

RESOLUTION NO. 2017-6

RESCINDING RESOLUTIONS 2016-43 AND 2016-104 AND AUTHORIZING
THE PURCHASE OF UP TO TWENTY-NINE, 40-FT., LOW FLOOR CLEAN
DIESEL COACHES, SPECIAL TOOLS AND SPARE PARTS

WHEREAS, the Authority has identified the need to replace revenue vehicles that have exceeded their useful life with similar environmentally friendly fuel efficient vehicles; and

WHEREAS, Resolution 2013-110 authorized Contract No. 2013-100 with Gillig, LLC, for the manufacture and delivery of up to 60, 40-ft. low-floor clean diesel or compressed natural gas ("CNG") coaches plus training, special tools and spare parts with an option to procure up to an additional 180 coaches plus training, special tools and spare parts over the five year term of the contract and funding for the purchase of up to 60 coaches, at a total contract amount not to exceed \$28,951,898.00; and

WHEREAS, Resolution 2014-111 authorized the funding for the purchase and delivery of 30, 40-ft. low floor CNG coaches plus training, special tools and spare parts at price not to exceed \$14,047,809.40; and

WHEREAS, Resolution 2015-66 authorized the funding for the purchase and delivery of 16, 40-ft. low floor CNG coaches plus training, special tools and spare parts at price not to exceed \$7,721,511.64; and

WHEREAS, Resolution 2016-43, adopted by the Board of Trustees on June 16, 2016, authorized funding for the purchase and delivery of 24, 40-ft. low floor CNG coaches plus training, special tools and spare parts at price not to exceed \$11,528,147.51; and

WHEREAS, Resolution 2016-104, adopted by the Board of Trustees on November 15, 2016, authorized funding for the purchase and delivery of 3, 40-ft. low floor CNG coaches at price not to exceed \$1,418,991.54; and

WHEREAS, the Authority's Triskett Garage CNG fueling station installation project will not be completed in time to support the delivery of CNG coaches authorized by Resolutions 2014-43 and 2016-104; and

WHEREAS, Gillig, LLC, in its original proposal to the Authority, offered to manufacture and deliver CNG as well as clean Diesel coaches; and

WHEREAS, Gillig, LLC, with offices located at 25800 Clawiter Road, Haywood, CA 94545, has offered to manufacture and deliver up to 29, 40-ft. low floor clean Diesel coaches plus training, special tools and spare parts, for a total negotiated contract amount not to exceed \$12,707,960.75; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer deems the offer of Gillig, LLC, as negotiated, to be advantageous to the Authority, cost 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 Resolution 2016-43, adopted by the Board of Trustees on June 16, 2016 is hereby rescinded.

Section 2. That Resolution 2016-104, adopted by the Board of Trustees, on November 15, 2016 is hereby rescinded.

Section 3. That the offer of Gillig, LLC to provide up to twenty-nine (29), 40-ft. low-floor Diesel coaches, plus special tools and spare parts, be and the same is hereby accepted.

Section 4. That the CEO, General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to issue a change order to amend contract 2013-100 with Gillig, LLC to provide funding for the purchase of up to 29 low floor Diesel coaches plus special tools and spare parts, for a total change order amount not to exceed \$12,707,960.75 for a total contract amount not to exceed \$63,548,429.83.

Section 5. This purchase shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-95-X122, in an amount not to exceed \$1,926,109.80, FTA Capital Grant OH-2016-040, in an amount not to exceed \$8,210,454.04, and FTA Capital Grant OH-2016-042, in an amount not to exceed \$2,160,645.80, and 100 percent Local Funds in the amount of \$234,536.00. Spare parts and tooling shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2016-054, in an amount not to exceed \$176,215.11 with the total amount for 29, 40-ft clean Diesel coaches and associated spare parts not to exceed \$12,707,960.75 (\$9,978,499.81 in Federal Funds which is 78.5 percent of the change order). This resolution is contingent upon FTA approval of pending grant awards and pending grant revisions.

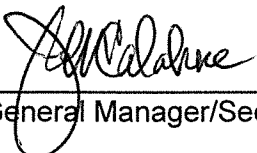
Section 6. That said contract shall be binding upon and an obligation of the Authority contingent upon funding for future years and compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution No. 2015-076; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 7. That all other terms and conditions of the original contract remain unchanged.

