



Buhl Building ▪ 535 Griswold Street, Suite 600 ▪ Detroit, MI 48226

Board of Directors Meeting

June 22, 2023



Buhl Building • 535 Griswold Street, Suite 600 • Detroit, MI 48226 • (313) 223-2100

ROLL CALL

Board of Directors Meeting

Date: June 22, 2023

CHAIRPERSON, MS. HILARIE CHAMBERS

VICE-CHAIRPERSON, MR. ABDUL HAIDOUS

DR. CURTIS IVERY

MR. ROYCE MANIKO

MR. BRET RASEGAN

MR. JOHN PAUL REA

MS. VICKI WOLBER

Tiffany Martin-Patterson, SMART Board Administrator



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**SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION
BOARD OF DIRECTORS MEETING
THURSDAY, JUNE 22, 2023
6:00 PM**

A G E N D A

<u>ITEM:</u>	<u>ACTION:</u>	<u>PRESENTED BY:</u>
1. Call to Order		Hilarie Chambers
2. Pledge of Allegiance		
3. A Moment of Silence for Janice Bauer, SMART ADA Coordinator		Hilarie Chambers
4. Roll Call		Tiffany Martin
5. Adoption of Agenda	Approval	Hilarie Chambers
6. Certification of Public Notice	Information	Tiffany Martin
7. Minutes		
A. Board Meeting Minutes for May 25, 2023	Approval	Hilarie Chambers
8. Public Participation	Discussion	Hilarie Chambers
9. Chairperson's Report	Information	Hilarie Chambers
10. General Manager's Report	Information	Dwight Ferrell
11. Board Briefings		
A. HR Hiring Update	Information	Makini Jackson
B. American Rescue Plan Act Funding	Information	Ryan Byrne
12. Financial Report	Approval	Ryan Byrne
A. Appointments to the 2022 – 2023 Audit Committee of the SMART Board of Directors		
13. New Business		
A. Resolution: Authorization to Award a Contract for Sign Poles and Anchor Sleeves	Approval	Harmony Lloyd <i>VP of Planning</i>

B. Resolution: Authorization to Award a Contract for Motorola 800 MHz Radio System for Lake Erie Commission (LETC)	Approval	Melvin Evans <i>Interim VP of IT</i>
C. Resolution: Lake Erie Transit Pavement Improvement Projects	Approval	Le Juan Burt <i>VP of Maintenance</i>
D. Resolution: Authorization to Award a Contract for Fasteners, Shop Supplies, and Small Tools	Approval	Le Juan Burt <i>VP of Maintenance</i>
E. Resolution: Authorization to Award a Contract for AT&T FirstNet Cellular Services	Approval	Mel Evans <i>Interim VP of IT</i>
F. Resolution: Authorization to Award a Contract for T-Mobile Wireless Voice, Data, and Accessories	Approval	Mel Evans <i>Interim VP of IT</i>
G. Resolution: Extension of Veterans Transportation Oakland County Interlocal Agreement	Approval	Danny Whitehouse <i>VP of Paratransit</i>
H. Resolution: Authorization to Award a Contract for StrataGen Paratransit Scheduling Software Upgrade, Training & Professional Services	Approval	Danny Whitehouse <i>VP of Paratransit</i>
I. Resolution: FY2024 Board of Directors Meeting Schedule and Standing Resolution Setting Regular Board Meetings	Approval	Laura Bieniek <i>Assistant General Counsel</i>
J. Resolution: Authorization to Approve a Purchase Order Change Action (POCA) #1 for Additional Funding for the Purchase of Fifty-Three (53) Transit Vans	Approval	Le Juan Burt <i>VP of Maintenance</i>
14. Closed Session (VL)	Discussion	Hilarie Chambers
15. Board Member Business	Discussion	Hilarie Chambers



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PUBLIC NOTICE

SMART will hold the June 22, 2023, Board of Directors meeting at 6 p.m. at Wayne County Community College, 21000 Northline Road, Taylor, MI 48180. The meeting will take place in Room 8.

Public Participation will only be available for members of the public attending in person or those who email comments per the process outlined below.

All physically present at the meeting must adhere to the following:

- Please respect anyone needing or choosing to wear a mask.
- People with symptoms of COVID-19 or exposure to someone with COVID-19 should wear a mask.
- People who are positive for COVID-19 may not attend the Meeting in person and should access the recording at the YouTube link below.

The agenda can be found on SMART's website: <http://www.smartbus.org/About/Our-Organization/Board-of-Directors/Board-Meeting-Schedule>

Members of the public may attend in person. The Meeting will be livestreamed on YouTube and available at the following URL: <https://www.youtube.com/@MySMARTBus>.

Members of the public may also submit a written comment to be read during the Public Comment period by emailing SMARTBoard@smartbus.org by 5:45 p.m. on the day of the meeting.

Wayne County Community College is handicap accessible.

Public Comment will proceed as follows:

- All comments: 3-minute limit per member of the public. Kindly state your name and city of residence.
- Public comments will be received in the following order:
 - Members of the public who attend in person;
 - Written comments via email. The Board Secretary will read any submitted comments.

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

BOARD OF DIRECTORS MEETING

PROPOSED MINUTES – May 25, 2023

A meeting of the Board of Directors of the Suburban Mobility Authority for Regional Transportation (SMART) was held on Thursday May 25, 2023 at 2:07 PM. The meeting was held at 535 Griswold, Suite 600, Detroit, MI 48226 and via a digital public video conference.

ATTENDANCE

SMART Board of Directors:	Vice-Chairperson	Mr. Abdul Haidous Mr. Royce Maniko Mr. John Paul Rea Mr. Bret Rasegan Ms. Vicki Wolber
Absent Board Members:	Chairperson	Ms. Hilarie Chambers <i>(VIA ZOOM)</i> Dr. Curtis Ivery
SMART General Manager:		Mr. Dwight Ferrell
SMART Deputy GM & COO:		Ms. Tiffany J. Gunter
SMART Board Administrator:		Ms. Tiffany Martin-Patterson
SMART Staff Present:		Ms. Truvae Adams Ms. Laura Bieniek Mr. Ryan Byrne Mr. Melvin Evans Ms. Beth Gibbons Ms. Lynette Hurt Ms. Carol Jones Ms. Harmony Lloyd Ms. Laila Malki Mr. Bernard Parker Mr. Sean Riopelle Mr. D’Andrae Whitley

Public Registered:

None

1. Call to Order

2. Pledge of Allegiance

3. Roll Call

Present: Vice-Chairperson Mr. Abdul Haidous, Ms. Vicki Wolber, Mr. Royce Maniko, Mr. Bret Rasegan and Mr. John Paul Rea

Absent: Chairperson Ms. Hilarie Chambers (via Zoom) and Dr. Curtis Ivery

A quorum was present.

4. Adoption of Agenda

MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Bret Rasegan, to approve the Agenda for the March 23, 2023, Board meeting.

DISCUSSION

None

VOTE: THE MOTION CARRIED.

5. Certification of Public Notice

The Secretary read the Public Notice and Rules of Order into the record.

6. Minutes

A. Board Meeting Minutes for March 23, 2023

MOTION: Moved by Mr. Abdul Haidous, seconded by Mr. John Paul Rea, to approve the Board meeting minutes for March 23, 2023.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

7. Public Participation

Vice-Chairperson Abdul Haidous declared the meeting open for Public Participation.

