

RESOLUTION NO. 2005- 13

AUTHORIZING CONTRACT 2004-104 WITH L. B. FOSTER COMPANY FOR THE PURCHASE OF TWELVE SETS OF TURNOUTS, AS SPECIFIED, AT A PRICE OF \$44,016.00 (RTA CAPITAL FUND - RAIL DISTRICT DEPARTMENT BUDGET).

WHEREAS, the Authority has recurring requirements to purchase turnouts for the replacement of worn turnouts; and

WHEREAS, the bid of L. B. Foster located at 415 Holiday Drive, Pittsburgh, PA 15220 for twelve sets of turnouts, as specified, was received on January 28, 2005 for a total price of \$44,016.00; and

WHEREAS, the General Manager/Secretary-Treasurer deems the bid of L. B. Foster Company 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 L. B Foster Company for providing twelve sets of turnouts, as specified, be and the same is hereby accepted as the lowest responsive bid from a responsible bidder.

Section 2. That the General Manager/Secretary-Treasurer of the Authority be and he is hereby authorized to enter into a contract with L. B. Foster Company for the furnishing twelve sets of turnouts, as specified.

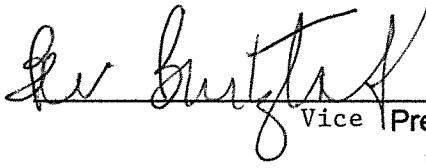
Section 3. That said contract shall be payable from the RTA Capital Fund, Rail District Department budget at a price of forty four thousand and sixteen & 00/100 dollars (\$44,016.00).

Section 4. That said contract shall be binding upon and obligation of the Authority contingent upon compliance by the contractor to the Specification and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2004-112; 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 L. B. Foster Company will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

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

Adopted: February 15, 2005


Vice President

Attest: 
CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

D-3

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| TITLE/DESCRIPTION: AUTHORIZING CONTRACT 2004-104 WITH L. B. FOSTER COMPANY FOR THE PURCHASE OF TWELVE SETS OF TURNOUTS, AS SPECIFIED, AT A PRICE OF \$44,016.00 (RTA CAPITAL FUND, RAIL DISTRICT DEPARTMENT BUDGET). | Resolution No.: 2005- 13 |
| | Date: February 10, 2005 |
| | Initiator: Rail District 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 Authority to enter into a contract with L. B. Foster Company for the furnishing of twelve sets of turnouts, as specified.
- 2.0 DESCRIPTION/JUSTIFICATION: The Authority will utilize the replacement turnouts to maintain safety of the tracks during the continued track rehabilitation project in the spring of 2005.
- 3.0 PROCUREMENT BACKGROUND: Invitations for bid were sent to eight (8) prospective bidders. Three (3) responses were received. One prospective bidder did not include a bid guarantee as requested and was determined to be non-responsive to the bid. Summary of the bids are as follows:

| <u>COMPANY</u> | <u>BID PRICE</u> |
|---|------------------|
| L. B. Foster Company 415 Holiday Drive Pittsburgh, PA 15220 | \$44,016.00 |
| Cleveland Track Material, Inc. 6917 Bessemer Ave. Cleveland, OH 44127 | \$50,078.00 |

A price analysis was performed and the Procurement Department has determined the offer to be fair and reasonable to the Authority.

- 4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: All Affirmative Action requirements have been met. A 0% DBE goal was established for this procurement due to the lack of subcontracting opportunities.
- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: This procurement will be funded through the RTA Capital Fund, Rail District Department budget in an amount of forty four thousand sixteen dollars and 00/100 dollars (\$44,016.00). This amount is within the \$48,390.00 budgeted estimate for this project.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will result in an inability to replace deteriorated turnouts in a timely fashion.
- 8.0 RECOMMENDATION: It is recommended that the bid of L. B. Foster Company be accepted and the resolution be passed authorizing the General Manager/Secretary-Treasurer 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.



CEO, General Manager/Secretary-Treasurer