

RESOLUTION NO. 2017-108

AUTHORIZING CONTRACT NO. 2017-107 WITH NOVACARE REHABILITATION OF OHIO, INC., A DIVISION OF SELECT MEDICAL CORPORATION TO PROVIDE FUNCTIONAL TESTING SERVICES, AS REQUIRED, FOR A PERIOD OF THREE YEARS WITH TWO, ONE-YEAR OPTIONS IN AN AMOUNT NOT TO EXCEED \$375,000.00 FOR THE BASE THREE YEARS AND IN AN AMOUNT NOT TO EXCEED \$125,000.00 FOR EACH OPTION YEAR FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$625,000.00 (GENERAL FUND, MARKETING & COMMUNICATIONS DEPARTMENT BUDGET)

WHEREAS, the Authority has the need to use an eligibility determination process for customers who want to utilize paratransit services; and

WHEREAS, the proposal of NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation, located at 24000 Highpoint Road, Suite 1, Beachwood, Ohio 44122 to provide functional testing services for a three year period with two, one-year options was received on October 19, 2017; and

WHEREAS, the CEO, General Manager/Secretary-Treasurer deems the proposal from NovaCare Rehabilitation, Inc., a division of Select Medical Corporation, as negotiated, to provide functional testing services, 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 offer of NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation, as modified by negotiations, to provide functional testing services, as required, for a period of three years with two one-year options, 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 NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation for said services for a period of three years with authority to exercise both option years.

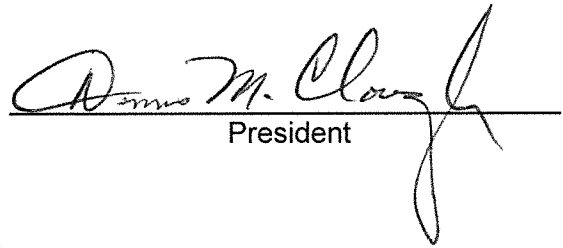
Section 3. That said contract shall be payable from the General Fund, and Marketing & Communications Department budgets, in an estimated amount not to exceed \$375,000.00 for the base three years, with two one-year options in an amount not to exceed \$125,000.00 per year, for a total estimated contract amount not to exceed \$625,000.00.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon funding for future years, compliance by the contractor with 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 NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: December 19, 2017



President

Attest: 

CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: FUNCTIONAL TESTING SERVICES		Resolution No.: 2017-108
VENDOR: NOVACARE REHABILITATION OF OHIO, INC., A DIVISION OF SELECT MEDICAL CORPORATION.		Date: December 14, 2017
AMOUNT: NTE \$375,000.00 FOR THREE YEARS WITH TWO ONE-YEAR OPTIONS NTE \$125,000.00 PER YEAR FOR A TOTAL CONTRACT AMOUNT NTE \$625,000.00		Initiator: Marketing & Communications
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 action will allow the Authority to enter into a contract for paratransit eligibility/functional testing services, as required, for a period of three years with two, one-year options.


- 2.0 DESCRIPTION/JUSTIFICATION: With the passage of the Americans with Disabilities Act in 1990, over 43 million Americans with disabilities were extended civil rights protection. Included in this legislation was an unfunded mandate to ensure persons with disabilities were provided equal access to the Nation's public transportation systems. Specifically, in the event an individual could not access a system's "fixed route" service due to a disability, structural barrier or environmental condition, it was mandated that complementary paratransit service be provided and that no trip request be denied. The challenge for RTA is balancing compliance with this federal mandate and our societal responsibility to the disabled community, with a desire to maximize cost efficiencies to help ensure the Authority maintains a sustainable financial position. The ADA legislation included suggested guidelines for determining an individual's eligibility for Paratransit service. Initially, RTA was very liberal in its eligibility determinations. However, due to rising demand and the increasing cost of service, RTA adopted a more thorough eligibility determination process with the addition of functional testing ten years ago. It has been determined that having an option to functionally test prospective Paratransit customers contributes greatly to the certification process and should be continued.

- 3.0 PROCUREMENT BACKGROUND: The Request for Proposal ("RFP") was posted on the GCRTA Procurement website and advertised in the local newspapers. Eight prospective proposers downloaded the solicitation package. One proposal was received on October 19, 2017. After evaluation by a panel of Authority employees in accordance with established Procurement Department policies and procedures and after negotiations, the proposal of NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation was selected as advantageous to the Authority and its employees. NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation is headquartered in Mechanicsburg, PA and has provided functional testing services to GCRTA, Southeastern Pennsylvania Transportation Authority (SEPTA), Washington Metropolitan Area Transit Authority (WMATA), LYNX, and the Transportation Security Administration (TSA), among many others. The not to exceed price of \$375,000.00 for the base three-year period is based on the anticipated usage of these services at the pre-determined, negotiated rates. NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation has successfully conducted these services for GCRTA since 2007.

A price analysis was performed and the Procurement Department determined the negotiated rates to be 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:** The procurement shall be funded from the General Fund, Marketing and Communications Department budget, in an amount not to exceed \$375,000.00 for the base three years with two, one-year options in an amount not to exceed \$125,000.00 for each option year, for a total contract amount not to exceed \$625,000.00 for the five year period. This is within the budgeted amount for these services.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this award would have a negative impact on the Authority's provision of paratransit service to customers with disabilities that truly need paratransit transport. Functional Testing is recommended by the FTA as well as experts in the field to improve paratransit service. It will allow the GCRTA to identify customers who need paratransit and those who can use regular bus and train services.
- 8.0 **RECOMMENDATION:** This procurement was discussed by the Board of Trustees Operations Committee at its December 19, 2017 meeting. It is recommended that the proposal from NovaCare Rehabilitation of Ohio, Inc., a division of Select Medical Corporation, 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