The following participants voiced their concerns and made comments:

- Brother Cunningham
- Mr. Steven Hammontree
- Thomas Yazbeck
- Lucas Lusaka
- Mr. Robert Pawlowski

8. Chairperson's Report

DISCUSSION:

None

9. General Manager's Report

DISCUSSION:

None

10. Financial Report

A. 3rd Quarter Financial Report

MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Abdul Haidous, that the Board of Directors of Suburban Mobility Authority for Regional Transportation hereby receive and file the 3rd Quarter Financial Report.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

11. New Business

A. **Resolution: Approval of Oakland County Service Modifications and Service Equity Analysis**

MOTION: Moved by Mr. John Paul Rea, seconded by Ms. Vickie Wolber, That the Authority's proposed route modifications and Major Service Change / Service Equity Analysis referred to herein are approved and the General Manager of the Suburban Mobility Authority for Regional Transportation is authorized to implement the changes and submit the Major Service Change / Service Equity Analysis to the FTA.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

B. Resolution: Authorizing the Submittal of the Authority's FY 2024 Annual Application, the Execution of Grant Contracts and Amendments for Financial Assistance under Act No. 51 of the Public Acts of 1951

MOTION: Moved by Mr. Abdul Haidous, seconded by Mr. John Paul Rea, that SMART does hereby make its intentions known to provide transportation services and to apply for state financial assistance with this annual application, in accordance with Act 51. SMART does hereby establish the intent to file an application, execute contracts and amendments allowing for execution of Sections 5307 and 5339 Formula Capital including the Governor's Apportionments for Monroe, Congestion Mitigation and Air Quality (CMAQ), Section 5310, Section 5311, and Specialized Services for financial assistance under the provisions of Section 10e of Act No. 51 of the Public Acts of 1951, as amended; and be it further

That the Board of Directors of SMART authorizes the VP of Finance, Ryan Byrne, to provide such information as deemed necessary by MDOT to make an official determination of the eligibility for funds under the provision of Section 10e of Act no. 51 of the Public Acts of 1951, as amended; and be it further

The Board of Directors of SMART authorizes SMART to submit the Annual Application for FY 2024 to MDOT in compliance with the requirements of Section 10e of Act No. 51 of the Public Acts of 1951, as amended, and provide such information as deemed necessary by the commission or MDOT for its administration.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

A. Resolution: Amendment to the FY 2022/23 General Operating Budget

MOTION: Moved by Mr. Bret Rasegan, seconded by Mr. John Paul Rea that the Board of Directors of the Suburban Mobility Authority for Regional Transportation hereby approves the budget amendment outlined in the VP of Finance communication to the Board dated May 25, 2023, and hereby increases the line items as noted.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

D. Resolution: Authorization to Approve Purchase Order Change Action (POCA) #1 for Additional Funding for General Advertising Services

MOTION: Moved by Mr. Bret Rasegan, seconded by Mr. John Paul Rea that the General Manager of Suburban Mobility Authority for Regional Transportation is hereby authorized to approve POCA #1 in the amount not to exceed \$1,540,000.00 to Berline.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

E. Resolution: Board Adoption FY2024 Operating Budget, FY2024 Restricted Operating Budget and FY2024 / FY2028 Capital Budget

MOTION: Moved by Mr. Abdul Haidous, seconded by Mr. John Paul Rea that the That the Board of Directors of Suburban Mobility Authority for Regional Transportation hereby adopts the FY 2024 Operating Budget, Restricted Operating Budget, and the FY 2024 through FY 2028 Capital Budget; and, be it further

That the SMART Board of Directors hereby adopts 10% of a line item as the limitation for line-item amendments without Board Approval.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

F. Resolution: Fiscal Year 2024 Municipal Credit, Community Credit, and Purchase of Service Agreements (Those receiving \$50,000 or greater)

MOTION: Moved by Mr. John Paul Rea, seconded by Ms. Vicki Wolber that the General Manager of the Suburban Mobility Authority for Regional Transportation is authorized to execute Municipal and Community Credit and Purchase of Service (POS) agreements in Fiscal Year 2024 with the communities and agencies in the amounts listed in the attached tables.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

G. Resolution: Authorization to approve a contract with DTE Electric Company

MOTION: Moved by Mr. Bret Rasegan, seconded by Mr. John Paul Rea that the General Manager of the Suburban Mobility Authority for Regional Transportation hereby is authorized to execute a contract with DTE Electric Company for participation Charging Forward eFleet program.

DISCUSSION:

None

VOTE: THE MOTION CARRIED

H. Resolution: Charging Authorization to Approve a Purchase Order Change Action (POCA #4) for Financial Audit Services Contract

MOTION: Moved by Mr. Bret Rasegan, seconded by Mr. John Paul Rea that the General Manager of Suburban Mobility Authority for Regional Transportation is hereby authorized to approve POCA #4 in the amount not to exceed \$44,675.00 to Plante & Moran.

DISCUSSION:

None

VOTE: THE MOTION CARRIED

I. Resolution: Authorization to Approve a Purchase Order Change Action (POCA) #1 for additional funding for Bus Simulator Project

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. John Paul Rea that the General Manager of Suburban Mobility Authority for Regional Transportation is hereby authorized to approve POCA #1 in the amount not to exceed \$10,106.00 to La Salle Group.

DISCUSSION:

None

VOTE: THE MOTION CARRIED

J. Resolution: Authorization for Purchase Order Change Action (POCA) #1 Fire Extinguishers & Maintenance Contract - Additional Funds

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Abdul Haidous that the Suburban Mobility Authority for Regional Transportation is hereby authorized to approve POCA # 1 in the amount not to exceed \$21,143.20 to Gallagher Fire Equipment.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

K. Resolution: Authorization to Award a Contract for Bus Wraps

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Abdul Haidous that the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a contract for installation, removal, and maintenance/repair of SMART buses for a one-year contract with two, one-year option renewals not to exceed \$937,203.00.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

L. Resolution: Authorization to Award a Contract for Propane Auto Gas for the Connector Fleet

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Khalil Rahal that the General Manager of the Suburban Mobility Authority for Regional Transportation, is hereby authorized to award a one-year contract for an amount not to exceed \$1,482,000.00 to Webster & Garner for Propane Auto Gas for Connector Fleet. There is no renewal option.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

M. Resolution: Authorization to Award a Contract for Barrel & Sludge/Wastewater Removal and Disposal Service

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Khalil Rahal that the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a one-year contract for an amount not to exceed \$103,500.00 to Birks Works Environmental LLC for Barrel & Sludge/Wastewater Removal and Disposal Services. There are two, one-year renewal options estimated not to exceed \$103,500.00 per year. If all three option years are renewed the total cost would be \$310,500.00.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

N. Resolution: Authorization to Award a Contract for Trapeze Scheduling Software Maintenance and Trapeze Training and Consulting

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Khalil Rahal hat the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a five-year contract to Trapeze Software Group Inc. for Trapeze Software License and Maintenance for an amount not to exceed \$1,229,670.00.

There are no renewal options.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

O. Resolution: Authorization to enter into an interlocal agreement with the City of Dearborn for a pilot program to provide subsidized SMART Flex microtransit rides within the City of Dearborn.

MOTION: Moved by Ms. Vickie Wolber, seconded by Mr. Khalil Rahal That the General Manager is hereby authorized to enter into an interlocal agreement with the City of Dearborn for the establishment of a pilot program to provide subsidized SMART Flex microtransit rides within the city limits of the City of Dearborn.

DISCUSSION:

None

VOTE: THE MOTION CARRIED.

