

RESOLUTION NO. 2013-110

AUTHORIZING CONTRACT NO. 2013-100 WITH GILLIG, LLC FOR THE MANUFACTURE AND DELIVERY OF UP TO TWO HUNDRED FORTY (240) 40 FT. CNG COACHES, TRAINING, SPECIAL TOOLS AND SPARE PARTS OVER THE FIVE (5) YEAR TERM OF THE CONTRACT, IN AN AMOUNT NOT TO EXCEED \$28,951,898.00 FOR THE FIRST SIXTY (60) COACHES TO BE DELIVERED IN 2015 (RTA DEVELOPMENT FUND, CURRENT AND FUTURE FUNDING, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to replace revenue vehicles that have exceeded their useful life with similar, environmentally-friendly fuel efficient vehicles; and

WHEREAS, the offer of Gillig, LLC, located at 25800 Clawiter Road, Haywood, CA 94545, to manufacture and deliver up to two hundred forty (240) 40 ft. CNG coaches, training, special tools, and spare parts, to be delivered over the five (5) year term of the contract, was received on July 31, 2013; and

WHEREAS, Gillig, LLC has offered to provide up to the first sixty (60) 40 ft. low floor CNG coaches, training, special tools, and spare parts, as specified, for a total negotiated contract amount not to exceed \$28,951,898.00 to be delivered in 2015, with the remainder of the coaches to be delivered over the remaining five (5) year term of the contract; and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Gillig, LLC as negotiated, to be advantageous to the Authority, cost and other factors considered, 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 Gillig, LLC to provide up to two hundred forty (240) 40-ft. CNG coaches, training, special tools and spare parts over the five (5) year term of the contract 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 Gillig, LLC to provide up to two hundred forty (240) 40 ft. CNG coaches, training, special tools, and spare parts, to be delivered over the five (5) year term of the contract.

Section 3. That the General Manager/Secretary-Treasurer of the Authority be and he is authorized to purchase up to sixty (60) 40-ft. CNG coaches, training, special tools and spare parts to be delivered in 2015.

Section 4. That the General Manager-Secretary-Treasurer of the Authority be and he is authorized to purchase up to the remaining one hundred eighty (180) 40-ft. CNG coaches, training, special tools and spare parts during the remainder of the five (5) year contract.

Section 5. That this contract for the first sixty (60) CNG coaches, training, special tools and spare parts to be delivered in 2015 shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to Capital Grant OH-34-0003, OH-95-X122, OH-90-X782, and 100% Local Funds, in an amount not to exceed \$28,951,898.00 (\$22,675,471.20 in Federal Funds, which is approximately 78.3% of the total cost) contingent upon FTA approval of a pending grant award.

Section 6. That the purchase of the remaining one hundred eighty (180) CNG coaches, training, special tools and spare parts during the remainder of the five (5) year contract shall be payable from a funding source to be determined based on the funding available at that time.

Section 7. That said contract shall be binding upon and an obligation of the Authority contingent upon future availability of funding, including but not limited to Federal and State awards and 100% Local Funds, 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 8. That this resolution shall become effective immediately upon its adoption.

Adopted: November 19, 2013



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: FURNISHING OF UP TO TWO HUNDRED FORTY (240) 40 FT. LOW FLOOR CNG COACHES, TRAINING, SPECIAL TOOLS AND SPARE PARTS OVER THE FIVE (5) YEAR TERM OF CONTRACT WITH DELIVERY OF THE FIRST SIXTY (60) COACHES IN 2015 VENDOR: GILLIG, LLC AMOUNT: NTE \$28,951,898.00 FOR THE FIRST SIXTY (60) COACHES	Resolution No.: 2013-110
	Date: November 14, 2013
	Initiator: Fleet Management Department
ACTION REQUEST: <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 up to two hundred forty (240) low-floor 40 ft. CNG coaches, to replace similar coaches that have exceeded their useful life, as well as related training, special tools, and spare parts, over the five (5) year term of the contract.

- 2.0 **DESCRIPTION/JUSTIFICATION:** To provide safe, reliable, and cost effective services, coaches must be replaced on a regular cycle. The FTA allows replacement at twelve (12) years or 500,000 miles of service. In 2015, the GCRTA will have 224 coaches that have exceeded this standard. Currently, financing has been identified for 170 replacement coaches. The first replacement order will be for sixty (60) coaches to be delivered in 2015.

- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal was posted on the GCRTA web site and advertised in the local newspapers. Five (5) proposals were received on July 31, 2013. After evaluation by a panel of Authority employees in accordance with established Procurement Policies and Procedures, and subsequent negotiations, the proposal of Gillig, LLC, as negotiated is determined to be advantageous to the Authority. The proposed delivery schedule for the 240 CNG coaches will be as follows: up to 60 in March, 2015; up to 30 in March, 2016; up to 30 in March, 2017; and up to 45 in March, 2018.

 Contract award is contingent upon the successful review of all costs associated with this procurement, compliance with Pre-Award/Buy America Audit requirements, and Federal and/or State approval of applicable grants.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** Per Federal Regulations, the Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurement involving the purchase of Transit Motor Vehicles (TVM's).

- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Development Fund, Fleet Management Department Budget, including but not limited to Capital Grant OH-34-0003, OH-95-X122, OH-90-X782, Line Items 11.12.01, 11.12.40, and 11.79.00, and 100% Local funds, in an amount not to exceed \$28,951,898.00 for the first sixty (60) coaches to be delivered in 2015 (\$22,675,471.20 in Federal Funds which is approximately 78.3% of the total cost) contingent upon FTA approval of a pending grant award. The remainder of the coaches shall be payable from a funding source to be determined based on funding available at that time.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would delay the ability of the Authority to purchase replacement coaches.
- 8.0 **RECOMMENDATION:** This procurement was discussed at the November 19, 2013 Operations Committee meeting and recommended for award to the Board of Trustees. It is recommended that the offer of Gillig, LLC, 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