

RESOLUTION NO. 2019-52

AUTHORIZING CONTRACT NO. 2019-056 WITH TRILLIUM TRANSPORTATION FUELS, LLC. DBA TRILLIUM CNG FOR THE REMOVAL OF 3 NON-COMPATIBLE CNG FUEL DISPENSERS AND THE PURCHASE AND INSTALLATION OF 3 TULSA GAS TECHNOLOGY CNG FUEL DISPENSERS, IN AN AMOUNT NOT TO EXCEED \$252,300.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority has a recurring need to fuel its fleet of CNG coaches at the Hayden District; and

WHEREAS, the Greater Cleveland Regional Transit Authority has experienced problems with the current three CNG fuel dispensers as they are not compatible with the CNG fueling and control systems; and

WHEREAS, the Ohio Revised Code, Section 306.43(H)(2) provides that competitive bidding is not required when the purchase consists of goods or services, or any combination thereof, and after reasonable inquiry the board or any officer or employee the board designates finds that only one source of supply is reasonably available; and

WHEREAS, the Authority was only able to identify one source for compatible dispensers; and

WHEREAS, Trillium Transportation Fuels, LLC DBA Trillium CNG, with an office at 2929 Allen Parkway, Suite 4100, Houston, Texas, provided an offer on April 30, 2019 to remove the three non-compatible dispensers, and procure and install three Tulsa Gas Technology CNG fuel dispensers for a total amount not to exceed \$252,300.00; and

WHEREAS, the Interim CEO, General Manager/Secretary-Treasurer deems the offer of Trillium Transportation Fuels, LLC DBA Trillium CNG to be fair and reasonable to 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 Trillium Transportation Fuels, LLC DBA Trillium CNG, to remove the 3 non-compatible dispensers, and procure and install 3 Tulsa Gas Technology CNG fuel dispensers, be and the same is hereby accepted.

Section 2. That the Interim CEO, General Manager/Secretary-Treasurer be and he is hereby authorized to enter into a sole source contract with Trillium Transportation Fuels, LLC DBA Trillium CNG, to remove the three non-compatible dispensers, and procure and install three Tulsa Gas Technology CNG fuel dispensers.

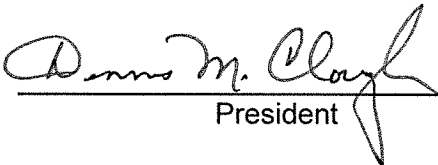
Section 3. That said contract shall be payable from RTA Development Fund, Engineering & Project Developments Department budget, including but not limited to 100% Local Funds, in an amount not to exceed \$252,300.00.

Section 4. That said contract shall be binding upon and an obligation of the Authority 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. 2015-76; 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 Trillium Transportation Fuels, LLC DBA Trillium CNG 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: May 14, 2019



President

Attest: 

Interim CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: REMOVAL OF THREE NON-COMPATIBLE CNG FUEL DISPENSERS AND THE PURCHASE AND INSTALLATION OF THREE TULSA GAS TECHNOLOGY CNG FUEL DISPENSERS VENDOR: TRILLIUM TRANSPORTATION FUELS, LLC DBA TRILLIUM CNG AMOUNT: NOT TO EXCEED \$252,300.00	Resolution No.: 2019-52
	Date: May 9, 2019
	Initiator: Engineering & Project Development
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 authorize the Authority to enter into a sole source agreement with Trillium Transportation Fuels, LLC DBA Trillium CNG ("Trillium") to remove three non-compatible CNG dispensers from the Hayden Facility, and procure and install three Tulsa Gas Technology CNG fuel dispensers.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Hayden District's fuel station was installed in 2015 with three CNG fuel dispensers from a different manufacturer. These fuel dispensers are not able to consistently communicate with the Trillium CNG fueling station's control system and the Authority's Fleetwatch fuel management system. It has been determined that these dispensers are not compatible with the Trillium CNG fuel station's duty cycle, which is effecting the Authority's ability to provide service to the public.

- 3.0 **PROCUREMENT BACKGROUND:** Section 306.43(H)(2) of the Ohio Revised Code states that a purchase is exempt from competitive bidding when "the purchase consists of goods or services, or any combination thereof, and after reasonable inquiry the board or any officer or employee the board designates finds that only one source of supply is reasonably available." Efforts to find an alternate compatible dispenser have demonstrated that Trillium is the only source for compatible CNG fuel dispensers. The Authority has negotiated the removal of the three non-compatible fuel dispensers, and the purchase and installation of three Tulsa Gas Technology CNG fuel dispensers. Trillium has offered to provide these services for a total amount not to exceed \$252,300.00. This amount is approximately 4.8% below the budgeted amount of \$264,937.50.

 A price analysis has been performed and the Procurement Department has determined that the negotiated price submitted by Trillium is 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:** This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local Funds, in a total contract amount not to exceed \$252,300.00.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would significantly impact the Authority's ability to fuel its fleet of CNG coaches and provide service to the public.
- 8.0 RECOMMENDATION: It is recommended that the offer of Trillium Transportation Fuels, LLC DBA Trillium CNG be accepted and the resolution passed authorizing the Interim 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.



Interim CEO, General Manager/Secretary-Treasurer