12. Closed Session

Roll Call

Present: Vice-Chairperson Mr. Abdul Haidous, Ms. Vicki Wolber, Mr. Royce Maniko, Mr. Bret Rasegan and Mr. John Paul Rea

MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Abdul Haidous that the Board of Directors of the Suburban Mobility Authority for Regional Transportation **proceed into** Executive Session.

VOTE: All in attendance voted in the affirmative. **THE MOTION CARRIED.**

DISCUSSION:

Confidential

VOTE: All in attendance voted in the affirmative. **THE MOTION CARRIED.**

MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Abdul Haidous, that the Board of Directors of the Suburban Mobility Authority for Regional Transportation, hereby authorizes the move to **proceed out** of Executive Session.

VOTE: All in attendance voted in the affirmative. **THE MOTION CARRIED.**

13. Business Board Member

MOTION: Moved by Mr. John Paul Rea, seconded by Mr. Abdul Haidous that the Board of Directors of the Suburban Mobility Authority for Regional Transportation to proceed with the recommendation of General Counsel.

DISCUSSION:

None

VOTE: All in attendance voted in the affirmative. **THE MOTION CARRIED.**

Adjournment

There being no further business to come before the Board, upon motion made by Mr. John Paul Rea, seconded by Ms. Vicki Wolber, and unanimously carried, the meeting adjourned at 3:15 PM.

Respectfully submitted,



Tiffany Martin-Patterson
Board Administrator

DATE:	June 22, 2023	DISPOSITION SOUGHT:	Board Approval
TO:	SMART Board of Directors	SUBMITTED BY:	VP of Finance
FROM:	VP of Finance	APPROVED BY:	Deputy GM

SUBJECT: Appointments to the 2022 – 2023 Audit Committee of the SMART Board of Directors

SUMMARY:

In accordance with the SMART Board's By-Laws, Article V Section 1, the SMART Board of Directors are to annually appoint Committee members to the Authority's sole permanent, standing committee, the Audit Committee.

DISCUSSION:

The SMART Board's By-Laws establish a standing Audit Committee in Article V Section 1, who's members serve for a term of one year. Pursuant to Article IV Section 1, the committee is responsible for the oversight of the work of the accounting firm employed (including resolution of disagreements between management and the auditor), as well as retention of the audit firm itself. The last Audit Committee composed of Mr. Rasegan, Mr. Rahal, and Mr. Rea, was appointed and voted on at the Board's September 22, 2022 meeting.

As set forth in the By-Laws, committees are to be composed of at least three members of the Board, and the Board Chairperson is an *ex officio* member as well. As such, the Board should appoint at least three members to this permanent committee.

ATTACHMENT

Resolution

[/Click here to enter PA initials.](#)

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION
RESOLUTION

Approval of Audit Committee Appointments for 2022 – 2023

Whereas, Article V Section 1(A)(1) of the SMART Board of Directors By-Laws require the appointment of an Audit Committee; and,

Whereas, The SMART Board Chairman has appointed

now therefore be it,

RESOLVED, that the Board of Directors of the Suburban Mobility Authority for Regional Transportation, hereby approves the appointment of the Audit Committee for the 2022-23 term.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies that the foregoing is a true and correct copy of the resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation on June 22, 2023.

Date

Board Secretary

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for Sign Poles and Anchor Sleeves

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) has a requirement for sign poles and anchor sleeves; and
- Whereas, A Request for Quote (RFQ) was advertised and posted on MITN. Two bids were received; and
- Whereas, The bid submitted by Dornbos Sign & Safety, Inc. is the lowest, responsive, and responsible bidder and the price has been determined to be fair and reasonable; and
- Whereas, Funding for this in the amount of \$120,000.00 will be funded via: Federal Grant MI-2020-061 (5307); MI-2022-048 (5307) and State Grant 2017-0130 P24; 2022-0138 P9; and
- Whereas, The Vice President of Finance is satisfied Dornbos Sign & Safety, Inc. has the potential to perform under the terms and conditions of the contract; and
- Whereas, The EEO Department is satisfied that Dornbos Sign & Safety, Inc. is in compliance with the equal opportunity and affirmative action laws and policies of the Federal and State governments and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a one-year contract for an amount not to exceed \$120,000.00 to Dornbos Sign & Safety, Inc. for Sign Poles and Anchor Sleeves. There is a one, one-year renewal option. If exercised the total amount would be \$240,000.00 for a two-year period.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____

Bid Tabulation
RFQ 23-3789

Sign Post and Anchor Sleeve

Purchasing Agent:

Andre J. Baldwin

Description:

SMART is issuing a Request for Quote for Sign Post and Anchor Sleeve

Dornbos Sign & Safety, Inc.

1.) 1.75 x 10' 12 gauge 4 hole, square sign pole (Galvanized steel, ASTM A570 Grade 50); up to 800 per year in lots of 200			
Mfr. Name: Allied Tube			
Year 1:	\$38.78 each	Total cost for Quantity 800:	\$31,024.00
Option Year 1:	\$40.74 each	Total cost for Quantity 800:	\$32,376.00
2.) 2.0 x 3' 12 gauge 4 hole, square anchor sleeves (Galvanized steel, ASTM A570 Grade 50); up to 800 per year in lots of 200			
Mfr. Name: Allied Tube			
Year 1:	\$16.08 each	Total cost for Quantity 800:	\$12,864.00
Option Year 1:	\$16.78 each	Total cost for Quantity 800:	\$13,424.00

Cost is base upon Catalog Pricing

Vulcan Inc. dba Vulcan Signs

1.) 1.75 x 10' 12 gauge 4 hole, square sign pole (Galvanized steel, ASTM A570 Grade 50); up to 800 per year in lots of 200			
Mfr. Name: Valtir			
Year 1:	\$41.72 each	Total cost for Quantity 800:	\$33,376.00
Option Year 1:	\$41.72 each	Total cost for Quantity 800:	\$33,376.00
2.) 2.0 x 3' 12 gauge 4 hole, square anchor sleeves (Galvanized steel, ASTM A570 Grade 50); up to 800 per year in lots of 200			
Mfr. Name: Valtir			
Year 1:	\$17.00 each	Total cost for Quantity 800:	\$13,600.00
Option Year 1:	\$17.00 each	Total cost for Quantity 800:	\$13,600.00

Cost is base upon Catalog Pricing

DATE: June 22, 2023 DISPOSITION SOUGHT: Board Approval
TO: SMART Board of Directors SUBMITTED BY: General Manager
FROM: Purchasing Department APPROVED BY: Certification Committee

SUBJECT: Authorization to Award a contract for Motorola 800 MHz Radio System for Lake Erie Transit Commission (LETC)

RECOMMENDATION

That the Board adopts the attached resolution authorizing the award of a contract:

- for Motorola 800 MHz radio system
- to Motorola Solutions located at 500 W Monroe, Chicago, IL 60661
- at a cost not to exceed of \$314,684.00

DISCUSSION

Lake Erie Transit Commission (LETC) is requesting to purchase radio equipment for the purpose of replacing age-eligible equipment currently in use. The sole source reason for the Motorola brand of radio is because LETC is a member of the Michigan Public Safety Communications System (MPSCS). Members may only use MPSCS-approved radios, with authorized and validated serial numbers, talk groups, and radio IDs. The purpose of being affiliated with MPSCS is due to Lake Erie Transit's close proximity to the FERMI nuclear plant in Monroe, MI, and the agency's involvement in assisting in the evacuation in case of an emergency.

