

RESOLUTION NO. 2024-54

AUTHORIZING CONTRACT NO. 2024-065 WITH RICHARD L. BOWEN & ASSOCIATES, INC. FOR PROJECT 66D – DESIGN SERVICES FOR CENTRAL RAIL MAINTENANCE FACILITY MODIFICATIONS FOR THE NEW RAILCARS IN AN AMOUNT NOT TO EXCEED \$472,484.95 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority (“Authority”) needs to contract with a firm to provide Design Services for the Central Rail Maintenance Facility Modifications described under Project 66D; and

WHEREAS, the proposal of Richard L. Bowen & Associates, Inc., with an office located at 2019 Center St. Suite 500, Cleveland, Ohio 44113, to perform said services was received on May 15, 2024 in response to a competitive solicitation; and

WHEREAS, after negotiations, Richard L. Bowen & Associates, Inc. has agreed to perform the required services in an amount not to exceed \$472,484.95; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of Richard L. Bowen & Associates, Inc. to be the most advantageous to 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 negotiated offer of Richard L. Bowen & Associates, Inc., to provide services under Project 66D – Design Services for Central Rail Maintenance Facility Modifications for the New Railcars, 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 Richard L. Bowen & Associates, Inc. for the performance of said services.


Section 3. This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, local funds in the amount of \$268,064.95 pending grant revisions, and Capital Grant OH-2021-050-337 in the amount of \$204,420.00, for a total amount not to exceed \$472,484.95 (\$163,536.00 in federal funds, which represents 80% of 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 Richard L. Bowen & Associates, Inc. will attempt to exceed the 13% minimum DBE goal assigned to this procurement.

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

Adopted: July 30, 2024



President

Attest: 

Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: PROJECT 66D – DESIGN SERVICES FOR CENTRAL RAIL MAINTENANCE FACILITY MODIFICATIONS FOR THE NEW RAILCARS VENDOR: RICHARD L. BOWEN & ASSOCIATES, INC. AMOUNT: AMOUNT NOT TO EXCEED \$472,484.95	Resolution No.: 2024-54
	Date: July 25, 2024
	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 Greater Cleveland Regional Transit Authority (“Authority”) to enter into a contract for Project 66D – Design Services for Central Rail Maintenance Facility Modifications for the new Railcars.

- 2.0 **DESCRIPTION/JUSTIFICATION:** This project is to obtain professional services to design the necessary building modifications to accommodate new railcars. The design elements in the project include, but are not limited to, designing three additional service balconies, designing a trolley hoist system capable of one ton lifting capacity adjacent to each balcony, redesigning the catenary system above tracks 4, 5, and 6, designing an enclosed space for hydraulic brake repairs, providing 18 600 volt power drops, designing a space to accommodate a truck press, and designing a snow and ice melting system for the tops of the railcars.

- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposals (“RFP”) was posted on the Authority’s Procurement website and advertised in the local newspapers. Thirteen (13) interested parties, including potential subcontractors, downloaded the solicitation package. Services were solicited through a competitive negotiated procurement utilizing the Brooks Act procedures. Under this process, the Authority’s evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates price only with that firm. Should the Authority determine that an agreement could not be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with Richard L. Bowen & Associates, Inc., the first ranked firm, and an acceptable price was reached.

 Richard L. Bowen & Associates, Inc. has successfully completed projects for Lorain County, the Central Ohio Transit Authority, the Authority, and Norfolk Southern, among others.

 The Procurement Department performed a cost analysis and determined the proposed pricing from Richard L. Bowen & Associates Inc. in an amount not to exceed \$472,484.95 to be fair and reasonable to the Authority. This negotiated price is approximately 20.72% above the Engineer’s Estimate of \$373,400.00.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 13% DBE participation goal was established for this procurement. Richard L. Bowen & Associates has committed to achieving the DBE goal through the utilization of 2BEngineer (Caucasian female-owned) in the amount of \$24,000.00 and G. Stephens, Inc. (African American male-owned) in the amount of \$56,000.00 for a total DBE participation of \$80,000.00 or 16.9%

- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 ECONOMIC IMPACT: This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, local funds in the amount of \$268,064.95 pending grant revisions, and Capital Grant OH-2021-050-337 in the amount of \$204,420.00, for a total amount not to exceed \$472,484.95 (\$163,536.00 in federal funds, which represents 80% of total cost).
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will prevent the Authority from properly performing maintenance tasks on the new railcar fleet.
- 8.0 RECOMMENDATION: This procurement was discussed by the Board of Trustees at the July 9, 2024 Operational Planning & Infrastructure Committee meeting. It is recommended that the offer from Richard L. Bowen & Associates, Inc. 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