

Date: May 15, 2019

To: Board of Directors

From: Doug Kelsey

Subject: **RESOLUTION NO. 19-05-35 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT MODIFICATION WITH COCHRAN, INC. FOR ON-CALL FACILITIES ELECTRICAL SERVICES**

1. Purpose of Item

This Resolution requests the TriMet Board of Directors (Board) to authorize the General Manager to execute a Contract Modification with Cochran, Inc. (Cochran) for On-Call Facilities Electrical Services (Services).

2. Type of Agenda Item

- Initial Contract
- Contract Modification
- Other _____

3. Reason for Board Action

Board approval is required for all goods and services contracts obligating TriMet to pay in excess of \$1,000,000.

4. Type of Action

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

5. Background

Facilities Management recently recruited TriMet’s first-ever Electrical Supervisor, who holds an Oregon Supervising Electrician’s license. This new level of expertise has shown the need for TriMet to perform more electrical repair work than previously anticipated, including various electrical equipment upgrades and electric code compliance projects. Performing this necessary work enhances the safety and reliability of TriMet’s infrastructure, and helps meet federally-mandated State of Good Repair requirements.

In addition to the expertise of its Electrical Supervisor, TriMet's Facilities Management department relies on an outside contractor, Cochran, to provide various on-call electrical services that are beyond the experience, licensing and certification levels of TriMet staff. Cochran's services include repairs, maintenance, and new electrical installations, plus bi-annual generator inspection and repairs using infrared scanning of specified TriMet electrical equipment.

TriMet issued an RFP to obtain an On-Call Facilities Electrical Services Contractor in September of 2016. Based upon the review of the four responsive proposals received, a TriMet staff selection committee determined that Cochran was the most qualified contractor. Pursuant to Resolution 17-01-02, the Board authorized a contract with Cochran in an amount not to exceed \$1,215,423 over a five (5) year period.

While the Cochran contract has a remaining life of approximately two and one-half years, the amount of funds expended are nearing the limit authorized by the Board, in part due to the electrical upgrades and code compliance work identified by TriMet's Electrical Supervisor. The proposed contract modification authorized by this Resolution would increase the amount of the Cochran contract by \$464,031, from \$1,215,423 to \$1,679,454. This revised total reflects TriMet's anticipated needs through the January 2022 termination date of the existing Cochran contract.

6. Procurement Process

The initial contract was procured via an RFP process.

7. Diversity

Cochran is certified by the Women's Business Enterprise National Council as a Women Owned Business. Cochran's workforce diversity is 11% women and 50% minority, and the firm will continue to self-perform a majority of the Services. However, since the Services to be performed under the contract will be requirements-based and authorized via task orders, in certain instances Cochran may need to subcontract for additional help on specific tasks. If this occurs, Cochran has committed to giving D/M/W/ESB firms opportunities to participate in the performance of Services.

8. Financial/Budget Impact

The Services are budgeted within the Maintenance division's operating budget.

9. Impact if Not Approved

TriMet's staff is satisfied with Cochran's work to date under the existing contract. Should the Board not approve the Resolution, TriMet can re-procure the Services. However, this option is not recommended, because it will delay obtaining services necessary to address immediate and ongoing safety-related requirements. Further, since the original contract was obtained via a competitive process, re-procuring will not likely result in better pricing or a more qualified contractor.

RESOLUTION NO. 19-05-35

**RESOLUTION NO. 19-05-35 OF THE TRI-COUNTY METROPOLITAN
TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A
CONTRACT MODIFICATION WITH COCHRAN, INC. FOR ON-CALL
FACILITIES ELECTRICAL SERVICES**

WHEREAS, TriMet has authority under ORS 267.200 to enter into a Contract Modification with Cochran, Inc. for On-Call Facilities Electrical Services; and

WHEREAS, the amount of the Contract Modification will increase the total contract amount beyond that originally authorized by the TriMet Board of Directors (Board); and

WHEREAS, by Resolution dated October 25, 2017, the Board adopted a Statement of Policies requiring it to approve goods and services contracts obligating TriMet to pay in excess of \$1,000,000;

NOW, THEREFORE, BE IT RESOLVED:

1. That the Contract Modification shall conform with applicable law.
2. That the General Manager or his designee is authorized to execute a Contract Modification in the amount of \$464,031, through the January 2022 termination date of the existing Contract.

Dated: May 15, 2019

Presiding Officer

Attest:

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department

