

RESOLUTION NO. 2017-32

AUTHORIZING CONTRACT NO. 2017-41 WITH OHIO MACHINERY COMPANY d.b.a. OHIO CAT, FOR THE PURCHASE OF ONE NEW CATERPILLAR MODEL - 926M WHEEL LOADER, THROUGH THE STATE OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES, COOPERATIVE PURCHASING PROGRAM FOR A PRICE NOT TO EXCEED \$150,239.10 (RTA CAPITAL FUND, RAIL DISTRICT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to replace the front end wheel loader which is used for snow removal, salt loading, and various outdoor projects located at the Central Rail Facility and all other districts, as needed; and

WHEREAS, such machinery is available through the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program; and

WHEREAS, Ohio Machinery Company d.b.a. Ohio CAT, with an office located at 3993 E. Royalton Rd., Broadview Hts., Ohio 44147, has offered to provide one new Caterpillar Model - 926M Wheel Loader for a total negotiated contract amount not to exceed \$150,239.10; and

WHEREAS, Ohio Revised Code Section 306.43(H)(4) permits a regional transit authority to participate in said program; and

WHEREAS, the Board of Trustees authorized utilization of the State of Ohio Cooperative Purchasing Program in Resolution 1990-69; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer deems it in the best interest of the Authority to utilize the State of Ohio Cooperative Purchasing Program for obtaining said machinery 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 from Ohio Machinery Company d.b.a. Ohio CAT to provide one new Caterpillar Model – 926M Wheel Loader 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 contract with Ohio Machinery Company d.b.a. Ohio CAT to provide said machinery.

Section 3. That the said contract is entered into under the authority granted by the Ohio Revised Code Section 306.43(H)(4) and under the terms of the State of Ohio Cooperative Purchasing Program.

Section 4. This contract shall be payable from the RTA Capital Fund, Rail District Department budget, at a total price not to exceed \$150,239.10.

Section 5. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation of funds, 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 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 16, 2017



President

Attest:



CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: AUTHORIZING THE PURCHASE OF ONE NEW CATERPILLAR MODEL - 926M WHEEL LOADER VENDOR: OHIO MACHINERY COMPANY d.b.a. OHIO CAT AMOUNT: NOT TO EXCEED \$150,239.10	Resolution No.: 2017-32
	Date: May 11, 2017
	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 authorize the Authority to enter into a contract for the purchase of one new Caterpillar Model - 926M Wheel Loader from the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority is in need of a new front end wheel loader. The current front end wheel loader is no longer repairable and is out of service. This is used by the Central Rail Facility and all other districts, as needed, for snow removal, salt loading, and various outdoor projects.

- 3.0 **PROCUREMENT BACKGROUND:** Section 306.43(H)(4) of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts negotiated and executed by the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program for the purchase of supplies, services, equipment and certain materials. The Board of Trustees has authorized the CEO, General Manager/Secretary Treasurer to utilize such contracts by Resolution No. 1990-69. The State of Ohio Cooperative Purchasing Program includes contracts for wheel loaders. The new Caterpillar Model - 926M Wheel Loader will be purchased from Ohio Machinery Company d.b.a. Ohio CAT under State Term Schedule No. 800525 at a price not to exceed \$150,239.10.

 A cost analysis was performed by the Procurement Department and it has been determined that the price is fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or set DBE participation goals on procurements included in the State of Ohio Cooperative Purchasing Program.

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

- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Capital Fund, Rail District Department budget, at a total price not to exceed \$150,239.10. This price is approximately 7% below the budgeted amount for this purchase.

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

- 8.0 RECOMMENDATION: It is recommended that the negotiated offer of Ohio Machinery Company d.b.a. Ohio CAT, 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