

RESOLUTION NO. 2015-80

AUTHORIZING CONTRACT NO. 2015-114 WITH THE FOWLER COMPANY FOR PROJECT 16.24 – EAST 120<sup>TH</sup> STREET SUBSTATION REHABILITATION, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$147,875.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 16.24 – East 120<sup>th</sup> Street Substation Rehabilitation; and

WHEREAS, the bid of The Fowler Company, located at 7777 First Place, Oakwood Village, Ohio 44146 was received on July 29, 2015 in an amount not to exceed \$147,875.00 to perform said services; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of The Fowler Company, to be a responsive bid from a responsible bidder 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 bid of The Fowler Company, for Project 16.24 – East 120<sup>th</sup> Street Substation Rehabilitation 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 The Fowler Company, for Project 16.24 – East 120<sup>th</sup> Street Substation Rehabilitation.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, 100% Local funds, for a total contract amount not to exceed \$147,875.00.


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 2015-76; 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 The Fowler Company will attempt to exceed the 13% minimum DBE goal assigned to this procurement.

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

Adopted: August 18, 2015

  
\_\_\_\_\_  
President

Attest:   
\_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: EAST 120<sup>TH</sup> STREET SUBSTATION REHABILITATION</b> <b>VENDOR: THE FOWLER COMPANY</b> <b>AMOUNT: \$147,875.00</b>	<b>Resolution No.:</b> 2015-80
	<b>Date:</b> August 13, 2015
	<b>Initiator:</b> Engineering & Project Development
<b>ACTION REQUEST:</b> <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 to provide construction services for Project 16.24, East 120<sup>th</sup> Street Substation Rehabilitation.
- 2.0 **DESCRIPTION/JUSTIFICATION:** This project involves the replacement of DC control and SCADA wiring damaged by flooding at the East 120<sup>th</sup> Street Substation on January 9, 2015. The flooding was caused by a break to a large diameter City of Cleveland waterline, upstream of the substation. The substation is unable to function in its current condition.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid (IFB) was posted on the GCRTA Procurement website and advertised in the local newspaper. Thirty-three (33) interested parties downloaded the solicitation package and three (3) responsive bids were received and opened on July 29, 2015, as follows:

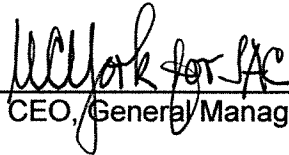
Company Name	Total Base Bid
The Fowler Company	\$147,875.00
Apex Construction & Mgmt. Co.	\$157,900.00
RWJ Wiring	\$172,800.00

The Basis of Award is the lowest responsive and responsible bid for the Total Base Bid/Lump Sum Price. The base bid price of \$147,875.00 from The Fowler Company is 15.5% lower than the Engineer's Estimate of \$175,000.00. The Fowler Company was determined to be a responsible bidder.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 13% DBE goal was established for this procurement. The Fowler Company have committed to achieving the DBE participation goal through the utilization of Apex Construction (Asian owned) in the amount of \$25,850 or 17.48%
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This procurement will be funded from the RTA Development Fund, Engineering and Project Development Department budget, including but not limited to 100% Local funds, for a total contract amount not to exceed \$147,875.00.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer will prevent usage of the East 120<sup>th</sup> Street Substation.
- 8.0 **RECOMMENDATION:** It is recommended that the bid of The Fowler Company is 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.

A handwritten signature in black ink, appearing to read "M. J. [unclear] for AC", is written above a horizontal line.

CEO, General Manager/Secretary-Treasurer