

RESOLUTION NO. 2020-7

AUTHORIZING CONTRACT NO. 2019-146 WITH LAKE ERIE TECHNOLOGIES, INC. FOR PROJECT 59 – FIBER OPTIC COMMUNICATIONS SYSTEM IMPROVEMENTS, IN AN AMOUNT NOT TO EXCEED \$5,795,000.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as provided under Project 59 – Fiber Optic Communications System Improvements; and

WHEREAS, the bid of Lake Erie Technologies, Inc., located at 12763 Middleton Pike, Bowling Green, OH 43402, was received on December 19, 2019 in an amount not to exceed \$5,795,000.00 to perform said services; and

WHEREAS, the General Manager, Chief Executive Officer deems the bid of Lake Erie Technologies, Inc. to be a 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 Lake Erie Technologies, Inc. for Project 59 – Fiber Optic Communications System Improvements, 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 Lake Erie Technologies, Inc. for Project 59 – Fiber Optic Communications System Improvements.

Section 3. This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to Capital Grants OH-2016-054 in the amount of \$4,448,298.00, and OH-2018-002 in the amount of \$1,346,702.00, for a total amount not to exceed \$5,795,000.00 (\$4,636,000.00 in Federal funds which represents 80% of the 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, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2015-76; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Lake Erie Technologies, Inc. will attempt to exceed the 15% minimum DBE goal assigned to this procurement.

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

Adopted: January 21, 2020


President

Attest: 
Interim Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: CONTRACT: PROJECT 59 – FIBER OPTIC COMMUNICATIONS SYSTEM IMPROVEMENTS VENDOR: LAKE ERIE TECHNOLOGIES, INC. AMOUNT: \$5,795,000.00	Resolution No.: 2020-7
	Date: January 16, 2020
	Initiator: Engineering & Project Development
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 to provide construction services for Project 59 – Fiber Optic Communications System Improvements.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work to be performed under this contract consists of the installation of a new Fiber Optic Communications System along the Red Line. The work shall include, but not be limited to, installation of new fiber optic cable and associated networking equipment, and the testing and commissioning of the system.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid ("IFB") was posted on the GCRTA Procurement website and advertised in the local newspapers. Forty-five interested parties, including potential subcontractors, downloaded the solicitation package. Two bids were received and opened on December 19, 2019, as follows:

Company Name	Total Base Bid
Zenith Systems, LLC (Bid Withdrawn)	\$1,892,885.00
Lake Erie Technologies, Inc.	\$5,795,000.00

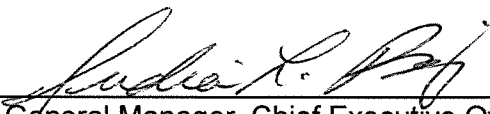
The Basis of Award is the lowest responsive bid from a responsible bidder for the Total Base Bid price. Zenith Systems, LLC withdrew their bid due to an error in bid in accordance with Ohio Revised Code 9.31. The Total Base Bid price of \$5,795,000.00 from Lake Erie Technologies, Inc. is 9.19% greater than the Engineer's Estimate of \$5,307,459.97. Lake Erie Technologies, Inc. was determined to be a responsible bidder.

A price analysis has been performed and the bid of Lake Erie Technologies, Inc. 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 15% DBE goal was established for this procurement. Lake Erie Technologies, Inc. has committed to achieving the DBE participation goal through the utilization of Peak Electric (African American Male - owned) in the amount of \$810,000.00 (\$1,350,000.00 x 60%), and Key Cable (Female-owned) in the amount of \$72,000.00 (\$120,000.00 x 60%) for DBE participation of \$882,000.00 or 15%.
- 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 Capital Grants OH-2016-054 in the amount of \$4,448,298.00, and OH-2018-002 in the amount of \$1,346,702.00, for a total amount not to exceed \$5,795,000.00 (\$4,636,000.00 in Federal funds which represents 80% of the total cost).

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will prevent GCRTA from upgrading the Fiber Optic Communications System.
- 8.0 RECOMMENDATION: This project was discussed by the Board of Trustees at the January 7, 2020 Operational Planning & Infrastructure Committee meeting. It is recommended that the bid of Lake Erie Technologies, Inc. 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