

RESOLUTION NO. 2014-100

AUTHORIZING CONTRACT NO. 2014-111 WITH MS CONSULTANTS, INC. FOR PROJECT 14.97 – ARCHITECT/ENGINEER SERVICES FOR REHABILITATION OF LIGHT RAIL TRUNK LINE GUARD WALLS AND RETAINING WALLS IN AN AMOUNT NOT TO EXCEED \$225,324.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has the need to contract with a firm to provide Engineering Services for Rehabilitation of the Light Rail Trunk Line Guard Walls and Retaining Walls, as described under Project 14.97; and

WHEREAS, the proposal of ms consultants, inc. with an office located at 600 Superior Avenue, Suite 1300, Cleveland, Ohio 44114, to perform said services, was received on August 14, 2014, in response to a competitive solicitation; and

WHEREAS, after negotiations, ms consultants, inc. has agreed to perform the required services in an amount not to exceed two hundred twenty-five thousand three hundred twenty-four & 00/100 dollars (\$225,324.00); and

WHEREAS, the General Manager/Secretary-Treasurer deems the offer of ms consultants, inc. to be the most advantageous 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 negotiated offer of ms consultants, inc. to provide engineering services under Project 14.97 – Architect/Engineer Services for Rehabilitation of Light Rail Trunk Line Guard Walls and Retaining Walls 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 ms consultants, inc. for the performance of said services.

Section 3. That said contact shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-05-0105 in the amount of \$225,324.00 (\$180,259.20 in Federal funds which represents 80% of the total cost).

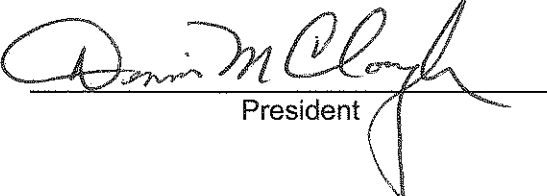
Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon future funding, compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2013-31; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that ms consultants, inc. will attempt to exceed the 18% minimum DBE goal assigned to this procurement.

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

Adopted: October 21, 2014

Attest: 
CEO, General Manager/Secretary-Treasurer


President



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| TITLE/DESCRIPTION: CONTRACT: PROJECT 14.97 ARCHITECT/ENGINEER SERVICES FOR THE REHABILITATION OF LIGHT RAIL TRUNK LINE GUARD WALLS AND RETAINING WALLS VENDOR: MS CONSULTANTS, INC. AMOUNT: NOT TO EXCEED \$225,324.00 | Resolution No.: 2014-100 |
| | Date: October 16, 2014 |
| | Initiator: Engineering & Project Development |
| 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 Project 14.97 – Architect/Engineer Services for the Rehabilitation of Light Rail Trunk Line Guard Walls and Retaining Walls.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires professional engineering services for design and construction support for the Rehabilitation of Light Rail Trunk Line Guard Walls and Retaining Walls.

- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposal (RFP) was posted on the GCRTA Procurement web site and advertised in the local newspapers. These services were solicited through a competitive negotiated procurement, utilizing the Brooks Act Procedures. Under this process, the Authority’s evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates only with that firm. Should the Authority determine that an agreement could not be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with the first ranked firm and an acceptable price was reached.

 ms consultants, inc. and sub-consultants have successfully completed projects for the Greater Cleveland Regional Transit Authority, Mahoning County Engineer, Ohio Department of Transportation, City of Youngstown and Ohio Department of Natural Resources.

 A cost analysis was performed, and the Procurement Department has determined the negotiated rates for each task to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. An 18% DBE goal was established for this procurement. ms consultants, inc. has committed to exceed the DBE goal through the utilization of Denise Flagging Services (African American Female-owned) in the amount of \$6,528.00, G&T Associates, Inc. (Asian-owned) in the amount of \$69,400, and Somat Engineering (Asian-owned) in the amount of \$53,085.00 for a total DBE participation amount of \$129,013.00.

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


Staff Summary & Comments

Architect/Engineer Services for the Rehabilitation of Light Rail Trunk Line Guard Walls and Retaining Walls

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- 6.0 ECONOMIC IMPACT: This contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-05-0105, Line Item 12.21.03, in the amount of \$225,324.00 (\$180,259.20 in Federal funds which represents 80% of the total cost). This amount is approximately 10% above the Engineer's Estimate of \$205,360.00.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will allow for the further degradation of the light rail trunk line guard walls and retaining walls.
- 8.0 RECOMMENDATION: This contract will be reviewed by the Planning and Development Committee at their October 21, 2014 meeting. It is recommended that the offer ms consultants, inc. 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