PROCUREMENT PROCESS

Procurement Method: Sealed Bid Proposal Quotes Sole Source

Rationale for award: The Motorola Radio System can only be purchased from the sole owner Motorola Solutions. Procurement determined the purchase can only be made from one source and meets the sole source procurement method. Therefore, the purchase of Motorola Radio System is authorized as non-competitive for the following reasons allowed by FTA:

- FTA Circular 4220.1F "... Procurement by noncompetitive proposals may be used only when the award of a contract is infeasible under small purchase procedures, sealed bids...and at least one of the following circumstances apply:
(a) The items is available only from a single source.

FUNDING & COSTS

The purchase is funded via: Project 40840 Federal Grant MI-2018-018 (5307) State Grant 2017-0130 P11

The contract costs are summarized as follows:

Description	Cost
Purchase and Installation of Motorola 800 MHz radio system	\$314,684.00
Total	\$314,684.00

ATTACHMENTS:

- Resolution
- Motorola Solutions Price Page

/CB

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for Motorola 800 MHz Radio System for
Lake Erie Transit Commission

- Whereas, Lake Erie Transit Commission (LETC) is requesting to purchase radio equipment for the purpose of replacing age-eligible equipment currently in use; and
- Whereas, The sole source reason for the Motorola brand of radio is because LETC is a member of the Michigan Public Safety Communications System (MPSCS). Members may only use MPSCS-approved radios, with authorized and validated serial numbers, talk groups, and radio IDs; and
- Whereas, Procurement determined the purchase can only be made from one source, and meets the sole source procurement solicitation. Therefore, the purchase and installation of Motorola 800 MHz Radio System are authorized as non-competitive allowed by the FTA. Price was determined fair and reasonable; and
- Whereas, The project is funded via Project 40840 Federal Grant MI-2018-018 (5307) State Grant 2017-0130 P11; and
- Whereas, The Director of Finance is satisfied that Motorola Solutions has the potential to perform under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that Motorola Solutions is in compliance with the equal opportunity/affirmative action policies of the Federal and State governments and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a contract in the amount not to exceed \$314,684.00 for Motorola 800 MHz Radio System to Motorola Solutions.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____

3.01A Pricing Form

The Offeror hereby offers to furnish to SMART all goods and/or services at the prices as proposed below, pursuant to all requirements, terms, and conditions as stated in the Sole Source Procurement and response.

Rates provided must be inclusive of all costs and fees, including but not limited to those fees imposed by Federal, state, and local governments. **No additional fees will be accepted.**

NAME OF OFFEROR: Motorola Solutions

Motorola 800 mhz Radio System

Quantity	Description	Warranty	Total Price
44	APX 6500 Enhanced Mobile Radios (M25URS9PW1BN)	3 Years	\$228,879.00
8	APX 6000 Portable Radios (H98UCF9PW6BN)	3 Years	\$36,344.00
8	IMPRES 2 Single Unit Desktop Chargers (NNTN8863A)	1 year	\$1,017.36
8	IMPRES Remote Speaker Microphones (PMMN4083AL)	1 year	\$810.00
	Programming and Installation services	N/A	\$47,633.56

***Provide detailed price breakdown and description and estimated delivery time**

Total Cost \$314,683.92

F.O.B Delivered to:
Attention: Paul Vajener
Lake Erie Transit Center
Center 1105 West 7th Street
Monroe, MI 48161

Estimated Delivery Date/Time TBD

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for LET Pavement Improvement Projects

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) has a need to purchase LET Pavement Improvement Projects; and
- Whereas, The current Drive and parking areas are deteriorating at two LET properties 1105 W.7th St. and 730 Telegraph Rd.; and
- Whereas, Request for Proposals for LET Pavement Improvement Projects was advertised and competitive proposals were received; and
- Whereas, The project was re-published on MITN because no responses to the solicitation were received. SMART received two proposals and one was deemed non-responsive The proposal was evaluated by LET and HRC according to the evaluation criteria published in the solicitation document. It was determined that the proposal submitted by Metropolitan Concrete was both responsive and responsible being the most advantageous to SMART with price and experience considered; and
- Whereas, the purchase for this project in the amount of \$ 560,962.30 is fully funded with Federal and State grants MI-2022-048 (5307) Project 42820 State Grant 2022-0138 P9; and
- Whereas, The Director of Finance is satisfied that Metropolitan Concrete has the potential to perform under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that Metropolitan Concrete is in compliance with the equal opportunity/affirmative action policies of the Federal and State governments and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the Suburban Mobility Authority for Regional Transportation is hereby authorized to approve the purchase of the LET Pavement Improvement Projects in the amount of \$560,962.30 to Metropolitan Concrete.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____

Bid Tab RFP 23-3748 LETC Pavement Improvement Projects P.A. R. Rayner	Metropolitan Concrete Marco Bugli tony@metropolitanconcrete.com	FG Angelo & Sons Contact: Thomas M Angelo tom@fgangeloandsons.com
Base Bid Lump Sum Price	\$560,962.30	\$551,819.36

Incomplete Proposal



SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for Fasteners, Shop Supplies, and Small Tools

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) Maintenance department has a requirement for fasteners, shop supplies, and small tools contract. The State of Michigan has awarded a one-year contract extension for fasteners, shop supplies, and small tools which meet the requirements. This contract is extended to local units of government and public transit agencies; and
- Whereas, The FTA, in Circular 4220.1F, § 7.e., encourages the use of intergovernmental and public transit agencies.
- Whereas, Funding is available in the Authority's general fund; and
- Whereas, The Director of Finance is satisfied that W.W. Grainger Inc. has performed under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that W.W. Grainger Inc. is in compliance with the equal opportunity/affirmative action policies of the Federal and State government and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a one-year contract for a total amount not to exceed \$95,000.00 for fasteners, shop supplies, and small tools to W.W. Grainger Inc.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____



STATE OF MICHIGAN
CENTRAL PROCUREMENT SERVICES
 Department of Technology, Management, and Budget
 320 S. WALNUT ST., LANSING, MICHIGAN 48933
 P.O. BOX 30026 LANSING, MICHIGAN 48909

CONTRACT CHANGE NOTICE

Change Notice Number **6**
 to
 Contract Number **18000000689**

CONTRACTOR	W.W. GRAINGER INC
	5617 Enterprise Drive
	Lansing, MI 48911
	Robert Gallegos
	517-285-9412
	robert.gallegos@grainger.com
	CV0016905

STATE	Program Manager	Valerie Hiltz	SW
		517-249-0459	
	HiltzV@michigan.gov		
	Contract Administrator	Valerie Hiltz	DTMB
(517) 249-0459			
hiltzv@michigan.gov			

CONTRACT SUMMARY

FACILITIES MAINTENANCE, REPAIR, AND OPERATIONS (MRO) AND INDUSTRIAL SUPPLIES- STATEWIDE

INITIAL EFFECTIVE DATE	INITIAL EXPIRATION DATE	INITIAL AVAILABLE OPTIONS	EXPIRATION DATE BEFORE
July 1, 2018	June 30, 2019	4 - 1 Year	June 30, 2023
PAYMENT TERMS		DELIVERY TIMEFRAME	
NET 45 DAYS		3 days AOR	
ALTERNATE PAYMENT OPTIONS			EXTENDED PURCHASING
<input checked="" type="checkbox"/> P-Card <input checked="" type="checkbox"/> PRC <input type="checkbox"/> Other			<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

MINIMUM DELIVERY REQUIREMENTS

N/A

DESCRIPTION OF CHANGE NOTICE

OPTION	LENGTH OF OPTION	EXTENSION	LENGTH OF EXTENSION	REVISED EXP. DATE
<input type="checkbox"/>		<input checked="" type="checkbox"/>	1 Year	June 30, 2024
CURRENT VALUE	VALUE OF CHANGE NOTICE	ESTIMATED AGGREGATE CONTRACT VALUE		
\$65,745,000.00	\$0.00	\$65,745,000.00		

DESCRIPTION

Effective January 18, 2023 this contract is being extended so that the expiration coincides with the NASPO contract upon which it is written. The new contract expiration date is 6/30/2024.

