

RESOLUTION NO. 2020-34

AUTHORIZING CONTRACT NO. 2020-017 WITH JB HADDEN OF MURRAY MURPHY MOUL + BASIL LLP AND TERRENCE O'DONNELL OF DICKINSON WRIGHT PLLC TO PROVIDE STATE ADVOCACY SERVICES FOR A TWO-YEAR PERIOD IN AN AMOUNT NOT TO EXCEED \$170,000.00 AND NOT TO EXCEED \$170,000.00 FOR ONE, TWO-YEAR OPTION, FOR A TOTAL FOUR-YEAR CONTRACT AMOUNT NOT TO EXCEED \$340,000.00 (GENERAL FUND, EXECUTIVE DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority requires professional consulting services involving legislative and administrative matters at the state level; and

WHEREAS, the joint proposal of JB Hadden of Murray Murphy Moul + Basil LLP and Terrence O'Donnell of Dickinson Wright PLLC, ("Consultant") whose principal offices are located, respectively, at Murray Murphy Moul + Basil LLP, 1114 Dublin Road, Columbus, Ohio 43215 and Dickinson Wright PLLC, 150 E. Gay Street, 24<sup>th</sup> Floor, Columbus, OH 43215-3192, to provide state advocacy services for a period of two years with one, two-year option, was received on April 16, 2020; and

WHEREAS, after negotiations, an amount not to exceed \$170,000.00 for the base two year contract, and not to exceed \$170,000.00 for one two-year option, for a total four-year contract amount not to exceed \$340,000.00, was agreed upon; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of the Consultant, as negotiated, to provide state advocacy services for a period of two years with one, two-year option, 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 joint proposal submitted by JB Hadden of Murray Murphy Moul + Basil LLP and Terrence O'Donnell of Dickinson Wright PLLC ("Consultant"), as negotiated, to provide state advocacy services for a period of two years with one, two-year option, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be, and she is hereby authorized to enter into a contract with the Consultant to provide state advocacy services for a period of two years with one, two-year option, subject to approval of the exercise of said option by the General Manager, Chief Executive Officer.

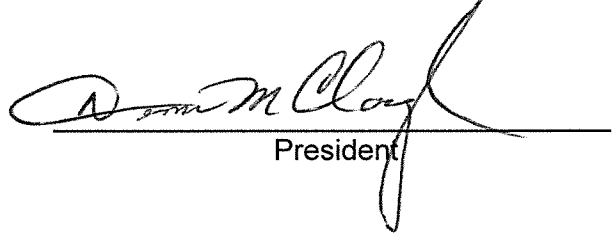
Section 3. That said contract shall be payable from the General Fund, Executive Department budget in an amount not to exceed \$170,000.00 for the base two-year contract, and not to exceed \$170,000.00 for one two-year option, for a total four-year contract amount not to exceed \$340,000.00.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon future funding, compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; 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 the Consultant 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 12, 2020

  
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President

Attest:   
\_\_\_\_\_  
Interim Secretary-Treasurer



<p>TITLE/DESCRIPTION: <b>CONTRACT: STATE ADVOCACY SERVICES</b></p> <p>VENDOR: JB HADDEN OF MURRAY MURPHY MOUL + BASIL LLP AND TERRENCE O'DONNELL OF DICKINSON WRIGHT PLLC</p> <p>AMOUNT: NTE \$170,000.00 FOR THE BASE TWO YEARS AND NTE \$170,000.00 FOR ONE, TWO-YEAR OPTION, FOR A TOTAL FOUR-YEAR CONTRACT AMOUNT NTE \$340,000.00</p>	<p>Resolution No.: 2020-34</p> <p>Date: May 7, 2020</p> <p>Initiator: Executive Department</p>
<p>ACTION REQUEST:  <input checked="" type="checkbox"/> Approval                   <input type="checkbox"/> Review/Comment                   <input type="checkbox"/> Information Only                   <input type="checkbox"/> Other _____</p>	

- 1.0 **PURPOSE/SCOPE:** This action will allow the Authority to enter into a contract to provide professional consulting services for representing GCRTA in legislative and administrative matters at the state level for a period of two years, with one, two-year option.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The consultant will report to and work closely with the General Manager and staff to identify and anticipate legislative and public policy issues that impact public transportation, GCRTA funding and GCRTA programs and projects. The selected proposer will also advise GCRTA of legislative and public policy developments that pose opportunities for influence in future transportation research, deployment programs, funding, programs, and projects.
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposals ("RFP") was posted on the Procurement web site and advertised in the local newspapers. Four (4) proposals were received in response to the solicitation on April 16, 2020. After evaluation by a panel of Authority employees, in accordance with established Procurement Department policies and procedures, and after negotiations, the joint proposal of JB Hadden of Murray Murphy Moul + Basil LLP and Terrence O'Donnell of Dickinson Wright PLLC was determined to be the most advantageous to the Authority. After negotiations, an amount not to exceed \$170,000.00 for the base two-year contract, and not to exceed \$170,000.00 for one two-year option, for a total four-year contract amount not to exceed \$340,000.00 was agreed upon.

The partnership of JB Hadden of Murray Murphy Moul + Basil LLP and Terrence O'Donnell of Dickinson Wright PLLC brings an abundance of experience. Together they will allow GCRTA to access the strength of Mr. Hadden's executive branch specialty and the legislative and legal resources of a national law firm in Dickinson Wright. In partnership, these firms represent approximately 40 entities in Columbus ranging from Fortune 1000 companies such as American Express and MillerCoors Brewing Company to family-owned businesses like Cleveland's Minute Men Staffing, to public sector clients like the state's network of Career-Technical (joint vocational) school districts. Additional collaborative clients include The Cleveland and Gund Foundations, Ohio Aerospace Institution, Cleveland Owns, Columbus Museum of Art and YWCA Council of Ohio.

A cost analysis was performed and the Procurement Department has determined the joint offer of the Consultant to be fair and reasonable for 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 will be funded through the General Fund, Executive Department budget, in an amount not to exceed \$170,000.00 for the base two-year contract, and in an amount not to exceed \$170,000.00 for one, two-year option, for a total four-year contract amount not to exceed \$340,000.00.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would limit the Authority's ability to obtain assistance at the state level with legislative and public policy issues that impact transportation and could potentially affect GCRTA funding, programs and projects.
- 8.0 RECOMMENDATION: This procurement was discussed by the Board of Trustees at the May 12, 2020 External and Stakeholder Relations & Advocacy Committee meeting. It is recommended that the joint offer of JB Hadden of Murray Murphy Moul + Basil LLP and Terrence O'Donnell of Dickinson Wright PLLC, as negotiated, be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer 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.

  
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General Manager, Chief Executive Officer