

RESOLUTION NO. 2014-87

AUTHORIZING AN INCREASE TO CONTRACT NO. 2014-002 WITH GETCO, INC FOR PROJECT 15.55 TO PROVIDE ADDITIONAL CONSTRUCTION SERVICES FOR BROOKLYN GARAGE UNDERGROUND STORAGE TANK #2 REMOVAL IN THE AMOUNT OF \$45,950.00 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$141,867.25 (RTA CAPITAL FUND, ENGINEERING AND PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority required construction services for the removal of underground tanks as provided under Project 15.55, Brooklyn Garage Underground Storage Tank #2 Removal; and

WHEREAS, a small purchase competitive contract was entered into with GETCO, Inc. with an office located at 1836 W. 25th Street, Cleveland, Ohio 44113, to provide these services in an amount not to exceed \$71,660.00; and

WHEREAS, the General Manager/Secretary-Treasurer has issued three (3) change orders in a total amount not to exceed \$24,257.25 based upon his change order authority and pursuant to the Authority's Procurement Policies for a current total contract amount not to exceed \$95,917.25 and

WHEREAS, the Authority deems it necessary to acquire additional construction services for removal of additional underground tanks as provided under Project 15.55, Brooklyn Garage Underground Storage Tank #2 Removal; and

WHEREAS, GETCO, Inc. has offered to provide these additional services in an amount not to exceed \$45,950.00 resulting in a new total contract amount not to exceed \$141,867.25; and

WHEREAS, said increase will exceed the General Manager/Secretary-Treasurer's signing authority; and

WHEREAS, the General Manager/Secretary-Treasurer deems acceptance of the offer of GETCO, Inc. to be in the best interest of the Authority and recommends acceptance thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the negotiated offer of GETCO, Inc. to provide additional construction services for the removal of one 5000 gallon and two 1000 gallon tanks, associated concrete vaults, contaminated soil and replacement of asphalt pavement, is hereby accepted as being 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 issue an increase to Contract No. 2014-002 with GETCO, Inc. to provide additional construction services for the Brooklyn Garage Underground Storage Tank #2 Removal project, as required.

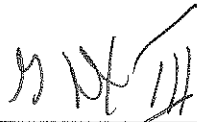
Section 3. That said increase shall be payable from the RTA Capital Fund, Engineering and Project Development Department budget, including but not limited to Local funds in an amount not to exceed \$45,950.00, for a total contract amount not to exceed \$141,867.25.

Section 4. That the General Manager/Secretary-Treasurer change order authority be reinstated in its entirety.

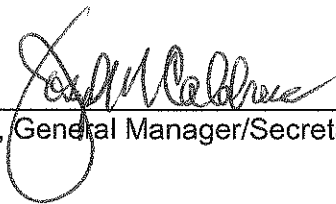
Section 5. That all other terms and conditions of said contract shall remain unchanged.

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

Adopted: September 16, 2014



President

Attest: 

CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: INCREASE TO PROJECT NO. 15.55 TO PROVIDE ADDITIONAL CONSTRUCTION SERVICES FOR BROOKLYN GARAGE UNDERGROUND STORAGE TANK #2 REMOVAL VENDOR: GETCO, INC AMOUNT: \$45,950.00	Resolution No.: 2014-87
	Date: September 11, 2014
	Initiator: Engineering & Project Development Department
ACTION REQUEST: <input 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 change order with GETCO, Inc. to provide additional construction services to remove additional underground storage tanks, associated concrete vaults, and contaminated soil that were discovered during the removal of the first tank and replace asphalt pavement.

2.0 **DESCRIPTION/JUSTIFICATION:** Project No. 15.55-Brooklyn Garage Underground Storage Tank #2 Removal was awarded to GETCO, Inc. Originally, this contract was for the removal of one 10,000 gallon underground storage tank ("UST") along with associated underground piping. The soils adjacent to the tank were to be tested and the contaminated soil removed and replaced per the Bureau of Underground Storage Tank Removal ("BUSTR") requirements. Concrete curbs, sidewalks, pavement, grass areas and site lighting were to be restored to original condition.

During the removal of the base contract tank and piping additional tanks, including one 5000 gallon and two 1000 gallon tanks, were discovered. These three tanks must be removed along with their concrete vaults and any contaminated soil in and around the tanks. The asphalt pavement demolished during this process will need to be replaced.

3.0 **PROCUREMENT BACKGROUND:** In February 2014, the Authority entered into a small purchase contract with GETCO, Inc. to provide services under Project No. 15.55 in an amount not to exceed \$71,660.00. Since the issuance of the Notice to Proceed, there have been approved change orders in an amount not to exceed \$24,257.25 resulting in a current total contract amount not to exceed \$95,917.25. These are identified in the attached Change Order log.

There is one potential change order pending which will require Board of Trustee approval for the removal of one 5000 gallon and two 1000 gallon tanks that are encased in concrete. These three tanks and associated concrete encasements as well as any contaminated soil in and around the tanks must be removed in accordance to BUSTR requirements. The negotiated cost to complete this work is \$45,950.00 which is approximately 1% below the Engineer's estimate of \$46,337.40.

A cost analysis has been performed and the Procurement Department has determined the price to be fair and reasonable to the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 20% DBE participation goal was established for this procurement in March, 2014. GETCO, Inc. has agreed to maintain the established DBE participation goal on this project through the use of its existing DBE firm.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This increase shall be payable from the RTA Capital Fund, Engineering & Project Development Department budget, including but not limited to Local funds, in an amount not to exceed \$45,950.00, for a total contract amount not to exceed \$141,867.25.
- 7.0 ALTERNATIVES: Reject this change order: Rejection of this change order will place GCRTA into a position in which it can be fined \$20,000 per day, by BUSTR, until the underground tanks and contaminated soil is removed.
- 8.0 RECOMMENDATION: It is recommended that this change order be accepted and the resolution passed authorizing the General Manager/Secretary-Treasurer to modify the contract.
- 9.0 ATTACHMENTS: Change Order Log.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



CEO, General Manager/Secretary-Treasurer

CHANGE ORDER LOG

APPROVED CHANGE ORDERS

Brooklyn Garage Underground #2 Storage Tank Removal
Project No. 15.55

Contract # 2014-002

Contractor GETCO, Inc

Original Contract Amount \$71,660.00

Total GM Authority Remaining \$4,082.75

Total Change Orders/CCD Amount to Date \$24,257.25

Change Order No.	Change Order Description	Approval Date	Change Order Amount	Approval Authority	Contract Value
1	Increased Tank Size from 10,000 gallons to 15,000 gallons	05/30/2014	\$20,855.00	CEO/General Manager – Secretary Treasurer	\$92,515.00
2	No Cost Time Extension	07/29/2014	\$0.00	CEO/General Manager – Secretary Treasurer	\$92,515.00
3	Repair two 6" sewer lines	07/29/2014	\$3,402.25	CEO/General Manager – Secretary Treasurer	\$95,917.25