All other terms, conditions, specifications and pricing remain the same per agreement with the contractor, DTMB Central Procurement Services approval and the approval of the State Administrative Board granted on January 17, 2023.

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for AT&T FirstNet Cellular Services

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) Information Technology department has a requirement for a primary Fixed Route bus communications and cellphone provider. The State of Michigan has awarded a contract for AT&T FirstNet Cellular Services which meets the requirements. This contract is extended to local units of government and public transit agencies; and
- Whereas, The FTA, in Circular 4220.1F, § 7.e., encourages the use of intergovernmental and public transit agencies.
- Whereas, Funding is available in the Authority's general fund; and
- Whereas, The Director of Finance is satisfied that AT&T Wireless Services has performed under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that AT&T Wireless Services is in compliance with the equal opportunity/affirmative action policies of the Federal and State government and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a one-year contract with four, one-year renewal options for a total amount not to exceed \$875,000.00 for AT&T FirstNet Cellular Services to AT&T Wireless Services.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____



STATE OF MICHIGAN PROCUREMENT
 Department of Technology Management and Budget
 525 W. Allegan 1st Floor, Lansing, MI 48913
 P.O. BOX 30026 Lansing, MI 48909

NOTICE OF CONTRACT

NOTICE OF CONTRACT NO. **210000000317**
 between
 THE STATE OF MICHIGAN
 and

CONTRACTOR	AT&T WIRELESS SERVICES
	221 N. Washington Square, Room 227
	Lansing, MI 48911
	Robert O'Brien
	248-701-8635
	ro6361@att.com
	CV0002579

STATE	Program Manager	Robert McFadden	DTMB
		517-636-4571	
	McFaddenR@michigan.gov		
	Contract Administrator	Lisa Spitzley	DTMB
517-249-0440			
SpitzleyL4@michigan.gov			

CONTRACT SUMMARY			
DESCRIPTION: CELLULAR SERVICE CONTRACT			
INITIAL EFFECTIVE DATE	INITIAL EXPIRATION DATE	INITIAL AVAILABLE OPTIONS	EXPIRATION DATE BEFORE CHANGE(S) NOTED BELOW
12/18/2020	8/11/2024	5 - 1 Year	N/A
PAYMENT TERMS		DELIVERY TIMEFRAME	
N/A		N/A	
ALTERNATE PAYMENT OPTIONS			EXTENDED PURCHASING
<input checked="" type="checkbox"/> P-card <input checked="" type="checkbox"/> Payment Request (PRC) <input type="checkbox"/> Other			<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
MINIMUM DELIVERY REQUIREMENTS			
N/A			
MISCELLANEOUS INFORMATION			
This contract is a result of a Participating Addendum executed under the NASPO ValuePoint Wireless Communication Services and Equipment Master Agreement Number #MA149-1.			
ESTIMATED CONTRACT VALUE AT TIME OF EXECUTION			\$9,002,329.01

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for T-Mobile Wireless Voice, Data, and Accessories

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) Information Technology department has a requirement for a secondary cellular service provider for paratransit, support vehicles, and secondary SIMs for Fixed Route vehicles. The State of Michigan has awarded a contract for T-Mobile Wireless Voice, Data and Accessories which meets the requirements. This contract is extended to local units of government and public transit agencies; and
- Whereas, The FTA, in Circular 4220.1F, § 7.e., encourages the use of intergovernmental and public transit agencies.
- Whereas, Funding is available in the Authority's general fund; and
- Whereas, The Director of Finance is satisfied that T-Mobile USA, Inc. has performed under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that T-Mobile USA, Inc. is in compliance with the equal opportunity/affirmative action policies of the Federal and State government and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a one-year contract with four (4) one-year renewal options for a total amount not to exceed \$225,000.00 for T-Mobile Wireless Voice, Data, and Accessories to T-Mobile USA, Inc.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____



Agenda Item

Date: June 22, 2023 DISPOSITION SOUGHT: Board Approval
To: SMART Board of Directors SUBMITTED BY: Transportation
From: Transportation APPROVED BY:

Subject: Authorization to amend the interlocal agreement with Oakland County for the provision of transportation services to veterans and their dependents within Oakland County to the Veteran's Services offices located in Pontiac and Troy.

Recommendation

That the Board adopt the attached Resolution authorizing SMART to amend the interlocal agreement with Oakland County to extend the period of time during which SMART will provide transportation services to veterans in Oakland County. The provision of transportation services will continue to enable veterans to travel to and from the Veteran's Services offices for the purpose of enrolling in veterans' benefits.

Discussion

Oakland County has received an extension to a grant from the Michigan Veteran's Affairs Agency County Veteran's Service Fund (CVSF). Oakland County wishes to continue to utilize grant funds for the purpose of providing origin to destination transportation for veterans and their dependents by partnering with SMART. SMART is asking the Board to approve a second amendment to the current interlocal agreement pursuant to which SMART will continue to provide transportation to veterans and their dependents within Oakland County who are in need of a ride to and from either of the Veteran's Services offices located in Pontiac or Troy in order to complete the application process for the veteran's benefits. The cost of each ride will remain \$45, which will be reimbursed by Oakland County using grant funds. SMART will continue to work with its numerous service providers to facilitate the veteran transportation services. This second amendment will extend the term of the interlocal agreement from June 30, 2023, to August 31, 2023.

Attachments

- Resolution

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to amend the interlocal agreement with Oakland County for the provision of transportation services to veterans and their dependents within Oakland County to the Veteran's Services offices located in Pontiac and Troy.

-
- Whereas, Board authorization is requested to amend the interlocal agreement with Oakland County for the provision of transportation services to veterans and their dependents within Oakland County to the Veteran's Services offices located in Pontiac and Troy ("Veterans Transportation Agreement"); and
- Whereas, The term of the Veterans Transportation Agreement between SMART and Oakland County was originally set to expire on September 30, 2022, but Oakland County received an extension to their grant; and
- Whereas, The First Amendment extended the term of the Veterans Transportation Agreement until June 30, 2023; and
- Whereas, This Second Amendment will extend the term of the Veterans Transportation Agreement until August 31, 2023; now, therefore be it
- Resolved, That SMART is hereby authorized to amend the Veterans Transportation Agreement by extending the agreement from June 30, 2023, to August 31, 2023.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

No. _____

Board Secretary

**SECOND AMENDMENT TO THE
OAKLAND COUNTY INTERLOCAL AGREEMENT
BETWEEN
OAKLAND COUNTY
AND
SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION
(SMART)**

Pursuant to paragraphs 16 and 17 of the Interlocal Agreement Between Oakland County and Suburban Mobility Authority for Regional Transportation (“SMART”), dated April 13, 2022, paragraph 8 of Exhibit A, which is attached hereto, is amended to reflect the extension from June 30, 2023, to August 31, 2023, as follows:

“8. Duration of the program shall be from April 1, 2022, until August 31, 2023.”

