

RESOLUTION NO. 2022-56

AUTHORIZING CONTRACT NO. 2022-071 WITH JOHNSON CONTROLS FIRE PROTECTION, LP TO PROVIDE FIRE AND SAFETY INSPECTION AND TESTING THROUGH THE STATE OF OHIO'S DEPARTMENT OF ADMINISTRATIVE SERVICES COOPERATIVE PURCHASING PROGRAM, IN AN AMOUNT NOT TO EXCEED \$131,455.25 FOR A PERIOD OF ONE YEAR, AND IN AN AMOUNT NOT TO EXCEED \$131,455.25 FOR ONE OPTION YEAR, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$262,910.50 (GENERAL FUND, TRANSIT POLICE DEPARTMENT BUDGET)

WHEREAS, the Authority is required to test and maintain the fire and safety system in accordance with the state and local regulations; and

WHEREAS, such services are available from Johnson Controls Fire Protection, LP, located at 17295 Foltz Industrial Parkway, Suite G, Strongsville, Ohio 44149, to provide equipment and services through the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program; and

WHEREAS, the State of Ohio Cooperative Purchasing Program provides political subdivisions within the State of Ohio with the opportunity to participate in contracts executed by the State of Ohio, Department of Administrative Services, Office of State Purchasing, for the purchase of supplies, services, equipment and certain materials; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code permits a regional transit authority to participate in said program; and

WHEREAS, the Board of Trustees authorized utilization of the State of Ohio Cooperative Purchasing Program in Resolution 1990-069; and

WHEREAS, the General Manager, Chief Executive Officer has deemed it to be in the best interest of the Authority to utilize the State of Ohio Cooperative Purchasing Program for obtaining fire and safety inspection and testing from Johnson Controls Fire Protection, LP for a period of one year, with one option year, 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 Johnson Controls Fire Protection, LP to provide fire and safety inspection and testing for a period of one year, with one option year, 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 Johnson Controls Fire Protection, LP to provide said services and with authority to exercise the option year.

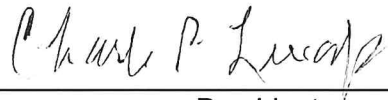
Section 3. That the said contract is entered into under the authority granted by Ohio Revised Code Section 306.43(H)(4) and under the terms of the State of Ohio Cooperative Purchasing Program.

Section 4. That said contract will be funded through the General Fund, Transit Police Department budget, in an amount not to exceed \$131,455.25 for a period of one year, and in an amount not to exceed \$131,455.25 for one option year, for a total contract amount not to exceed \$262,910.50 for the two-year period.

Section 5. That said contract shall be binding upon and an obligation of the Authority contingent upon funding for future years, 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 6. That this resolution shall become effective immediately upon its adoption.

Adopted: June 28, 2022



President

Attest:



Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: FIRE AND SAFETY INSPECTION AND TESTING VENDOR: JOHNSON CONTROLS FIRE PROTECTION, LP AMOUNT: NTE \$131,455.25 FOR A ONE-YEAR PERIOD AND NTE \$131,455.25 FOR ONE OPTION YEAR, FOR A TOTAL CONTRACT NTE \$262,910.50.	Resolution No.: 2022-56
	Date: June 23, 2022
	Initiator: Transit Police 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 enter into a contract for fire and safety inspection and testing, in accordance with state and local regulations, for a period of one year with one, one-year option for renewal.

- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority requires independent third-party inspection and testing of its fire and safety system. This Authority-wide system is comprised of electrical and mechanical components that require annual inspection, testing, and certification, and ongoing service and maintenance. This action is necessary to meet the state and city fire codes which require that a complete annual safety system inspection, including semi-annual and quarterly inspections and testing, be completed in 2022 and 2023.

- 3.0 **PROCUREMENT BACKGROUND:** Section 306.43(H)(4) of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts negotiated and executed by the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program, for the purchase of supplies, services, equipment, and materials. The Board of Trustees has authorized the General Manager, Chief Executive Officer to utilize such contracts by Resolution No. 1990-069.

 The State of Ohio Cooperative Purchasing Program includes a contract with Johnson Controls Fire Protection, LP under State Term Contract No. MMA7482. Said contract will allow the Authority to obtain the needed services for an amount not to exceed \$131,455.25 for a period of one year, and in an amount not to exceed \$131,455.25 for one option year, for a total contract amount not to exceed \$262,910.50. The price established is the result of a competitive solicitation process and is offered to qualifying government entities. This price is the budgeted amount for this procurement.

 A cost analysis has been performed, and the Procurement Department has determined that the pricing provided by Johnson Controls Fire Protection, LP is fair and reasonable for the Authority.

- 4.0 **AFFIRMATIVE ACTION/ DBE BACKGROUND:** 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: The contract will be funded through the General Fund, Transit Police Department budget, in an amount not to exceed \$131,455.25 for a period of one year, and in an amount not to exceed \$131,455.25 for one option year, for a total contract amount not to exceed \$262,910.50 for the two-year period.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this proposal will leave the Authority without the ability to obtain required inspection, testing, certification, and maintenance for the fire and safety system. Failure to obtain these services may subject the Authority to citations for violation of the Ohio Fire Code and/or City of Cleveland fire and safety ordinances.
- 8.0 RECOMMENDATION: It is recommended that the offer of Johnson Controls Fire Protection, LP 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.



General Manager, Chief Executive Officer