

RESOLUTION NO. 2021-15

AUTHORIZING AN INCREASE IN THE GENERAL MANAGER, CHIEF EXECUTIVE OFFICER'S CHANGE ORDER AUTHORITY UNDER CONTRACT 2019-001 – PROJECT 52M REHABILITATION OF TRACKS 10 AND 13 AT TOWER CITY STATION IN AN AMOUNT NOT TO EXCEED \$250,000.00

WHEREAS, the General Manager, Chief Executive Officer approved a contract for construction services with RailWorks Track Services, Inc., for a total contract price of \$11,860,000.00, as authorized under Resolution 2019-027; and

WHEREAS, the General Manager, Chief Executive Officer utilized \$471,070.66 of the original \$500,000.00 signing authority allotted for change order work required for this extensive project, thereby leaving a balance of \$28,929.34 in her present change order signing authority; and

WHEREAS, the General Manager, Chief Executive Officer deems the present contract value of \$12,331,070.66 may need to be increased, due to the possibility of future changes beyond the available signing authority that may be necessary to complete the project; and

WHEREAS, the General Manager, Chief Executive Officer deems an increase in her change order signing authority in an amount not to exceed \$250,000.00 will help streamline the processing of any change order that might be needed during the remainder of the project and ensure that the project is completed on time.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:


Section 1. That the General Manager, Chief Executive Officer's change order signing authority under Contract No. 2019-001 – Project No. 52M Rehabilitation of Tracks 10 and 13 at Tower City Station be increased in an amount not to exceed \$250,000.00, bringing the total change order amount authorized under this contract to \$750,000.00.

Section 2. That said change order authority shall be payable from the RTA Development Fund, Engineering & Project Development budget, including but not limited to Capital Grants OH-2018-001, OH-2018-024, OH-2018-027, and 100% Local funds.

Section 3. That all other terms and conditions of this contract will remain unchanged.

Section 4. That this resolution shall become effective immediately upon its adoption.

Adopted: February 16, 2021



President

Attest: 

Interim Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: AUTHORIZING AN INCREASE IN THE GENERAL MANAGER, CHIEF EXECUTIVE OFFICER'S CHANGE ORDER SIGNING AUTHORITY UNDER CONTRACT 2019-001 - PROJECT NO. 52M REHABILITATION OF TRACKS 10 AND 13 AT TOWER CITY STATION VENDOR: RAILWORKS TRACK SERVICES, INC. AMOUNT: NTE \$250,000.00	Resolution No.: 2021-15
	Date: February 11, 2021
	Initiator: Engineering & Project Development 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 action will allow the Authority to increase the General Manager, Chief Executive Officer's original change order signing authority for this contract.
- 2.0 **DESCRIPTION/JUSTIFICATION:** Project 52M Rehabilitation of Tracks 10 and 13 at Tower City Station is 139 days away from final completion. This request will increase the General Manager/Chief Executive Officer's change order signing authority for this contract by \$250,000.00. This action will streamline the processing of any change order that might be needed during the remainder of the project and ensure that the project is completed on time.
- 3.0 **PROCUREMENT BACKGROUND:** Contract No. 2019-001 was competitively bid and awarded to RailWorks Track Services, Inc. on March 26, 2019, by Resolution No. 2019-027, in an amount of \$11,860,000.00. There have been 16 change orders, as detailed in the attached Change Order Log, totaling \$471,070.66. The current balance in the change order signing authority stands at \$28,929.34. This request will increase the authority by \$250,000.00 bringing the total change order authority authorized under this contract to \$750,000.00. This is an approximate 6% increase to the original contract total.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 17% DBE goal was established on this procurement in 2018. Railworks Track Services, Inc. has agreed to maintain the established DBE participation goal on the project through the use of existing DBE firms.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** That said change order authorization shall be payable from the RTA Development Fund, Engineering & Project Development budget, including but not limited to Capital Grants OH-2018-001, OH-2018-024, OH-2018-027, and 100% Local funds.
- 7.0 **ALTERNATIVES:** Not increasing the General Manager, Chief Executive Officer's change order signing authority for this contract may impact the performance schedule for the work.

- 8.0 RECOMMENDATION: A reinstatement of a \$500,000.00 signing authority was discussed by the Board of Trustees at the February 2, 2021 Operational Planning & Infrastructure Committee meeting. Based upon this discussion, it is recommended that the General Manager, Chief Executive Officer's change order signing authority for this contract be increased by \$250,000.00.
- 9.0 ATTACHMENT: Change Order Log.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.



General Manager, Chief Executive Officer

**APPROVED CHANGE ORDERS
REHABILITATION OF TRACKS 10 AND 13 AT TOWER CITY STATION**

PROJECT NO. 52M

Contract # 2019-001

Contractor: RailWorks Track Services, Inc.

Original Contract Amount \$11,860,000.00

Total G.M. C.O. Authority Remaining **\$28,929.34**

Total Change Order Amount To Date **\$ 471,070.66**

% Change to Date: 94.2%

<i>C/O NO.</i>	<i>C/O DESCRIPTION</i>	<i>APPROVAL DATE</i>	<i>CHANGE ORDER AMOUNT</i>	<i>NEW CONTRACT</i>
1.	Wheel Detectors	09/25/2019	\$9,817.08	\$11,869,817.08
2.	Concrete Under Platform	11/15/2019	\$45,473.79	\$11,915,290.87
3.	Removal of Subgrade Material	01/08/2020	\$274.35	\$11,915,565.22
4.	Signal Cable Conduit	01/30/2020	\$1,145.09	\$11,916,710.31
5.	Relocation of Signal Cables	01/30/2020	\$4,700.61	\$11,921,410.92
6.	Installation of Floor Tile and Block	02/14/2020	\$9,045.43	\$11,930,456.35
7.	Witness Holes	02/14/2020	\$3,032.98	\$11,933,489.33
8.	Expansion Material	02/14/2020	\$15,154.86	\$11,948,644.19
9.	ADA Panels along Track 10E	02/14/2020	\$6,856.04	\$11,955,500.23
10.	No Cost Time Extension	02/27/2020	\$0.00	\$11,955,500.23
11.	Additional Design for GL-1	05/19/2020	\$132,415.97	\$12,087,916.20
12.	No Cost Time Extension	06/23/2020	\$0.00	\$12,087,916.20
13.	Replacement of 100# RA Rail	07/20/2020	\$49,578.54	\$12,137,494.74
14.	Drainage Improvements	08/19/2020	\$4,239.17	\$12,141,733.91
15.	Removal and Replacement of Sub-Floor	10/07/2020	\$12,836.75	\$12,154,570.66
16.	Final Design and Field Modifications for GL-1	01/13/2021	\$176,500.00	\$12,331,070.66