

RESOLUTION NO. 2016-111

AUTHORIZING CONTRACT NO. 2016-137 WITH REXEL INC. FOR THE PURCHASE OF AN UPGRADE TO THE RAIL CAR TRANSFER TABLE, AS SPECIFIED AND AS REQUIRED, FOR A TOTAL AMOUNT NOT TO EXCEED \$110,165.00 (RTA DEVELOPMENT FUND RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Authority has a requirement to upgrade the Rail Transfer Table technology and equipment; and

WHEREAS, Ohio Revised Code, Section 306.43(H)(2) provides that competitive bidding is not required for the purchase of goods or services, or any combination thereof, when, after reasonable inquiry, the board, or any officer or employee of the board, finds that only one source of supply is reasonably available; and

WHEREAS, the Rail Transfer Table upgrade is only available from Rexel Inc., the authorized distributor for Rockwell Automation, the original manufacturer; and

WHEREAS, Rexel Inc., located at 30310 Emerald Valley Parkway, Solon, OH 44139, has offered to supply the Rail Transfer Table upgrade, as specified and as required, for a total price not to exceed \$110,165.00; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer deems acceptance of the offer of Rexel Inc., as negotiated, to be in the best interest of 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 Rexel Inc., for the furnishing of the Rail Transfer Table Upgrade, as specified and as required, be and the same is hereby accepted.

Section 2. That the CEO, General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a sole source contract with Rexel Inc. for the furnishing of the Rail Transfer Table Upgrade, as specified and as required.

Section 3. That said contract shall be payable out of the RTA Development Fund, Rail District Department budget, including but not limited to FTA Grant OH-54-0002 funds, at a total price not to exceed \$110,165.00 (\$88,132.00 in Federal funds represents 80% of the total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution No. 2015-076; 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 Rexel Inc. will attempt to exceed the 0% DBE goal assigned to this procurement.

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

Adopted: December 20, 2016



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: RAIL CAR TRANSFER TABLE UPGRADE VENDOR: REXEL INC. AMOUNT: NOT TO EXCEED \$110,165.00	Resolution No.: 2016-111
	Date: December 15, 2016
	Initiator: Rail District
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 resolution will allow the Authority to enter into a sole source contract for the purchase of the Rail Car Transfer Table upgrade, as specified and as required.

- 2.0 DESCRIPTION/JUSTIFICATION: The Rail Car Transfer Table is a major component located at the Authority's Rail shop. The Rail Car Transfer Table moves the rail cars back and forth on the various tracks within the shop. It was purchased in 1984. Due to its age, parts required to repair equipment failures are becoming obsolete. Rexel Inc., the authorized distributor for Rockwell Automation, the original manufacturer, is the only company with the technology and updated software to update the computerized programming "brains" to be compatible with our existing equipment. The procurement will involve an upgrade to both the technology and equipment of the Rail Car Transfer Table and ensure that the Authority has functional equipment to maintain the movement of the rail cars.

- 3.0 PROCUREMENT BACKGROUND: The Rail Car Transfer Table is a major component within the rail shop that moves the rail cars back and forth on the various tracks. Rexel Inc. is the only company with the technology and updated software to be compatible with the existing equipment. For these reasons, Rexel Inc. is a sole source and, therefore, exempt from competition pursuant to Ohio Revised Code Section 306.43(H)(2). Rexel Inc. has agreed to provide the necessary upgrades at a negotiated price not to exceed \$110,165.00.

 A cost analysis has been performed and the Procurement Department has determined that the price 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 funded through the RTA Development Fund, Rail District Department budget, including but not limited to FTA Grant Fund OH-54-0002, Line item 12.7A.00, at a total price not to exceed \$110,165.00 (\$88,132.00 in Federal funds which represents 80% of the total cost).

- 7.0 ALTERNATIVES: Reject this procurement. Rejection of this offer could potentially disrupt rail service and impact service quality.

8.0 RECOMMENDATION: It is recommended that the pricing negotiated with Rexel Inc. be accepted and the resolution passed authorizing the CEO, 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