

RESOLUTION NO. 2024-38

AUTHORIZING CONTRACT NO. 2024-77 WITH JOHNSON CONTROLS FIRE PROTECTION LP TO PROVIDE FIRE AND SAFETY INSPECTION AND TESTING THROUGH THE STATE OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES, COOPERATIVE PURCHASING PROGRAM, IN AN AMOUNT NOT EXCEED \$687,117.36 FOR A THREE-YEAR PERIOD, AND IN AMOUNTS NOT TO EXCEED \$229,039.12 AND \$249,039.12 FOR EACH OF TWO OPTION YEARS, RESPECTIVELY, FOR A TOTAL FIVE-YEAR CONTRACT AMOUNT NOT TO EXCEED \$1,165,195.60. (GENERAL FUND, TRANSIT POLICE DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority ("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 recommends acceptance thereof by the Board of Trustees; and

WHEREAS, R.C. Section 306.43(H)(4) 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 three years, with two, one-year options for renewal, 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 three years, with two, one-year option renewals, 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 two option years.

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 \$687,117.36 for a period of three years, and in amounts not to exceed \$229,039.12 and \$249,039.12 for each of two option years, respectively, for a total five-year contract amount not to exceed \$1,165,195.60.

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 law relating to contractual obligations of the Authority.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 21, 2024



President

Attest: 

Secretary-Treasurer



<p>TITLE/DESCRIPTION: CONTRACT: FIRE ALARM INSPECTION AND MAINTENANCE</p> <p>VENDOR: JOHNSON CONTROLS FIRE PROTECTION LP</p> <p>AMOUNT: NTE \$687,117.36 FOR A PERIOD OF THREE YEARS, AND IN AMOUNTS NTE \$229,039.12 AND \$249,039.12 FOR EACH OF TWO OPTION YEARS, RESPECTIVELY, FOR A TOTAL FIVE-YEAR CONTRACT AMOUNT NTE \$1,165,195.60.</p>	<p>Resolution No.: 2024-38</p> <p>Date: May 16, 2024</p> <p>Initiator: Transit Police 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 resolution will allow the Greater Cleveland Regional Transit Authority (“Authority”) to enter into a contract for fire safety inspection and testing, in accordance with state and local regulations, for a period of three years, with two, one-year options 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, as well as ongoing service and maintenance. This action is necessary to meet the state and city fire codes which require a complete annual safety system inspection, including semi-annual and quarterly inspections and testing.

- 3.0 **PROCUREMENT BACKGROUND:** R.C. Section 306.43(H)(4) 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. MMA7634. Said contract will allow the Authority to obtain the needed services for an amount not to exceed \$687,117.36 for a period of three years, and in amounts not to exceed \$229,039.12 and \$249,039.12 for each of two option years, respectively, for a total five-year contract amount not to exceed \$1,165,195.60. The price established under this state program is a 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:** This procurement shall be payable through the General Fund, Transit Police Department budget, in an amount not to exceed \$687,117.36 for a period of three years, and in amounts not to exceed \$229,039.12 and \$249,039.12 for each of two option years, respectively, for a total five-year contract amount not to exceed \$1,165,195.60.
- 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:** This procurement was discussed by the Board of Trustees at the May 7, 2024 Organizational, Services & Performance Monitoring Committee meeting. It is recommended that the offer of Johnson Controls Fire Protection LP be accepted and the resolution adopted 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