

Date: January 27, 2016

To: Board of Directors

From: Neil McFarlane *Neil McFarlane*

Subject: RESOLUTION 16-01-06 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH GLOBAL SIGNALS GROUP, INC. FOR ON-CALL RAIL SIGNAL ENGINEERING, TESTING, AND COMMISSIONING SUPPORT SERVICES

1. Purpose of Item

The purpose of this item is to request that the TriMet Board of Directors (“Board”) authorize the General Manager to execute a contract with Global Signals Group, Inc. for On-Call Rail Signal Engineering, Testing, and Commissioning Support Services.

2. Type of Agenda Item

- Initial Contract
- Contract Modification
- Other _____

3. Reason for Board Action

Board approval is required for personal services contracts obligating TriMet to pay in excess of \$150,000.

4. Type of Action:

- Resolution
- Ordinance 1st Reading
- Ordinance 2nd Reading
- Other _____

5. Background

This contract would provide on-call support to TriMet Rail Signal staff in their performance of in-house rail signal projects, ranging from design support and document preparation to in-field installation, testing, commissioning and troubleshooting of rail signal installations. TriMet anticipates needing additional rail signal support services for several upcoming projects, including ongoing switch replacement, the Red Line Extension to the Fair Complex/Hillsboro Airport station, and Steel Bridge improvements.

TriMet’s Capital Projects Division manages a number of on-call services contracts for various architectural and engineering related disciplines, but currently does not have a consultant available to provide these types of rail signal services. These on-call contracts are primarily used for small, routine tasks, or occasionally to engage the services of a specific individual with unique skills or experience valuable to a specific project. Utilization of experienced firms and personnel via on-call contracts is in TriMet’s best interest for both time and cost savings reasons.

6. Procurement Process

On October 23, 2015, TriMet issued a Request for Proposals (“RFP”) for these services. The RFP sought qualifications of the firm and key individual experience, work plan, diversity plan, and the availability of key personnel in Portland. On November 24, 2015, TriMet received four proposals in response to the RFP.

This procurement was subject to the Brooks Act, also known as Qualifications Based Selection. The Brooks Act is a federal statute enacted in 1972, which establishes the procurement process by which architects and engineers are selected for contracts with federal agencies and agencies utilizing federal grant funds. In a Brooks Act procurement, the agency must select the most qualified firm, and then negotiate a fair and reasonable price for the required professional services. Price quotations are not permitted as a consideration in the selection process.

TriMet appointed an evaluation committee (“EC”) to review and evaluate the proposals, which was comprised of staff from TriMet’s Capital Projects division, Rail Operations division, and office of Diversity and Transit Equity. EC members were selected based on their expertise, experience and knowledge related to the scope of work to be provided. TriMet received four proposals in response to the RFP, from Diverging Approach, Inc., Global Signals Group, Inc., Transit Systems Engineering, Inc., and Xorail, Inc. The EC ranked the proposers in accordance with the procedures and criteria established in the RFP. After completing this review, the EC determined that Global Signals Group, Inc. was the highest ranked proposer. Full scores for the proposers were as follows:

Criteria	Possible Points	Diverging Approach, Inc.	Global Signals Group, Inc.	Xorail, Inc.	Transit Systems Engineering, Inc.
Corporate Experience	10	7	7	6	6
Personnel Experience	40	21	36	25	26
Work Plan and Diversity Plan	30	16	27	18	24
Availability in Portland	20	17	18	9	14
Total	100	61	88	58	70

Accordingly, TriMet proposes to award a contract to Global Signals Group, Inc.

7. Diversity

Global Signals Group, Inc. indicated they expect to achieve 10-15 percent Disadvantaged Business Enterprise (“DBE”) participation under this contract, depending on the nature of the actual work assigned, and have selected two Portland DBE firms as members of their team. These DBE subcontractors will perform signal and communication cable installation and testing work, as needed. Global Signals Group, Inc. will specify DBE subcontracting opportunities as each task order is negotiated, at which time the DBE utilization will become a fixed commitment.

8. Financial/Budget Impact

Funding for this on-call contract will come from TriMet’s capital program fund and the budget for the specific project on which work is being performed. TriMet will order work via the issuance of task orders, and actual payments to the consultant will be based on the amount of work authorized by TriMet, subject to resources authorized in the annual budget. In accordance with Qualifications-Based Selection, the direct labor costs and overall contract value were negotiated after selection of the contractor. TriMet staff has determined that the negotiated rates are fair and reasonable, in relation to the local market for this type of work. The attached Resolution authorizes the award of a contract to Global Signals Group, Inc. for up to five years, in an amount not to exceed \$1,000,000.

9. Impact if Not Approved

TriMet could elect to award separate contracts as work is identified. However, much of the work to be performed under these contracts is of small scale and often needs to be performed under short deadlines to respond to immediate needs. The option of using an on-call contract will expedite the work while maintaining open competition and will reduce overall costs by eliminating the procurement and administrative process for multiple, separate contracts.

RESOLUTION 16-01-06

RESOLUTION OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH GLOBAL SIGNALS GROUP, INC. FOR ON-CALL RAIL SIGNAL ENGINEERING, TESTING, AND COMMISSIONING SUPPORT SERVICES

WHEREAS, TriMet has authority under ORS 267.200 to enter into a contract with Global Signals Group, Inc. for On-Call Rail Signal Engineering, Testing and Commissioning Support Services (“Contract”); and

WHEREAS, the total amount of the Contract shall exceed \$150,000; and

WHEREAS, the TriMet Board of Directors (“Board”), by Resolution dated November 25, 2009, adopted a Statement of Policies requiring the Board to approve personal services contracts obligating TriMet to pay in excess of \$150,000;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Contract shall be in conformance with applicable laws.
2. That the General Manager or his designee is authorized to execute the Contract.

Dated: January 27, 2016

Attest:

Presiding Officer

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department