

RESOLUTION NO. 2012-97

AUTHORIZING AN INCREASE TO CONTRACT NO. 2009-120 WITH RICHARD L. BOWEN & ASSOCIATES TO PROVIDE ADDITIONAL A/E DESIGN SERVICES FOR THE CLIFTON BOULEVARD TRANSPORTATION ENHANCEMENT PROGRAM IN AN AMOUNT OF \$64,993.77 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$898,847.56 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deemed it necessary to procure A/E Services for the Clifton Boulevard Transportation Enhancement Program, Project 51; and

WHEREAS, by Resolution No. 2009-94, the Board of Trustees authorized Contract No. 2009-120 in the amount of \$765,945.86 with Richard L. Bowen & Associates, Inc. located at 1300 East Ninth Street, Cleveland, Ohio 44114, for design services; and

WHEREAS, the General Manager/Secretary-Treasurer previously approved two change orders for a total of \$67,907.93, increasing said contract price to \$833,853.79; and

WHEREAS, incorporation of design changes is necessary to satisfy the Ohio Department of Transportation; and

WHEREAS, Richard L. Bowen & Associates, Inc. has offered to provide these additional design services at a total negotiated amount not to exceed \$64,993.77; and

WHEREAS, acceptance of said offer will cause the total amount of change orders to exceed the General Manager/Secretary Treasurer's delegated authority; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of Richard L. Bowen & Associates, Inc., as negotiated, to be in the best interest of the Authority and recommends acceptance thereof.

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 Richard L. Bowen & Associates, Inc. to provide additional design services for the Clifton Boulevard Transportation Enhancement Program is hereby accepted as being in the best interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to amend Contract No. 2009-120 with Richard L. Bowen & Associates, Inc. to include the additional design services.


Section 3. That said increase shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funding, in an amount of \$64,993.77 for a total contract amount not to exceed \$898,847.56.

Section 4. That the General Manager/Secretary-Treasurer change order authority be reinstated to its entirety.


Section 5. That all other terms and conditions of said contract shall remain unchanged.

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

Adopted: November 20, 2012



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: ADDITIONAL DESIGN SERVICES FOR THE CLIFTON BOULEVARD TRANSPORTATION ENHANCEMENT PROGRAM		Resolution No.: 2012-97
VENDOR: RICHARD L. BOWEN & ASSOCIATES, INC.		Date: November 15, 2012
AMOUNT: \$64,993.77		Initiator: Engineering & Project Development Department
ACTION REQUEST: <input checked="" type="checkbox"/> Approval Review/Comment Information Only Other _____		

1.0 PURPOSE/SCOPE: This action will allow the Authority to increase the amount of Contract No. 2009-120 to provide additional design services to change the design for the Clifton Boulevard Transportation Enhancement Program.

2.0 DESCRIPTION/JUSTIFICATION: Several meetings with representatives from the Cities of Cleveland and Lakewood have resulted in a need to add additional design services that will satisfy the Ohio Department of Transportation ("ODOT"). The additional design described as Option 2 will include, but is not limited to, the following tasks:

- Eliminate section from Bridge to West Clifton in Lakewood
- Remove proposed roadway work, except bus stops and bus station areas in Lakewood
- Add 1 foot curb widening and resulting work such as drive approaches, curb, and curb ramps in the Cleveland section

3.0 PROCUREMENT BACKGROUND: In November 2009, the Board of Trustees by Resolution No. 2009-94 authorized a contract with Richard L. Bowen & Associates, Inc. to perform A/E Services to design the Clifton Boulevard Transportation Enhancement Program.

Additional project scope necessary to satisfy ODOT required that the Authority increase Richard L. Bowen & Associate's scope of services. This negotiated increase requires Board authorization, as it will exceed the General Manager/Secretary-Treasurer's change order authority. This change order was reviewed and recommended by the Authority's Change Order Committee.

4.0 AFFIRMATIVE ACTION/DBE REQUIREMENTS: All Affirmative action requirements have been met. A 30% DBE goal was established for this procurement in 2009, which the company has exceeded.

5.0 POLICY IMPACT: Does not apply.

6.0 ECONOMIC IMPACT: This change order will be funded from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funding in an amount of \$64,993.77 for a total contract amount not to exceed \$898,847.56.

7.0 ALTERNATIVES: Reject this offer. Rejection of this additional contract amount will negatively impact the ability of the Authority to complete the design of the Clifton Boulevard Transportation Enhancement Program and meet the construction schedule.

- 8.0 RECOMMENDATION: This change order will be reviewed by the Planning and Development Committee at their November 20, 2012 meeting. It is recommended that the offer of Richard L. Bowen & Associates, Inc. be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify this contract.
- 9.0 ATTACHMENTS: Approved Change Order Log.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



CEO, General Manager/Secretary-Treasurer

**APPROVED CHANGE ORDERS
PROJECT NO. 51
CLIFTON BLVD. TRANSPORTATION ENHANCEMENT PROGRAM**

Contract # 2009-120
Original Contract Amount: \$765,945.86
% Change to Date from Original: 8.9%

Contractor: Richard L. Bowen & Associates
To Date: \$67,907.93 In Increases

Item No.	Note No.	Approval Date	Change Order Amount	Approval Authority	New Contract Amount
1.	1	3/3/11	\$19,019.84	General Mgr.	\$784,965.70
2.	2	6/29/12	\$48,888.09	General Mgr.	\$833,853.79

1. PCO#2-Traffic Counts at Five (5) Intersections Along Clifton Boulevard/PR 11100776
2. PCO#3-Section 106 & Design Exception Report/PRs 11201225 and 11102410