All other terms and provisions of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Second Amendment to be executed by affixing their signatures below:

SMART

Oakland County

Name: Dwight Ferrell

Name: _____

Title: General Manager

Title: _____

Dated: _____

Dated: _____

OAKLAND COUNTY INTERLOCAL AGREEMENT

BETWEEN

OAKLAND COUNTY

AND

**SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION
(SMART)**

This Agreement (“Agreement”) is made between Oakland County, a Michigan Municipal Corporation, 1200 North Telegraph, Pontiac, Michigan 48341 (“County”), and Suburban Mobility Authority for Regional Transportation, Buhl Building, 535 Griswold Street Suite 600, Detroit, MI 48226 (“SMART”). In this Agreement, the County or SMART may also be referred to individually as Party or jointly as “Parties”.

Legal Authority.

The Parties are authorized to enter into this Agreement pursuant to P.A. 1967, No. 7 (MCL 124.501 et seq.).

Purpose of Agreement. The purpose of this agreement is to establish and administer a program providing origin to destination transportation for Veterans and their dependents consistent with the Scope of Services attached as Exhibit A.

Agreement Documents mean the following documents, which this Agreement includes and incorporates:

Exhibit A: Scope of Services

Exhibit A and any subsequent amendments thereto shall be subject to the Terms and Conditions set forth below. In the event of any conflict between Exhibit A and the Terms and Conditions, the language of Exhibit A shall control.

In consideration of the mutual promises, obligations, representations, and assurances in this Agreement, the Parties agree as follows:

1. **Obligations of the Parties.**

A. Responsibilities of the County:

- i. The County shall utilize grant funds from the Michigan Veteran's Affairs Agency County Veteran's Service Fund (CVSF), in the current amount of \$150,000, to reimburse SMART for its facilitation and administration of origin to destination transportation services for veterans and their dependents as described and agreed upon in Exhibit A.
- ii. The County will assist and cooperate with SMART in the facilitation of this program.

B. Responsibilities of SMART:

- i. SMART agrees to render the services specified in the Scope of Services, attached hereto as Exhibit A.

2. **Grant Funds.** The funds supplied for this Agreement are grant funds from the Michigan Veteran's Affairs Agency County Veteran's Service Fund (CVSF).

3. **No Indemnification.**

- Each Party shall be responsible for any Claims made against that Party and for the acts of its Employees or Agents.
- In any Claim that may arise from the performance of this Agreement, each Party shall seek its own legal representation and bear the costs associated with such representation including any attorney fees.
- Except as otherwise provided in this Agreement, neither Party shall have any right under any legal principle to be indemnified by the other Party or any of its employees or Agents in connection with any Claim.
- This Agreement does not, and is not intended to, impair, divest, delegate or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty or immunity of the Parties. Nothing in this Agreement shall be construed as a waiver of governmental immunity for any Party.

4. **No Implied Waiver.** Except as otherwise expressly provided for in this Agreement:

- Absent a written waiver, no act, failure, or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement.
- No waiver of any term, condition, or provision of this Agreement, whether by conduct or otherwise, in one or more instances, shall be deemed or construed as a continuing waiver of any term, condition, or provision of this Agreement.
- No waiver by either Party shall subsequently affect its right to require strict performance of this Agreement.

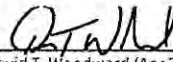
5. **Reservation of Rights.** This Agreement does not and is not intended to impair, divest, delegate, or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty, immunity, or governmental immunity of the Parties.
6. **Costs.** The Parties shall not pay any fees, costs, fines, or demands arising out of the activities to be carried out pursuant to this Agreement, except as provided herein.
7. **Termination or Cancellation of Agreement.** Any Party may terminate or cancel this Agreement for any reason upon thirty (30) calendar days written notice to the other Parties.
8. **Notice.** All notices or other communications shall be sent by first class mail to all Parties at its address set forth above or such other address as a Party may subsequently designate in writing. Any written notice required or permitted under this Agreement shall be considered delivered to a Party as of the date that such notice is deposited, with sufficient postage, with the U.S. Postal Service.
9. **Monitoring.** The Parties agree to keep accurate and complete records of, and substantiating documentation (e.g., bills, invoices, cancelled checks, receipts) for, all uses of the proceeds for a period of three years after the effective date of this agreement and upon written request, produce any such records and substantiating documents.
10. **Audits.** The Parties agree that financial records relating to this Agreement will be available upon request and reasonable notice for review or audit by County or other appropriate officials for a period not to exceed seven (7) years from the completion of this Agreement.
11. **Compliance with Laws.** Each Party shall comply with all federal, state, and local statutes, ordinances, regulations, administrative rules, and requirements applicable to its activities performed under this Agreement.
12. **Delegation/Subcontract/Assignment.** Except as provided in this Agreement no Party shall delegate, subcontract, and/or assign any obligations or rights under this Agreement without the prior written consent of the other Party.
13. **Severability.** If a court of competent jurisdiction finds a term or condition of this Agreement to be illegal or invalid, then the term or condition shall be deemed severed from this Agreement. All other terms, conditions, and provisions of this Agreement shall remain in full force.
10. **Governing Laws.** This Agreement shall be governed, interpreted, and enforced by the laws of the State of Michigan regardless of its conflict of laws provisions.
11. **Jurisdiction and Venue.** Except as otherwise required by law or court rule, any action brought to enforce, interpret, or decide any Claim(s) arising under or related to this Agreement shall be brought in the Sixth Judicial Circuit Court of the State of Michigan, the 50th District Court of the State of Michigan, or the United States District Court for the Eastern District of Michigan, Southern Division, as dictated by the applicable jurisdiction of the court. Except as otherwise required by law or court rule, venue is proper in the courts set forth above. The

choice of forum set forth above shall not be deemed to preclude the enforcement of any judgment obtained in such forum or taking action under this Agreement to enforce such judgment in any appropriate jurisdiction.

12. **Independent Contractor.** The Parties agree that at all times and for all purposes under the terms of this Agreement, the Parties' legal status and relationship shall be that of an Independent Contractor. Except as expressly provided herein, each Party will be solely responsible for the acts of its own employees, agents, and servants during the term of this Agreement. No liability, right or benefits arising out of an employer/employee relationship, either express or implied, shall arise or accrue to any Party as a result of this Agreement.
13. **Discrimination.** The Parties shall not discriminate against their employees, agents, applicants for employment, or another person or entities with respect to hire, tenure, terms, conditions, and privileges of employment, or any matter directly or indirectly related to employment in violation of any federal, state or local law.
14. **Force Majeure.** Each Party shall be excused from any obligations under this Agreement during the time and to the extent that a Party is prevented from performing due to causes beyond the Party's control, including, but not limited to, an act of God, war, fire, strike, labor disputes, civil disturbances, reduction of power source, pandemic or any other circumstances beyond the reasonable control of the affected Party. Reasonable notice shall be given to the other party of any such event.
15. **Breach.** If a Party or Parties are found to have breached this Agreement, and as a result of the breach grant funds are required to be refunded, the breaching Party or Parties are responsible for the refunding of grant money.
16. **Effective Date and Duration of the Agreement.**
 - The Parties agree that this Agreement, and/or any subsequent amendments thereto, shall not become effective prior to the approval by the Oakland County Board of Commissioners and Suburban Mobility Authority for Regional Transportation. The approval and terms of this Agreement, and/or any possible subsequent amendments thereto when possible, shall be entered in the official minutes and proceedings of the Oakland County Board of Commissioners and SMART and shall also be filed with the office of the Clerk of the County.
 - This Agreement shall remain in effect until it is cancelled or terminated by either of the Parties as provided herein or as set forth in Exhibit A.
17. **Agreement Modification.** Any modifications, amendments, recessions, waivers, or releases to this Agreement must be in writing and agreed to by both Parties.
18. **Entire Agreement.** This represents the entire agreement and understanding between the Parties. This Agreement supersedes all other oral or written agreements and memorandums between the Parties regarding this subject matter.

