

RESOLUTION NO. 2013-80

AUTHORIZING CONTRACT NO. 2013-125 WITH NEW FLYER OF AMERICA INC. FOR THE FURNISHING OF TWENTY-THREE 60-FT ARTICULATED LOW FLOOR COACHES AT A TOTAL PRICE NOT TO EXCEED \$16,330,000.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need for twenty-three 60-ft. articulated coaches to replace similar vehicles that have exceeded their useful life; and

WHEREAS, such vehicles are available through the Minnesota Cooperative Purchasing Venture (CPV) through New Flyer of America Inc. with offices at 214-5<sup>th</sup> Avenue South West, Crookston, MN 56716 at a total price not to exceed \$16,330,000.00 and;

WHEREAS, the FTA has endorsed the utilization of the (CPV) to procure grantee's replacement buses; and

WHEREAS, the General Manager/Secretary-Treasurer deems it is in the best interest of the Authority to procure the required vehicles utilizing the Minnesota Cooperative Purchasing Venture.

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 New Flyer of America, Inc. to provide twenty-three 60-ft. articulated coaches 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 New Flyer of America Inc. for the purchase of twenty-three 60-ft. articulated coaches, as specified.

Section 3. The vehicles shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to Capital Grant Fund OH-04-0002 (\$610,430.00), 100% Local Funds (\$5,069,570.00) and OH-90-X739 (\$10,650,000.00) at a total amount not to exceed \$16,330,000.00 (\$9,008,344.00 in Federal Funds which represents 55.2% of the total cost). This contract is contingent upon FTA approval of a grant amendment to OH-90-X739.

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, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution No. 2013-031; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That this resolution shall become effective immediately upon its adoption.

Adopted: August 20, 2013

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: PURCHASE OF TWENTY-THREE 60-FT. ARTICULATED COACHES, AS SPECIFIED</b>  <b>VENDOR: NEW FLYER OF AMERICA INC.</b>  <b>AMOUNT: NOT TO EXCEED \$16,330,000.00</b>	<b>Resolution No.:</b> 2013-80
	<b>Date:</b> August 15, 2013
	<b>Initiator:</b> Fleet Management Department
<b>ACTION REQUEST:</b> <input checked="" type="checkbox"/> Approval      Review/Comment      Information Only      Other _____	

- 1.0 **PURPOSE/SCOPE:** This resolution will allow the Authority to enter into a contract for the purchase of twenty-three 60-ft. articulated coaches to replace coaches that have exceeded their useful life.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority's funding for capital purchases has greatly been reduced due to limited allocation of Federal and State funding. As a way to maximize the Authority's purchasing dollars the Authority reviewed a variety of available options by which the Authority can "piggyback" or acquire buses from Agencies or other buying cooperatives. The Authority has identified the Minnesota Cooperative Purchasing Venture (CPV) a State Purchasing Cooperative by which to acquire replacement buses for the Authority.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Minnesota Cooperative Purchasing Venture is a cooperative purchasing program from which certain eligible organizations can purchase goods and services. These organizations consist of cities, townships, counties, colleges, universities, school districts, fire departments, water departments and certain other non-profit organizations. Minnesota Cooperative Venture (CPV) contract number 56191, release number 13, permits the Authority to acquire twenty-three 60-ft. articulated low floor coaches, as specified from New Flyer of America Inc., at a not to exceed unit cost of \$710,000.00, for a total contract cost not to exceed \$16,330,000.00. The FTA has endorsed the (CPV) agreement for grantees and acknowledges it complies with the full and open competition requirements of 49 CFR~18.36.  
  
 Contract award is contingent upon the successful review of all costs associated with this procurement and compliance with Pre-Award/Buy America Audit requirements.  
  
 A cost and price analysis was performed by the Procurement Department and it has been determined that the price is fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 0% DBE participation goal was established for the procurement due to the lack of certified DBE firms.
  
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** The vehicles shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to Capital Grant Fund OH-04-0002, Line Item 11.12.06 (\$610,430.00), 100% Local Funds (\$5,069,570.00) and OH-90-X739, Line Item 11.12.06 (\$10,650,000.00) at a total amount not to exceed \$16,330,000.00 (\$9,008,344.00 of Federal Funds which represents 55.2% of the total cost). This contract is contingent upon FTA approval of a grant amendment to OH-90-X739.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would delay the ability of the Authority to purchase replacement buses.
- 8.0 **RECOMMENDATION:** This procurement was discussed at the August 6, 2013 Committee of the Whole and recommended for award to the Board of Trustees. It is recommended that the offer of New Flyer of America Inc., be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to enter into a contract.
- 9.0 **ATTACHMENTS:** List of Vehicles Being Replaced

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

List of Vehicles Being Replaced		
Number of Vehicles	Vehicle Number	Mileage
1	2201	523,825
2	2204	521,866
3	2205	550,898
4	2206	515,843
5	2207	524,440
6	2208	499,575
7	2211	504,827
8	2212	521,835
9	2215	540,734
10	2216	550,005
11	2218	525,004
12	2219	520,687
13	2220	517,380
14	2222	548,576
15	2224	518,000
16	2228	507,394
17	2229	539,995
18	2233	523,425
19	2235	529,200
20	2236	513,469
21	2237	511,910
22	2238	511,306
23	2240	520,962