

RESOLUTION NO. 2017-67

AUTHORIZING CONTRACT 2017-091 WITH WHITWORTH BUS SALES, INC. FOR THE PURCHASE AND DELIVERY OF UP TO SEVEN (7) PARATRANSIT VEHICLES, AS SPECIFIED, THROUGH THE OHIO DEPARTMENT OF TRANSPORTATION COOPERATIVE PURCHASING PROGRAM FOR A TOTAL PRICE NOT TO EXCEED \$630,560.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need for seven (7) Paratransit vehicles to replace similar vehicles that have exceeded their useful life; and

WHEREAS, such vehicles are available through the State of Ohio, Department of Transportation, Cooperative Purchasing Program ("Cooperative Purchasing Program"); and

WHEREAS, Section 5513.01(B) of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts executed by the State of Ohio Department of Transportation for the purchase of machinery, materials, supplies, or other articles; and

WHEREAS, the Board of Trustees authorized utilization of the Cooperative Purchasing Program in Resolution 2004-076; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code permits a Regional Transit Authority to enter into such a contract; and

WHEREAS, Whitworth Bus Sales, Inc., with an office located at 361 North Main Street Miamisburg, Ohio 45342, has offered to deliver up to seven (7) paratransit vehicles, as specified, for a total contract amount not to exceed \$630,560.00; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer has deemed it in the best interest of the Authority to procure the required vehicles from Whitworth Bus Sales, Inc., utilizing the Cooperative Purchasing Program 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 Whitworth Bus Sales, Inc. to provide up to seven (7) Paratransit vehicles, as specified, 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 Whitworth Bus Sales, Inc. for the purchase of up to seven (7) Paratransit vehicles, as specified.

Section 3. That said contract is entered into under the authority granted by the Ohio Revised Code, Section 5513.01(B), Resolution No. 2004-076 and under the terms of the Cooperative Purchasing Program.

Section 4. The said contract shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to, Grant OH-90-X809 for a total contract amount not to exceed \$630,560.00 (\$504,448.80 in Federal funds which is 80% of the total cost).

Section 5. 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 this resolution shall become effective immediately upon its adoption.

Adopted: August 15, 2017



President

Attest: 

CEO, General Manager/Secretary-Treasurer



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| TITLE/DESCRIPTION: CONTRACT: AUTHORIZING THE PURCHASE OF UP TO SEVEN (7) PARATRANSIT VEHICLES VENDOR: WHITWORTH BUS SALES, INC. AMOUNT: NOT TO EXCEED \$630,560.00 | Resolution No.: 2017-67 |
| | Date: August 10, 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 will authorize the Authority to enter into a contract for the manufacture and delivery of up to seven Paratransit Vehicles through the State of Ohio, Department of Transportation, Cooperative Purchasing Program ("Cooperative Purchasing Program").
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority's Paratransit Department currently operates seven vehicles that are used for fixed route service that are over seven years old. To provide safe, reliable and cost effective service, these vehicles must be replaced on a regular cycle. The FTA allows replacement of this class of vehicle at five years or 150,000 miles of service. Currently, financing has been identified for the replacement of these seven vehicles.
- 3.0 **PROCUREMENT BACKGROUND:** The Board of Trustees has authorized the CEO, General Manager/Secretary-Treasurer to utilize the Cooperative Purchasing Program under Resolution 2004-076. This allows the Authority to purchase Paratransit vehicles from Ohio Department of Transportation contracts. The prices established under this state program are a result of a competitive bid process. The Authority is able to enter into a contract for these vehicles as authorized by Ohio Revised Code, Section 306.43 (H)(4).

This resolution will authorize the purchase and delivery of seven (7) gasoline powered Paratransit vehicles equipped with fourteen (14) passenger seats and five (5) wheelchair locations. The price of each vehicle purchased through the Cooperative Purchasing Program under Bid No. 248-17 is in a not to exceed unit price of \$90,080.00, for a total not to exceed price of \$630,560.00.

A price analysis was performed by the Procurement Department, and it has been determined that the price is fair and reasonable to the Authority. Contract award is contingent upon the successful review of all costs associated with this procurement and compliance with Pre-Award/Buy America Audit requirements.

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

- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This contract shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to, Grant OH-90-X809 for a total contract amount not to exceed \$630,560.00 (\$504,448.00 in Federal funds which is 80% of the total cost).
- 7.0 ALTERNATIVES: Reject this bid. Rejection of this bid would delay the ability of the Authority to purchase replacement vehicles.
- 8.0 RECOMMENDATION: It is recommended that the bid of Whitworth Bus Sales, 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