Section 8. That this resolution shall become effective immediately upon its adoption.

Adopted: January 24, 2017


President

Attest: 
CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: RESCINDING RESOLUTIONS 2016-43 AND 2016-104 AND AUTHORIZING THE PURCHASE OF UP TO TWENTY-NINE, 40-FT., LOW FLOOR CLEAN DIESEL COACHES, SPECIAL TOOLS AND SPARE PARTS VENDOR: GILLIG, LLC AMOUNT: NOT TO EXCEED \$12,707,960.75	Resolution No.: 2017-6
	Date: January 23, 2017
	Initiator: Fleet Management Department
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 rescinds Resolutions 2016-43 and 2016-104 and authorizes the purchase of up to 29, 40-ft. low-floor clean diesel coaches.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority intends to replace some of its fleet of 40-ft. low floor NABI coaches with similar coaches. The Authority presently has 218 NABI coaches over 12 years old and 98 NABI coaches over 10 years old. The older NABI coaches with Detroit Diesel Series 50 engines have been costly to operate and maintain. The Authority intends to replace the older NABI's with Detroit Diesel Series 50 engines with coaches with fuel-efficient Cummins clean diesel powered engines.
- 3.0 **PROCUREMENT BACKGROUND:** In November 2013, the Authority awarded Contract No. 2013-100 to Gillig, LLC for the manufacture and delivery of up to 60, 40-ft. low-floor clean Diesel or CNG coaches plus training, special tools and spare parts with an option to procure up to an additional 180 coaches plus training, special tools and spare parts over the five year term of the contract through the use of the competitive RFP process. Resolution No. 2013-110 authorized the contract and funding of the initial purchase of 60 coaches. During the first three years of the five year term of the contract, three change orders totaling \$21,888,391.04 have been authorized. Resolution No. 2014-111, authorized Change Order No.1 to fund the purchase of up to 30 CNG buses. The CEO, General Manager/Secretary-Treasurer authorized Change Order No. 2 to fund the purchase of video monitors. Resolution No. 2015-66, authorized Change Order No. 3 to fund the purchase of up to 16 CNG buses. Resolution 2016-43 authorized Change Order No. 4 to fund the purchase of up to 24 CNG buses and Resolution 2016-104 authorized Change Order No. 5 to fund the purchase of up to 3 CNG buses leaving 107 buses remaining under the option.

Resolutions 2016-43 and 2016-104 are being rescinded because the Triskett Garage CNG fueling station installation project will not be completed in time to support the delivery of the CNG coaches. Therefore, the Authority needs coaches with clean Diesel fueling systems.

This action will authorize the purchase of 29 low-floor clean diesel coaches at a per bus cost of \$432,129.16 for a total of \$12,531,745.64 and the purchase of special tools and spare parts at a cost of \$176,215.11, resulting in a total contract amount of \$12,707,960.75.

A cost analysis was performed by the Procurement Department and it has been determined that the price for clean diesel fueled coaches is fair and reasonable to the Authority. Contract option award is contingent upon the successful review of all costs associated with this procurement, compliance with Pre-Award/Buy America Audit requirements and Federal Transit Administration approval of applicable grants.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: Per federal regulations, the Office of Business of Development does not conduct Affirmative Action reviews or establish goals on procurements involving the purchase of Transit Motor Vehicles (TMV's).
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This purchase shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-95-X122, in an amount not to exceed \$1,926,109.80, FTA Capital Grant OH-2016-040, in an amount not to exceed \$8,210,454.04, and FTA Capital Grant OH-2016-042, in an amount not to exceed \$2,160,645.80, and 100 percent Local Funds in the amount of \$234,536.00. Spare parts and tooling shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2016-054, in an amount not to exceed \$176,215.11 with the total amount for 29, 40-ft clean Diesel coaches and associated spare parts not to exceed \$12,707,960.75 (\$9,978,499.81 in Federal Funds which is 78.5 percent of the change order). This resolution is contingent upon FTA approval of pending grant awards and pending grant revisions.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this amendment would delay the ability of the Authority to purchase replacement coaches with clean Diesel fueling systems.
- 8.0 RECOMMENDATION: It is recommended that Resolutions 2016-43 and 2016-104 are rescinded and the negotiated offer of Gillig, LLC be accepted and this resolution passed authorizing the CEO, 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

