

RESOLUTION NO. 2024-67

AUTHORIZING CONTRACT NO. 2024-102 WITH AGILE NETWORK BUILDERS, LLC FOR MARCS NETWORK CONNECTIVITY MAINTENANCE SERVICES TO PROVIDE WIRELESS, DIGITAL COMMUNICATION SERVICES THROUGH THE STATE OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES, COOPERATIVE PURCHASING PROGRAM, IN AN AMOUNT NOT TO EXCEED \$148,800.00 FOR A FIVE-YEAR PERIOD (GENERAL FUND, INFORMATION TECHNOLOGY APPLICATION SERVICES DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority ("Authority") utilizes a fiber network for the Authority's communication infrastructure on the Multi-Agency Radio Communications System ("MARCS") network for communications across the Authority's dispatch, buses, trains, transit police, and supervisor radios; and

WHEREAS, the Authority currently has a maintenance agreement with Agile Network Builders, LLC to maintain its fiber network connectivity to the MARCS network; and

WHEREAS, maintenance services for the MARCS network are available from Agile Network Builders, LLC, located at 213 Market Avenue North, Suite 310, Canton, Ohio 44702, through the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program; and

WHEREAS, R.C. 306.43(H)(4) provides that competitive procedures are not required when a 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 R.C. 125.04(B); and

WHEREAS, the Authority's 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 deems the offer of Agile Network Builders, LLC, utilizing the State of Ohio Cooperative Purchasing Program, to be in the best interest of 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 offer of Agile Network Builders, LLC to provide fiber network connectivity maintenance services for a period of five years through the State of Ohio Cooperative Purchasing Program 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 Agile Network Builders, LLC to provide said services.

Section 3. That said contract will be funded through the General Fund, Information Technology Application Services Department budget, in an amount not to exceed \$148,800.00 for a period of five years.

Section 4. 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 5. That this resolution shall become effective immediately upon its adoption.

Adopted: August 27, 2024



President

Attest: 

Secretary-Treasurer



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| TITLE/DESCRIPTION: CONTRACT: MARCS NETWORK CONNECTIVITY MAINTENANCE SERVICES - RENEWAL VENDOR: AGILE NETWORK BUILDERS, LLC AMOUNT: NOT TO EXCEED \$148,800.00 FOR A PERIOD OF FIVE YEARS | Resolution No.: 2024-67 |
| | Date: August 22, 2024 |
| | Initiator: Information Technology Application Services 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 resolution will allow the Greater Cleveland Regional Transit Authority ("Authority") to renew the contract for the Multi-Agency Radio Communications System ("MARCS") Network Connectivity Maintenance Services, in accordance with state and local regulations, for a period of five years.

- 2.0 **DESCRIPTION/JUSTIFICATION:** This procurement is for the renewal of MARCS Network Connectivity Maintenance Services for a period of five years. Renewing this contract is critical for maintaining and supporting four circuits installed in 2019. These circuits are vital for the Authority's communication infrastructure, ensuring seamless integration with the MARCS network which provides instant communication across buses, trains, transit police, and supervisor radios. Renewing the five-year contract is necessary to uphold the Authority's commitment to public safety and operational efficiency.

- 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 Authority's Board of Trustees authorized the General Manager, Chief Executive Officer to enter into such contracts by Resolution No.1990-069.

 The State of Ohio Cooperative Purchasing Program includes a contract with Agile Network Builders, LLC under State Term Contract No. MSA0026. Said contract will allow the Authority to renew the MARCS Network Connectivity Maintenance Services at a monthly fee of \$2,480.00 for a total five-year contract amount not to exceed \$148,800.00.

 The prices established under the state program are the result of a competitive solicitation process. The agreed upon price is 4.84% less than the budgeted amount for this procurement.

- 4.0 **AFFIRMATIVE ACTION/ DBE BACKGROUND:** The Office of Business Development does not conduct Affirmative Action reviews or establish DBE 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 General Fund, Information Technology Application Services Department budget, in an amount not to exceed \$148,800.00 for a period of five years.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will leave the Authority unable to connect to the MARCS network, leading to disrupted communication, public safety risk, and operational inefficiencies.
- 8.0 RECOMMENDATION: It is recommended that the offer of Agile Network Builders, LLC 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