Ohio to provide engineering services under Project 23V4 – Engineering Services for the Reconstruction of Shaker Junction and Shaker Square Grade Crossings 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 TranSystems Corporation of Ohio for the performance of said services.

Section 3. That said contact 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 \$50,000.00, Capital Grant OH-05-0097 in the amount of \$221,979.72, Capital Grant OH-05-0103 in the amount of \$50,000.00 and Capital Grant OH-90-X739 in the amount of \$100,000.00 for a total amount not to exceed \$421,979.72 (\$337,583.78 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 future funding, compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2012-36; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that TranSystems Corporation of Ohio will attempt to exceed the 9% minimum DBE goal assigned to this procurement.

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

Adopted: November 20, 2012

  
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President

Attest:

  
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CEO, General Manager/Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> PROJECT 23V4 ENGINEERING SERVICES FOR THE RECONSTRUCTION OF SHAKER JUNCTION AND SHAKER SQUARE GRADE CROSSINGS  <b>VENDOR:</b> TRANSYSTEMS CORPORATION OF OHIO  <b>AMOUNT:</b> NOT TO EXCEED \$421,979.72	<b>Resolution No.:</b> 2012-93
	<b>Date:</b> November 15, 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 for Project 23V4 - Engineering Services for the reconstruction of Shaker Junction and Shaker Square Grade Crossings.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires professional engineering services for design and construction support of the reconstruction of the Light Rail System Crossings at Shaker Square and the Shaker Junction of the Blue and Green Lines.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal (RFP) was posted on the GCRTA Procurement web site and advertised in the local newspapers. These services were solicited through a competitive negotiated procurement, utilizing the Brooks Act Procedures. Under this process, the Authority's evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates only with that firm. Should the Authority determine that an agreement could not be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with the first ranked firm and an acceptable price was reached.  
  
 TranSystems Corporation of Ohio has successfully completed projects for the Greater Cleveland Regional Transit Authority, Massachusetts Highway Department, MWRA/Fore River Railroad Corporation, Vermont Agency of Transportation, Burlington Northern Santa Fe and New Hampshire Northcoast Corporation.  
  
 A cost analysis was performed, and the Procurement Department has determined the negotiated rates for each task to be fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A nine percent (9.0%) DBE participation goal was established for this procurement. TransSystems Corporation of Ohio has agreed to meet the DBE goal through the utilization of G & T Associates, Inc. (Asian owned) in the amount of \$35,585, and Denise's Flagging & Construction, Inc. (female owned) in the amount of \$13,920 for a total of \$49,505 or 11.7%.
  
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** This contract 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 12.21.03, in the amount of \$50,000.00, Capital Grant OH-05-0097, Line Item 12.7A.00, in the amount of \$221,979.72, Capital Grant OH-05-0103, Line Item 12.21.03, in the amount of \$50,000.00 and Capital Grant OH-90-X739, Line Item 12.21.03, in the amount of \$100,000.00 for a total amount not to exceed \$421,979.72 (\$337,583.78 in Federal funds which represents 80% of the total cost). This amount is approximately 1% below the Engineer's Estimate of \$425,000.00.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer will impact the Authority's goal to rehabilitate this vital portion of our rail system and avoid negative impacts on the transit system.
- 8.0 **RECOMMENDATION:** This contract will be reviewed by the Planning and Development Committee at their November 20, 2012 meeting. It is recommended that the offer of TranSystems Corporation of Ohio 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.



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CEO, General Manager/Secretary-Treasurer