

RESOLUTION NO. 2024-25

AUTHORIZING CONTRACT NO. 2024-002 WITH KENNEDY RAILROAD SERVICES, LLC FOR PROJECT NO. 66B – PORT OF CLEVELAND CONNECTOR TRACK IN AN AMOUNT NOT TO EXCEED \$883,443.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Greater Cleveland Regional Transit Authority (“Authority”) deems it necessary to acquire construction services for Project 66B – Port of Cleveland Connector Track; and

WHEREAS, the bid of Kennedy Railroad Services, LLC, located at 1550 N. Bailey Rd., North Jackson, Ohio 44451, was received on February 15, 2024 in an amount not to exceed \$883,443.00; and

WHEREAS, the Authority’s General Manager, Chief Executive Officer deems the bid of Kennedy Railroad Services, LLC to be the lowest responsive bid from a responsible bidder 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 Kennedy Railroad Services, LLC for Project No. 66B – Port of Cleveland Connector Track, 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 Kennedy Railroad Services, LLC for Project No. 66B – Port of Cleveland Connector Track.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-2023-042-337, in an amount not to exceed \$883,443.00 (\$706,754.40 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.

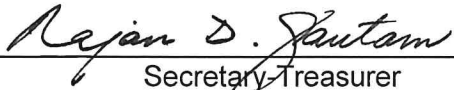
Section 5. That the Authority’s Board of Trustees expects that Kennedy Railroad Services, LLC will attempt to exceed the 5% minimum DBE goal assigned to this procurement.

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

Adopted: April 16, 2024



President

Attest: 

Secretary-Treasurer



TITLE/DESCRIPTION: CONTRACT: PROJECT NO. 66B – PORT OF CLEVELAND CONNECTOR TRACK VENDOR: KENNEDY RAILROAD SERVICES, LLC AMOUNT: \$883,443.00	Resolution No.: 2024-25
	Date: April 11, 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 resolution will allow the Greater Cleveland Regional Transit Authority (“Authority”) to enter into a contract to provide construction services for the Port of Cleveland connection to the Waterfront Line.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has the need to connect the Port of Cleveland’s railroad to the Waterfront Line in preparation for the delivery of the new railcar fleet. The work to be performed under this contract includes, but is not limited to, furnishing and installing 410 track feet of 115 RE track and two crossovers, surfacing and de-stressing the track structure, and other ancillary site/civil work associated with completing the scope of work.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bids (“IFB”) was posted on the Authority’s Procurement website and advertised in the local newspapers. Sixteen (16) interested parties, including potential subcontractors, downloaded the solicitation package. Four (4) bids were received and opened on February 15, 2024, as follows:

Company Name	Total Base Bid
Kennedy Railroad Services, LLC	\$883,443.00
Wintrow Construction Corporation	\$1,085,771.00
Railworks Track Services, Inc.	\$1,198,367.00
Delta Railroad Construction, Inc.	\$1,455,572.00

The basis of award is the lowest responsive bid from a responsible bidder for the Total Base Bid Price. Kennedy Railroad Services, LLC was determined to be a responsible bidder. The Total Base Bid price of \$883,443.00 from Kennedy Railroad Services, LLC is 47.13% less than the engineer’s estimate of \$1,671,020.99.

A price analysis has been performed, and the bid of Kennedy Railroad Services, LLC has been determined by the Procurement Department to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION / DBE BACKGROUND:** All Affirmative Action requirements have been met. A 5% DBE goal was established for this procurement. Kennedy Railroad Services, LLC has committed to achieving the DBE participation goal through the utilization of Cook Paving & Construction Co. (African American female-owned) in the amount of \$176,155.00 or 19.9%.
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grant OH-2023-042-337, in an amount not to exceed \$883,443.00 (\$706,754.40 in federal funds, which represents 80% of total cost).
- 7.0 **ALTERNATIVES:** Reject this bid. Rejection of this bid would impact the Authority's ability to receive the new railcars via rail.
- 8.0 **RECOMMENDATION:** This procurement was discussed by the Board of Trustees at the April 2, 2024 Operational Planning and Infrastructure Committee meeting. It is recommended that the bid from Kennedy Railroad Services, 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