

RESOLUTION NO. 2014-48

AUTHORIZING CONTRACT NO. 2014-076 WITH OHIO CAT, TO FURNISH TEN (10) CAT C-9 ON HIGHWAY ENGINES FOR TRANSIT APPLICATION, IN AN AMOUNT NOT TO EXCEED \$192,000.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority needs to replace Caterpillar C-9 engines on the NABI 2600 low floor revenue vehicles; and

WHEREAS, Ohio CAT, located at 900 Ken Mar Industrial Parkway, Broadview Heights, OH 44147, has offered to furnish ten (10) CAT C-9 on highway engines for transit application; and

WHEREAS, Section 306.43(H)(2) of the Ohio Revised Code provides that competitive bidding is not required when a regional transit authority, after reasonable inquiry, determines that only one source of supply is reasonably available; and

WHEREAS, Ohio CAT is an original equipment manufacturer and is the only authorized dealer able to offer a 12-month extended service warranty (ESC) for CAT engines in the Northeast Ohio area; and

WHEREAS, after negotiations, Ohio CAT has agreed to provide ten (10) CAT C-9 on highway engines for transit application, along with a 12-month ESC, at a not to exceed price of one hundred ninety-two thousand & 00/100 dollars (\$192,000.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of Ohio CAT, as negotiated, to be fair and reasonable to 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 Ohio CAT, as negotiated, for the furnishing of ten (10) CAT C-9 on highway engines for transit application, along with a 12-month extended service contract, be accepted.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with Ohio CAT, for the furnishing of ten (10) CAT C-9 on highway engines for transit application, along with a 12-month extended service contract.


Section 3. That said contract shall be payable from RTA Development Fund, Fleet Management Department budget, including but not limited to, Capital Grant OH-90-X782, in an amount not to exceed \$192,000.00 (\$153,600.00 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 appropriation of funding, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2013-031; 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 Ohio CAT will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: June 10, 2014



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: FURNISHING OF TEN (10) CAT C-9 ON HIGHWAY ENGINES FOR TRANSIT APPLICATION VENDOR: OHIO CAT AMOUNT: NOT TO EXCEED \$192,000	Resolution No.: 2014-48
	Date: June 5, 2014
	Initiator: Fleet Management 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 enter into a contract for the furnishing of ten (10) CAT C-9 on highway engines for transit application.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The C-9 engines will be used to replace failed units on the NABI 2600 fleet of low floor buses.
- 3.0 **PROCUREMENT BACKGROUND:** Section 306.43(H)(2) of the Ohio Revised Code provides that competitive bidding is not required when a regional transit authority, after reasonable inquiry, determines that only one source of supply is reasonably available. Ohio CAT is an original equipment manufacturer and is the only authorized dealer able to offer a 12-month extended service contract (ESC) for CAT engines in the Northeast Ohio area. The negotiated price of \$192,000.00 includes ten (10) CAT C-9 on highway engines and a 12-month ESC. A price analysis has been performed and the Procurement Department has determined that the offer by Ohio CAT, is 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 payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to, Capital Grant OH-90-X782, Line Item 11.12.40 in an amount not to exceed \$192,000.00 (\$153,600.00 in Federal funds which represents 80% of the total cost). The negotiated price is equal to the estimated cost for this procurement.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would affect the quality of service and safety of the vehicles.
- 8.0 **RECOMMENDATION:** It is recommended that the offer of Ohio CAT, 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