

Date: June 24, 2015

To: Board of Directors

From: Neil McFarlane *Neil McFarlane*

Subject: RESOLUTION 15-06-31 OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH NELSON TRUCK EQUIPMENT CO., INC. FOR THREE (3) MAINTENANCE OF WAY OVERHEAD CATENARY SYSTEM MAINTENANCE VEHICLES

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 Nelson Truck Equipment Co., Inc. for three (3) Maintenance of Way overhead catenary system maintenance vehicles.

2. Type of Agenda Item

- Initial Contract
- Contract Modification
- Other _____

3. Reason for Board Action

Board approval is required for goods and services contracts obligating TriMet to pay in excess of \$500,000.

4. Type of Action:

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

5. Background

An essential function of TriMet’s Light Rail Maintenance of Way department is regular inspections, adjustments, repairs and component replacement for the MAX light rail electrification overhead catenary system (“OCS”). To perform this work, specialized heavy-duty hi-rail (on-track) trucks are required, with a worker bucket or platform supported by an extendable boom, electrically isolated between the overhead contact wire and the track, and equipped with track-shunting so that track signals and crossing gates operate when the unit is in hi-rail operation.

The proposed contract is for the replacement of two (2) model year 1987 hi-rail OCS trucks, originally acquired for the Maintenance of Way department following the Banfield Eastside MAX light rail project, and for the acquisition of one (1) additional hi-rail OCS truck, under the Portland Milwaukie Light Rail ("PMLR") project.

6. Procurement Process

Due to the highly specialized nature of these maintenance trucks, a Request for Proposals ("RFP") process was used for this procurement. The RFP was issued on March 3, 2015. Twenty-one (21) vendors downloaded the RFP from TriMet's eBid system. A pre-proposal conference was held March 20, 2015. One (1) proposal, from Nelson Truck Equipment Co., Inc., was received on the April 29, 2015 proposal due date. A staff evaluation committee ("SEC"), comprised of Maintenance of Way department staff evaluated the proposal against the criteria set forth in the RFP, addressing (1) qualifications/experience of the firm, including workforce diversity and Disadvantaged Business Enterprise ("DBE") subcontractor utilization; (2) technical capabilities of the OCS trucks offered, including serviceability, design characteristics, operating performance, delivery timeline, and warranties; and (3) price. The SEC determined the proposal from Nelson Truck Equipment Co., Inc. to be responsive and competitive. Nelson Truck Equipment Co., Inc. was requested to submit its Best and Final Offer ("BAFO"), which was received on May 11, 2015. The SEC's evaluation scores of Nelson Truck Equipment Co., Inc.'s BAFO were as follows:

Evaluation Criteria	Possible Points	Nelson Truck Equipment Co.
Qualifications/Experience of the Firm	10	6.50
Technical Capabilities of the OCS Trucks Offered	45	31.50
Price	45	45.00
Total Score	100	83.00

Staff's independent cost estimate ("ICE") for this procurement was \$1,875,000. Nelson Truck Equipment Co., Inc.'s price of \$1,942,898 reflects market pricing for this specialized equipment, and costs for crew training and extended warranties, requested by TriMet for this equipment.

Nelson Truck Equipment Co., Inc. is a supplier of specialty maintenance and service trucks and related services, established in 1937 and with shops in Seattle, Kent, and Spokane, Washington, and in Portland, Oregon.

7. Diversity

Nelson Truck Equipment Co., Inc.'s workforce utilization submittal showed no under-representation of minorities and women in its workforce.

The proposed contract does not include a DBE subcontracting plan, inasmuch as furnishing the OCS trucks entails ordering truck chassis from motor vehicle manufacturers, followed by installations of lift boom and other specialized equipment ordered from multiple suppliers. Nelson Truck Equipment Co., Inc. will use its own crews to fit-out the truck chassis with the OCS maintenance specialized equipment.

8. Financial/Budget Impact

Funding for the two (2) OCS trucks under the proposed contract which are replacements for two (2) existing OCS trucks, is included under the capital budget portion of TriMet's FY2015 budget. Funding for the one (1) OCS truck under the proposed contract which is an additional unit for the Maintenance of Way department, is budgeted under the PMLR project.

9. Impact if Not Approved

The Board could approve the contract, or direct staff to issue a new solicitation. However, a new solicitation is not recommended, because staff has determined Nelson Truck Equipment Co., Inc.'s proposal to be fully responsive and responsible, and its pricing to be fair and reasonable. A new solicitation for this specialized equipment is not expected to result in lower pricing, or improved quality.

RESOLUTION 15-06-31

RESOLUTION OF THE TRI-COUNTY METROPOLITAN TRANSPORTATION DISTRICT OF OREGON (TRIMET) AUTHORIZING A CONTRACT WITH NELSON TRUCK EQUIPMENT CO., INC. FOR THREE (3) MAINTENANCE OF WAY OVERHEAD CATENARY SYSTEM MAINTENANCE VEHICLES

WHEREAS, TriMet has authority under ORS 267.200 to enter into a contract with Nelson Truck Equipment Co., Inc. for three (3) Maintenance of Way overhead catenary system maintenance vehicles ("Contract"); and

WHEREAS, the total amount of the Contract shall exceed \$500,000; and

WHEREAS, the TriMet Board of Directors (Board), by Resolution dated November 25, 2009, adopted a Statement of Policies requiring the Board to approve goods and services contracts obligating TriMet to pay in excess of \$500,000;

NOW, THEREFORE, BE IT RESOLVED:

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

Dated: June 24, 2015

Presiding Officer

Attest:

Recording Secretary

Approved as to Legal Sufficiency:



Legal Department