Oakland County


David T. Woodward
E-signed 2022-04-21 12:17PM EDT
woodwardd@oakgov.com

Signature: 
David T. Woodward (Apr 21, 2022 12:17 EDT)

Date: _____

David Woodward
Chairman
Oakland County Board of Commissioners

Suburban Mobility Authority for Regional Transportation (SMART)

Signature: 
Dwight A. Ferrell

Date: 04/13/2022

Dwight A. Ferrell
General Manager
Suburban Mobility Authority for Regional Transportation

EXHIBIT A: Scope of Services

The Scope of Services to be provided by the Suburban Mobility Authority for Regional Transportation (SMART) to Oakland County pursuant to an Interlocal Agreement for the utilization of grant funds by Oakland County received from the Michigan Veteran's Affairs Agency County Veteran's Service Fund (CVSF) for the purpose of providing origin to destination transportation for veterans and their dependents is set forth as follows:

1. Subject to availability, origin to destination transportation services shall be provided five (5) days per week, Monday through Friday, between any location in Oakland County and the closest Veteran's Services office location at either Building 26E, 1200 N Telegraph Rd., Pontiac, MI 48341 or 1151 Crooks Rd., Troy, MI 48084.
2. Subject to availability, the hours of service to be provided shall accommodate arrivals by 8:00 a.m. and departures up to 6:30 p.m. Provider SMART shall facilitate all scheduling.
3. The services shall be available throughout all of Oakland County. SMART may partner with other transportation service providers as needed in order to achieve full geographic coverage of Oakland County. SMART, and its partners will utilize a shared ride system to provide the origin to destination transportation.
4. The cost per ride to be paid by Oakland County from the grant funds shall be \$45.00.
5. SMART shall provide ADA compliant vehicles when needed or requested.
6. SMART shall provide a dedicated program phone number and email address to allow all customers full access to the program.
7. SMART shall provide to Oakland County an itemized, per ride invoice every 30 days; Oakland County shall reimburse SMART from program funds within 30 days of receiving the invoice.
8. Duration of the program shall be from April 1, 2022 until September 30, 2022.
9. This Scope of Services may be amended in writing by mutual consent of the parties. Any such amendments shall be incorporated by reference into the Interlocal Agreement, and shall be subject to the terms of the Interlocal Agreement.



For: SMART


David T. Woodward (Apr 21, 2022 12:17 EDT)

For: Oakland County

Dated: 04/13/2022

DATE:	June 22, 2023	DISPOSITION SOUGHT:	Board Approval
TO:	SMART Board of Directors	SUBMITTED BY:	General Manager
FROM:	Purchasing Department	APPROVED BY:	Certification Committee

SUBJECT: Authorization to Award a contract for StrataGen Paratransit Scheduling Software Upgrade, Training & Professional Services

RECOMMENDATION

That the Board adopts the attached resolution authorizing the award of a contract:

- for StrataGen Paratransit Scheduling Software Upgrade, Training & Professional Services
- to StrataGen Systems, Inc. located at 8271 154th Ave, NE Redmond, WA 98052
- at a total cost of \$1,108,950.00

DISCUSSION

The StrataGen Systems, ADEPT software was initially installed in May 2008 and is used by the Paratransit department for scheduling, dispatch, and communications. An initial upgrade was implemented in 2013 to ADEPT 6 which is still utilized today. The StrataGen system has an upgrade available, ADEPT IQ, which will improve the functionality of all system components. The improvements will modernize the customer experience by adding a passenger application and web portal for trip management, make dispatch more dynamic in their duties by adding in optimal dispatching, and continue to improve the technology available to operators while on the road starting with the recent installation of the MSlate vehicle units in 2022. This upgrade moves the configuration from a hosted solution to a cloud-based solution, an open API architecture allowing for integration with other software programs, as well as the ability for additional transit providers to utilize the StrataGen platform. The price for this upgrade includes the new software technology, additional users added to the technology, a testing environment, training for SMART staff and additional users' staff, and final integration.

PROCUREMENT PROCESS

Procurement Method: Sealed Bid Proposal Quotes Sole Source

Rationale for award: The StrataGen Software Upgrade, Training & Professional Services can only be purchased from the sole owner StrataGen Systems Inc. Procurement determined the purchase can only be made from one source which meets the sole source procurement method. Therefore, the purchase of StrateGen upgrade hardware and software is authorized as non-competitive for the following reasons allowed by FTA:

- FTA Circular 4220.1F "... Procurement by noncompetitive proposals may be used only when the award of a contract is infeasible under small purchase procedures, sealed bids...and at least one of the following circumstances apply: (a) The items is available only from a single source.

FUNDING & COSTS

The purchase is funded via: Project 40850; Federal Grant MI-2018-018 (5307); State Grant 2017-0130 P11

The contract costs are summarized as follows:

Description	Cost
StrataGen Software Upgrade, Training & Professional Services	\$1,108,950.00
Total Not to Exceed	\$1,108,950.00

ATTACHMENTS

- Resolution
- StrataGen Price Page

/CJB

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Award a Contract for StrataGen Software Upgrade, Training & Professional Services

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) current StrataGen ADEPT 6 system was implemented in 2013. The ADEPT 6 system requires an upgrade to ADEPT IQ; and
- Whereas, The StrataGen ADEPT IQ is necessary to improve the functionality of all system components and can only be purchased from a sole owner, StrataGen Systems, Inc; and
- Whereas, Procurement determined the purchase can only be made from one source that meets the sole source procurement solicitation. Therefore, the contract for StrataGen Software Upgrade, Training & Professional Services is authorized as non-competitive allowed by the FTA. Price was determined fair and reasonable; and
- Whereas, The project is funded via Project 40850; Federal Grant MI-2018-018 (5307); State Grant 2017-0130 P11
- Whereas, The Director of Finance is satisfied that StrataGen Systems, Inc. has the potential to perform under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that StrataGen Systems, Inc. is in compliance with the equal opportunity/affirmative action policies of the Federal and State governments and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of the Suburban Mobility Authority for Regional Transportation is hereby authorized to award a contract in the amount not to exceed \$1,108,950.00 for StrataGen Software Upgrade, Training & Professional Services to StrataGen Systems, Inc.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____

3.01A Pricing Form

The Offeror hereby offers to furnish to SMART all goods and/or services at the prices as proposed below, pursuant to all requirements, terms, and conditions as stated in the Sole Source Procurement and response.

Rates provided must be inclusive of all costs and fees, including but not limited to those fees imposed by Federal, state, and local governments. **No additional fees will be accepted.**

Pricing shall be valid for 90 days after the sole source solicitation due date.

Pricing shall be firm and fixed for the entire contract.

