

RESOLUTION NO. 2019-58

RATIFYING AN INCREASE TO CONTRACT NO. 2017-172 WITH PROFESSIONAL SERVICE INDUSTRIES, INC. FOR PROJECT 17.61 TO PROVIDE ADDITIONAL CONSULTING SERVICES FOR ON-CALL TESTING & REPORTING 2018, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$75,000.00, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$165,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deemed it necessary to acquire consulting services, as provided under Project 17.61 – On-Call Testing & Reporting 2018; and

WHEREAS, a small purchase competitive agreement, Contract No. 2017-172, was entered into on May 1, 2018 with Professional Service Industries, Inc., located at 5555 Canal Road, Cleveland, Ohio 44125, to perform said services in an amount not to exceed \$90,000.00; and

WHEREAS, the Interim CEO, General Manager/Secretary-Treasurer deemed it necessary to acquire additional consulting services for the repair of the Red Line S-Curve Retaining Wall; and

WHEREAS, utilizing emergency procurement procedures specified in the GCRTA Procurement Manual, Professional Services Inc., Inc. has agreed to provide these additional consulting services under Change Order No. 1 for Project 17.61 – On-Call Testing & Reporting 2018, at a price not to exceed \$75,000.00; and

WHEREAS, issuance of this change order will exceed the small purchase threshold, thereby necessitating ratification by the Board of this increased contract amount; and

WHEREAS, the Interim CEO, General Manager/Secretary-Treasurer deems the ratification of an increase to the contract with Professional Service Industries, Inc. to be in the best interest of the Authority, price 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 the change order increasing Contract No. 2017-172 with Professional Service Industries, Inc., to provide additional consulting services, is hereby accepted.

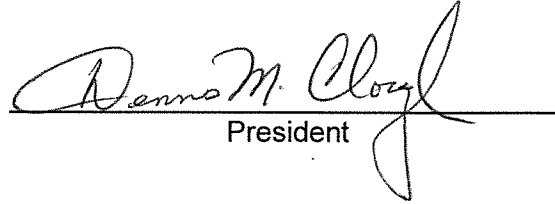
Section 2. That the Board of Trustees hereby ratifies the Interim CEO, General Manager/Secretary-Treasurer's execution of Change Order No. 1 for additional consulting services in an amount not to exceed \$75,000.00, for a total contract price of \$165,000.00.

Section 3. That said increase shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, 100% Local Funds in an amount not to exceed \$75,000.00, for a total contract amount not to exceed \$165,000.00, pending FTA's approval to use grant funds for emergency repairs.


Section 4. That all other terms and conditions of said contract shall remain unchanged.

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

Adopted: June 4, 2019



President

Attest: 

Interim CEO, General Manager/Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: RATIFYING AN INCREASE TO CONTRACT NO. 2017-172 FOR ADDITIONAL CONSULTING SERVICES FOR ON-CALL TESTING & REPORTING 2018 VENDOR: PROFESSIONAL SERVICE INDUSTRIES, INC. AMOUNT: \$75,000.00	Resolution No.: 2019-58
	Date: June 3, 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 allow the Authority to ratify an increase to Contract No. 2018-172, Project 17.61 On-Call Testing & Reporting 2018, with Professional Service Industries, Inc. ("PSI") to provide additional consulting services.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The additional work under Project 17.61 is to provide geotechnical services to determine the subsurface conditions for the emergency repair of the Red Line S-Curve Retaining Wall.
- 3.0 **PROCUREMENT BACKGROUND:** On May 1, 2018 the Authority entered into a small purchase contract with PSI in the amount of \$90,000.00 to perform laboratory testing, field testing, environmental reporting, storm water quality inspection, and reporting of test results, on an as-needed basis. The contract term was twenty-four (24) months from the date the first task was issued.

Under emergency procedures, as specified in the GCRTA Procurement Manual, PSI has been asked to provide testing and reporting of the subsurface conditions behind the Red Line S-Curve Retaining Wall. A task order for these services was issued on an emergency basis after a determination was made that health, safety, and the ability to deliver transportation are compromised by the condition of the S-Curve Retaining Wall.

These additional services will cause Contract No. 2017-172 to exceed the General Manager's signing authority. Authorization was received on or about May 30, 2019 from the Board of Trustees President to move forward with the required work to repair the Red Line S-Curve Retaining Wall, in an amount not to exceed \$75,000.00. In accordance with the procedures contained in the Procurement Manual, the Board must ratify the increase to Contract No. 2017-172 during the June 4, 2019 Board Committee Meeting.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** An Affirmative Action review was not conducted and a DBE participation goal was not considered for the project due to the nature of this emergency procurement.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This contract increase shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, 100% Local Funds in an amount not to exceed \$75,000.00 for a total contract amount not to exceed \$165,000.00, pending FTA's approval to use grant funds for emergency repairs.
- 7.0 **ALTERNATIVES:** Reject this ratification. Rejection of this action will impact the ability to effectively repair the Red Line S-Curve wall and restore revenue service.

- 8.0 RECOMMENDATION: It is recommended that this request to increase Contract No. 2017-172 for additional testing services be accepted and the resolution passed ratifying the increase to the 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