

RESOLUTION NO. 2013-2

AUTHORIZING SOLE SOURCE CONTRACT NO. 2012-167 WITH GIRO, INC., FOR MAINTENANCE OF THE HASTUS SCHEDULING SYSTEM, FOR A PERIOD OF THREE (3) YEARS, FOR A TOTAL PRICE OF \$335,864.00 (GENERAL FUND, INFORMATION TECHNOLOGY DEPARTMENT BUDGET)

WHEREAS, the Authority has a recurring requirement to obtain maintenance and support for its HASTUS scheduling system; and

WHEREAS, the offer of Giro, Inc., located at 75 Port-Royal Est, Bureau 500, Montreal (Quebec), Canada H3L 3T1, to provide continuing maintenance and support for the Authority's HASTUS scheduling system for a period of three years, was received on October 6, 2012; and

WHEREAS, after negotiations, a total price of three hundred thirty-five thousand eight hundred sixty-four & 00/100 dollars (\$335,864.00) was agreed upon; and

WHEREAS, Section 306.43(H)(3) of the Ohio Revised Code provides that competitive bidding is not required when the expenditure is for renewal or negotiation of a lease or license for telecommunications or data processing equipment service or systems, or for upgrade of such equipment services or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of Giro, Inc., as negotiated, to be in the best interest of 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 offer of Giro, Inc., as negotiated, for the maintenance of the Authority's HASTUS scheduling system for a period of three (3) years be and the same is hereby accepted as 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 enter into a contract with Giro, Inc. to provide maintenance of the Authority's HASTUS scheduling system for a period of three (3) years.

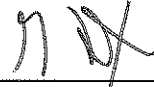
Section 3. That said contract shall be payable out of the General Fund, Information Technology Department budget, in a total amount of three hundred thirty-five thousand eight hundred sixty-four & 00/100 dollars (\$335,864.00) for a period of three (3) years.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation for the current and future contract years and upon compliance by the contractor to the Specifications and Addenda, 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 contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Giro, Inc. will attempt to exceed the zero percent (0%) DBE goal assigned to this procurement.

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

Adopted: January 22, 2013



President

Attest:



CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: THREE YEAR MAINTENANCE AND SUPPORT FOR THE HASTUS SCHEDULING SYSTEM VENDOR: GIRO, INC. AMOUNT: \$335,864.00 FOR A THREE (3) YEAR PERIOD	Resolution No.: 2013-2
	Date: January 17, 2013
	Initiator: Information Technology Department
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 renew a contract for providing maintenance of the HASTUS scheduling system for a period of three (3) years.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The HASTUS system provides scheduling and runcutting for the Authority's bus and rail operations. Because of the critical nature of this system, it must be able to function without significant downtime or delays. This maintenance agreement will assure timely expert support to resolve any delay-threatening problems.
- 3.0 **PROCUREMENT BACKGROUND:** Under Ohio Revised Code Section 306.43(H)(3), the procurement of electronic data processing maintenance is exempt from a competitive process, due to the proprietary nature of such systems. Giro, Inc. developed the HASTUS software, and is the sole source of technical maintenance services. Giro, Inc. has offered to provide HASTUS software maintenance for a total contract price of \$335,864.00; for a period of three (3) years (2013 - \$109,202.00, 2014 - \$111,932.00 and 2015 - \$114,730.00). Maintenance fees are calculated based on the number of vehicles operating at peak hours (500 vehicles) and the type of HASTUS optional modules the Authority uses.

A cost analysis has been performed and the Procurement Department has determined that the rates and price are fair and reasonable to the Authority.
- 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 certified DBE firms.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA General Fund, Information Technology Department budget at a total price of three hundred thirty-five thousand eight hundred sixty-four & 00/100 dollars (\$335,864.00) for a period of three (3) years. The negotiated price is equal to the internal cost estimate.
- 7.0 **ALTERNATIVES:** Reject this award. Rejection of this offer would prevent the Authority from maintaining its HASTUS system in good working order, and would create the risk of problems with scheduling should the system experience technical problems.
- 8.0 **RECOMMENDATION:** It is recommended that the offer of Giro, Inc., as negotiated 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