

RESOLUTION NO. 2013-27

AUTHORIZING CONTRACT NO. 2013-040 WITH ATHOS CONTRACTING, LLC UNDER PROJECT 14.65A, WATERFRONT LINE GUARDRAILS, FENCE PAINTING & REPAIRS, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$104,370.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 14.65A, Waterfront Line Guardrails, Fence Painting & Repairs; and

WHEREAS, the bid of Athos Contracting, LLC, located at 7207 Rustic Oval, Seven Hills, Ohio 44131, was received on April 3, 2013 in an amount not to exceed one hundred four thousand three hundred seventy dollars & 00/100 (\$104,370.00) to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of Athos Contracting, 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 Athos Contracting, LLC for Project 14.65A, Waterfront Line Guardrails, Fence Painting & Repairs 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 Athos Contracting, LLC for Project 14.65A, Waterfront Line Guardrails, Fence Painting & Repairs.

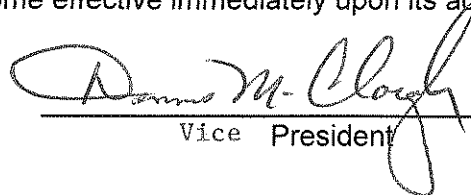
Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to ODOT Enhancement Capital Grant A0018520063ODOT in an amount not to exceed \$104,370.00 (\$83,496.00 in Federal funds which represents 80% of 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 Athos Contracting, LLC will attempt to exceed the 15% DBE goal assigned to this procurement.

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

Adopted: April 16, 2013

  
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Vice President

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



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

<b>TITLE/DESCRIPTION:</b>  <b>CONTRACT: PROJECT NO. 14.65A, WATERFRONT LINE GUARDRAILS &amp; FENCE PAINTING &amp; REPAIRS</b>  <b>VENDOR: ATHOS CONTRACTING, LLC</b>  <b>AMOUNT: NOT TO EXCEED \$104,370.00</b>	<b>Resolution No.:</b> 2013-27
	<b>Date:</b> April 11, 2013
	<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 14.65A, Waterfront Line Guardrail, Fence Painting & Repairs.

2.0 **DESCRIPTION/JUSTIFICATION:** This project is comprised of five (5) stations: (1) Settler's Landing located at West 11<sup>th</sup> & Superior; (2) Flats East Bank located at West 10<sup>th</sup> & Main Avenue; (3) West 3<sup>rd</sup> Street Station; (4) North Coast Station located at East 9<sup>th</sup> Street; and, (5) South Harbor Station located on South Marginal Road. This project involves prepping, painting & repairing of the station's ornamental & decorative fencing. Also included in this work is the repainting and repairs to the vehicle guardrails at Settler's Landing & East Bank Flats Stations located along West 10<sup>th</sup> Street.

3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspaper. Fourteen (14) prospective bidders downloaded the solicitation package. Four (4) responsive bids were received and opened on April 3, , 2013, as follows:

Company Name	Base Bid
Athos Contracting, LLC	\$104,370.00
RAK Corrosion Control, Inc.	\$123,850.00
SW Refinishers, Inc.	\$129,680.00
Purple Orchid, & Group	\$137,199.00

The Basis of Award is the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price. The base bid price of \$104,370.00 from Athos Contracting, LLC is 17% less than the Engineer's Estimate of \$124,961.92. Athos Contracting, LLC was determined to be a responsible bidder.

A price analysis was performed and the Procurement Department has determined that the bid from Athos Contracting, LLC is fair and reasonable to the Authority.

4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 15% DBE goal was established for this procurement. Athos Contracting, LLC has committed to meet the DBE goal through the utilization of Fabrication Group, LLC (female owned) in the amount of \$15,655.50 or 15%.

- 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 ODOT Enhancement Capital Grant A0018520063ODOT, Line Item 12.93.05, in an amount not to exceed \$104,370.00 (\$83,496.00 in Federal funds which represents 80% of the total cost).
- 7.0 ALTERNATIVES: Reject all bids. Rejection of this offer will impact the safety and proper functionality of the stations.
- 8.0 RECOMMENDATION: It is recommended that the bid of Athos Contracting, LLC 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