

RESOLUTION NO. 2016-115

RATIFYING AN INCREASE IN THE BASE THREE-YEAR CONTRACT AMOUNT TO CONTRACT NO. 2013-112A WITH FUTURE AGE, INC., d.b.a. PROVIDE A RIDE FOR SUPPLEMENTAL PARATRANSIT SERVICES, AS SPECIFIED, IN AN AMOUNT NOT TO EXCEED \$744,488.00, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$21,804,230.00 (GENERAL FUND 2016 & 2017, PARATRANSIT DISTRICT DEPARTMENT BUDGET)

WHEREAS, The Americans with Disabilities Act (ADA) of 1990 requires the Authority to provide paratransit service to all individuals who are not able to use fixed route bus or train service due to a disability and are within $\frac{3}{4}$ mile of a fixed route; and

WHEREAS, by Resolution No. 2013-086, the Board of Trustees authorized Contract No. 2013-112A with Future Age, Inc., d.b.a. Provide A Ride with an office located at 4299 Cranwood Parkway, Cleveland, Ohio 44128, to provide supplemental paratransit service in an amount not to exceed \$11,632,243.00 for a period of three years with two, one-year options in an amount not to exceed \$4,358,830 and \$4,568,669.00 respectively, for a total contract amount not to exceed \$20,559,742.00; and

WHEREAS, due to an increase in demand, additional funds are necessary to maintain service levels and compliance with the Americans with Disabilities Act of 1990; and

WHEREAS, one previous change order, in an amount not to exceed \$500,000.00 has been approved by the CEO, General Manager/Secretary-Treasurer for a total contract amount not to exceed \$21,059,742.00; and

WHEREAS, a second change order is now required to ratify an increase to the current base contract to allow for the increase in service demands; and

WHEREAS, Future Age, Inc. d.b.a. Provide A Ride has offered to provide additional services for the base three-year contract, in an amount not to exceed \$744,488.00, for a new total contract amount not to exceed \$21,804,230.00; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer deems this change order to increase the contract with Future Age, Inc., d.b.a. Provide A Ride to be in the best interest of the Authority, price and other factors considered, 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 Future Age, Inc., d.b.a. Provide A Ride to provide additional supplemental paratransit service for the base contract be and the same is hereby accepted.

Section 2. That the Board of Trustees hereby ratifies the CEO, General Manager/Secretary-Treasurer's execution of an increase to Contract No. 2013-112A with Future Age, Inc., d.b.a. Provide A Ride to provide additional supplemental paratransit service and is further authorized to execute all documents necessary for this transaction.

Section 3. That said increase shall be payable from the General Fund, Paratransit District Department budget, in an amount not to exceed \$744,488.00 (\$294,448.00 contingent upon Board Approval of the 2017 Operating Budget), resulting in a new total contract amount not to exceed \$21,804,230.00.

Section 4. That said contract, as amended, shall be binding upon and an obligation of the Authority contingent upon future funding, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2015-076; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

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

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

Adopted: December 20, 2016



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: RATIFYING AN INCREASE TO THE BASE THREE YEAR TERM OF THE CONTRACT FOR SUPPLEMENTAL PARATRANSIT SERVICE VENDOR: FUTURE AGE, INC., d.b.a. PROVIDE A RIDE AMOUNT: NTE \$744,488.00	Resolution No.: 2016-115
	Date: December 15, 2016
	Initiator: Paratransit District

ACTION REQUEST:
 Approval
 Review/Comment
 Information Only
 Other _____

- 1.0 **PURPOSE/SCOPE:** This action is to ratify an increase to the base three year contract amount on Contract 2013-112A with Future Age, Inc., d.b.a. Provide A Ride.
- 2.0 **DESCRIPTION/JUSTIFICATION:** In order to comply with The Americans with Disabilities Act (ADA) of 1990 the Authority must provide paratransit service to all eligible individuals. Eligibility is determined by the Authority in accordance with established FTA and ADA guidelines. The Authority is not able to meet the demand for this service with its own resources, thereby necessitating additional support through outside contracts. It was anticipated that the base three years of this contract would not exceed \$11,632,243.00. Due to high demand, additional dollars are needed to fund the contract through January 31, 2017.
- 3.0 **PROCUREMENT BACKGROUND:** In September, 2013, the Board of Trustees by Resolution No. 2013-086 authorized Contract No. 2013-112A for Supplemental Paratransit Services to Future Age, Inc., d.b.a. Provide A Ride in an amount not to exceed \$11,632,243.00 for a period of three years, with two, one-year options in an amount not to exceed \$4,358,830.00 for option year one and in an amount not to exceed \$4,568,669.00 for option year two for a total contract amount not to exceed \$20,559,742.00. It is anticipated that the CEO, General Manager/Secretary-Treasurer will exercise the first of two options beginning in February, 2017. The CEO, General Manager/Secretary-Treasurer has approved one previous change order, exhausting his change order authority of \$500,000.00, as identified on the attached Change Order Log. The Change Order Committee reviewed this request to increase the base three-year contract in the amount of \$744,488.00, of which \$294,448.00 will be spent in January, 2017, for a total contract amount not to exceed \$21,804,230.00.

A price analysis was performed to determine that this price is fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 22.5% DBE participation goal was established in September, 2013. Future Age, Inc. d.b.a. Provide A Ride has agreed to maintain the established DBE participation goal through the use of its existing DBE firms.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This increase shall be payable through the General Fund, Paratransit District Department budget, in an amount of \$744,488.00 (\$294,448.00 contingent upon Board Approval of the 2017 Operating Budget), resulting in a new total contract amount not to exceed \$21,804,230.00.
- 7.0 **ALTERNATIVES:** Reject this ratification. Rejection of this ratification would limit the Authority's ability to provide paratransit service to many eligible individuals and cause the Authority to be non-compliant with ADA requirements.

- 8.0 RECOMMENDATION: It is recommended that this increase be accepted and the resolution passed authorizing the CEO, General Manager/Secretary-Treasurer to modify the contract.
- 9.0 ATTACHMENT: 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

CONTRACT NO. 2013-112A Supplemental Paratransit Services

Contract No. 2013-112A

Contractor: Future Age, Inc. d.b.a. Provide A Ride

Original Contract Amount \$ 20,559,742.00

Total G.M. C.O. Authority \$ 500,000.00

Total Change Order Amount To Date: \$500,000.00

Total G.M. C.O. Authority Remaining \$0.00

ITEM NO.	NOTE No.	APPROVAL DATE	CHANGE ORDER AMOUNT	APPROVAL AUTHORITY	NEW CONTRACT AMOUNT
1	1	August 2016	\$ 0.00	CEO, General Manager/Secretary-Treasurer	\$20,559,742.00
2	2	November 2016	\$500,000.00	CEO, General Manager/Secretary-Treasurer	\$21,059,742.00
3	3	Pending	\$744,488.00	Board of Trustees	\$21,804,230.00

NOTES/CHANGE ORDER DESCRIPTION:

1. Change Order #1 – NO Cost – Paratransit All-Day Passes – added to scope of contract.
2. Change Order #2 - Increase to contract for additional services under base contract.
3. Change Order #3 - Pending BOT approval - Increase for additional services under base contract, to cover services through January 31, 2017.