

RESOLUTION NO. 2021-52

AUTHORIZING CONTRACT NO. 2021-064 WITH MYERS EQUIPMENT CORP. FOR THE PURCHASE OF UP TO 10 ELDORADO NATIONAL AEROTECH PARATRANSIT COACHES, AS SPECIFIED, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$877,810.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to replace 10 Paratransit Coaches Service Quality ADA accessible vans that have reached their useful life; and

WHEREAS, wheelchair equipped Eldorado National Aerotech Paratransit Coaches are available through the State of Ohio, Department of Transportation Cooperative Purchasing Program ("Cooperative Purchasing Program"); and

WHEREAS, Section 5513.01(B) of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts executed by the State of Ohio, Department of Transportation; and

WHEREAS, the Board of Trustees of the Authority authorized the utilization of the Cooperative Purchasing Program in Resolution No. 2004-076; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code states that competitive procedures are not required when the purchase is made from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government, or as a third party beneficiary under a state or federal procurement contract, or as a participant in a department of administrative services contract under division (B) of Section 125.04 of the Revised Code; and

WHEREAS, Myers Equipment Corp., located at 8860 Akron-Canfield Road, Canfield, OH 44406, has offered to manufacture and deliver up to 10 Paratransit Coaches, as specified, at a unit price of \$87,781.00 for a total amount not to exceed \$877,810.00; and

WHEREAS, the General Manager, Chief Executive Officer has deemed it in the best interest of the Authority to procure the required vehicles utilizing the Cooperative Purchasing Program from Myers Equipment Corp. 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 bid of Myers Equipment Corp., for the manufacture and delivery of up to 10 Paratransit Coaches, as specified, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer be and she is hereby authorized to enter into a contract with Myers Equipment Corp. for the manufacture and delivery of up to 10 Paratransit Coaches, as specified, for a total contract amount not exceed \$877,810.00.

Section 3. This procurement will be funded through the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2017-029 in the amount of \$14,867.36 and FTA Capital Grant OH-2021-009 in the amount of \$862,942.64, for a total contract amount not to exceed \$877,810.00 (\$702,248.00 in federal funds which represents 80% of the total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon 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 Myers Equipment Corp. 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 25, 2021

  
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President

Attest:   
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Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: AUTHORIZING THE PURCHASE OF UP TO 10 ELDORADO NATIONAL AEROTECH PARATRANSIT COACHES</b>  <b>VENDOR: MYERS EQUIPMENT CORP.</b>  <b>AMOUNT: NOT TO EXCEED \$877,810.00</b>	<b>Resolution No.:</b> 2021-52
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Fleet Management Department
<b>ACTION REQUEST:</b> <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 **PURPOSE/SCOPE:** This resolution will authorize the Authority to enter into a contract for the manufacture and delivery of up to 10, wheelchair equipped, Eldorado National Aerotech Paratransit coaches, through the State of Ohio, Department of Transportation, Cooperative Purchasing Program ("Cooperative Purchasing Program").
- 2.0 **DESCRIPTION/JUSTIFICATION:** These transit vehicles will be used by the Authority's Paratransit District. The 10 coaches purchased under authority of this Resolution will replace the GCRTA's 7500 fleet. The 7500 fleet were purchased in 2013 and have exceeded their useful life in age and/or mileage, in accordance with the Authority's vehicle replacement policy and guidelines.
- 3.0 **PROCUREMENT BACKGROUND:** The Board of Trustees has authorized the General Manager, Chief Executive Officer to utilize the Cooperative Purchasing Program by Resolution No. 2004-076. This allows the Authority to place orders against State of Ohio, Department of Transportation contracts. Under Ohio Revised Code Section 306.43(H)(4), competitive procedures are not required when the purchase of goods or services is made from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government, or as a third-party beneficiary under a state or federal procurement contract, or as a participant in a department of administrative services contract under division (B) of Section 125.04 of the Revised Code. The Cooperative Purchasing Program includes contracts for Paratransit coaches. The Authority will purchase 10 Eldorado National Aerotech Paratransit coaches at a unit price of \$87,781.00 for a total price not to exceed \$877,810.00. This amount is approximately 33% below the budgeted amount of \$900,796.80 for this purchase.  
  
 A price analysis has been performed, and the Procurement Department has determined the price submitted by Myers Equipment Corp. is fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** Per federal regulations, the Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements included in the State Cooperative Purchasing Program.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2017-029 in the amount of \$14,867.36 and FTA Capital Grant OH-2021-009 in the amount of \$862,942.64, for a total contract amount not to exceed \$877,810.00 (\$702,248.00 in federal funds which represents 80% of the total cost).



- 7.0 ALTERNATIVES: Reject this bid. Rejection of this bid would impact the Authority's ability to provide reliable and timely Paratransit service.
- 8.0 RECOMMENDATION: It is recommended that the bid of Myers Equipment Corp. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENT: 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