StrataGen Paratransit Scheduling Software Upgrade & Training

	Description	Total Cost
Year 1	Paratransit Scheduling Software Upgrade (Implementation & License Fee) & Training	\$378,950
Year 2	Annual Cost (License Fee)	\$165,000
Year 3	Annual Cost (License Fee)	\$165,000

Total Cost for Three (3) Years \$ \$708,950

Stratagen Professional Services

Description	Total Cost
Stratagen Professional Services	\$400,000

Total Contract Cost \$ 1,108,950.00

***Please provide pricing breakdown as an attachment.**

NAME OF OFFEROR: StrataGen Systems, Inc

DATE:	June 22, 2023	DISPOSITION SOUGHT:	Board Approval
TO:	SMART Board of Directors	SUBMITTED BY:	General Counsel
FROM:	General Counsel	APPROVED BY:	Deputy General Manager
SUBJECT:	FY2024 Board of Directors Meeting Schedule and Standing Resolution Setting Regular Board Meetings		

RECOMMENDATION

That the Board adopt the attached resolution designating the time and place for meetings as per the Open Meetings Act, MCLA 15.261 et seq and Article II, Section 3 of the SMART Board's By-Laws.

DISCUSSION

Under Section 5 of the Open Meetings Act (MCLA 15.265(2)) a public notice stating the dates, times, and places of this Board's regular meetings must be posted. In addition, the SMART Board of Director's By-Laws require a standing resolution that sets forth the Board's place and time for all meetings. Article II, Section 3 states:

Section 3. Regular Meetings. Regular meetings of the Board shall be held a minimum of quarterly at such times and places as shall be designated from time to time by standing resolution of the Board. In all respects, each shall be identical in format. At such meetings the Board may transact such business as may be brought before the meetings. The Annual Meeting will be held in the month of October.

The SMART Board currently meets at 2:00 p.m. eastern standard time, on the fourth Thursday of the month excluding August, November, and December. The meeting place for all meetings with the exception of the August 24, 2023, meeting will be the SMART offices at 535 Griswold, Suite 600, Detroit, Michigan 48226, unless amended by policy or law.

Since the SMART Board's meeting schedule conflicts with both the Thanksgiving and Christmas holidays, and given that past practice has been to combine these meetings to take place during the first Thursday of December (December 7, 2023), and the attached resolution reflects that practice. Should the SMART Board wish to change the time or location of a meeting, or hold a special meeting, notice will be provided accordingly on an as needed basis.

ATTACHMENTS:

- Resolution
- Board Secretary Memo

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION

RESOLUTION

Authorization to Approve a Standing Resolution Designating the Time and Place for Meetings

- Whereas, the Open Meetings Act and the By-Laws of the Suburban Mobility Authority for Regional Transportation (SMART) require a standing resolution designating the time and place for meetings in Article II, Section 3; and,
- Whereas, the SMART Board intends its meetings to take place at 2:00 p.m. eastern standard time, on the fourth Thursday of each month excluding November and December, which meetings shall be combined and take place on the first Thursday of December; and,
- Whereas, the SMART Board intends its regular meeting place to be the SMART administrative offices located at 535 Griswold, Suite 600, Detroit, MI, 48226, subject to law and policy amendments; and,
- Whereas, the Board meeting scheduled for August 24, 2023, will take place at Macomb County Community College, 44575 Garfield Road, Clinton Township, MI 48038 at 6 p.m.; now therefore be it
- Resolved, that the Board of Directors of the Suburban Mobility Authority for Regional Transportation, hereby adopts the foregoing schedule as its own for FY2024.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies that the foregoing is a true and correct copy of the resolution adopted by the Board of Directors of the Suburban Mobility Authority for Regional Transportation at a legally convened meeting on June 22, 2023.

Date

Board Secretary

No.

MEMORANDUM

DATE: June 22, 2023
TO: SMART Board of Directors
FROM: Tiffany C. Martin-Patterson, Board Secretary
SUBJECT: FY2024 Board of Directors Meetings

Listed below are the SMART Board of Directors meetings scheduled for FY2024. The Board meetings, with the exception of the meeting scheduled for August 24, 2023, are held every fourth Thursday of the month at 2:00 p.m. The meeting place for all meetings, with the exception of the meeting scheduled for August 24, 2023, will be at the SMART offices in the Board Room at 535 Griswold, Suite 600, Detroit, Michigan 48226 or by public conference call.

The Board meeting scheduled for August 24, 2023, will take place at Macomb County Community College, 44575 Garfield Road, Clinton Township, MI 48038 at 6 p.m.

Due to the Holiday Season, the Board meetings for the months of November and December will be combined and are currently scheduled for Thursday, December 7, 2023.

If there are any cancellations or changes in the schedule, related correspondence will be mailed, posted, and/or e-mailed. If you have any questions or concerns, please call me at 313.223.2110. Thank you.

Board Meetings

JULY 27, 2023
AUGUST 24, 2023
SEPTEMBER 24, 2023
OCTOBER 26, 2023
DECEMBER 7, 2023
JANUARY 25, 2024
FEBRUARY 22, 2024
MARCH 28, 2024
APRIL 25, 2024
MAY 23, 2024
JUNE 27, 2024

DATE: June 22, 2023 DISPOSITION SOUGHT: Board Approval
TO: SMART Board of Directors SUBMITTED BY: General Manager
FROM: Purchasing Department APPROVED BY: Certification Committee

SUBJECT: Authorization to Approve a Purchase Order Change Action (POCA) #1 for Additional Funding for the Purchase of Fifty-Three (53) Transit Vans

RECOMMENDATION

That the Board adopt the attached resolution authorizing a purchase change order action:

- for additional funding for the purchase of Fifty-Three (53) Transit Vans
- to Hoekstra Transportation located at 3741 Roger B Chaffee, Grand Rapids, MI 49548
- at an additional cost not to exceed \$883,472.00

DISCUSSION

On December 1, 2022, the SMART Board approved a contract with Hoekstra Transportation for the purchase of fifty-three (53) Transit Vans. Nineteen (19) of the Transit Vans will be used to replace vehicles that are age-eligible for retirement within the SMART fleet and thirty-four (34) Transit Vans will be allocated for the community. POCA #1 requests additional funding not to exceed \$883,472.00 due to the cost increase to purchase the Transit Vans, brand painting, and the installation of electrical equipment.

FUNDING & COSTS

The additional funds for this project are funded via: Project 42750; Federal Grant MI-2022-048 (5307); State Grant 2022-0138 P9. This POCA includes a SMART Local Share for decals/branding and camera systems in the amount of \$307,825.00.

The summary of the original purchase and POCAs is as follows:

Stage	Date Board Approval /Requested	Work	Cost
Purchase of Fifty-Three (53) Transit Vans	12/1/2022	One-time Purchase of Fifty-Three (53) Transit Vans	\$3,802,591.00
POCA #1		POCA #1 Additional Funding	\$883,472.00
		TOTAL	\$4,686,063.00

ATTACHMENTS

- Resolution

/CJB

SUBURBAN MOBILITY AUTHORITY FOR REGIONAL TRANSPORTATION RESOLUTION

RESOLUTION

Authorization to Approve a Purchase Order Change Action #1 for Additional Funding for
the Purchase of Fifty-Three (53) Transit Vans

- Whereas, The Suburban Mobility Authority for Regional Transportation (SMART) is requesting a Purchase Order Change Action for (POCA) #1 for additional funding for the purchase of Fifty-Three (53) Transit Vans; and
- Whereas, This purchase was approved by the SMART Board of Directors on December 1, 2022; and
- Whereas, POCA #1 submitted additional funding not to exceed \$883,472.00 is needed due to a cost increase to purchase the Transit Vans, brand painting, and the installation of electrical equipment. Pricing has been determined fair and reasonable; and
- Whereas, Funding for POCA #1 will be funded via Project 42750; Federal Grant MI-2022-048 (5307); State Grant 2022-0138 P9. This POCA includes a SMART Local Share for decals/branding and camera systems in the amount of \$307,825.00; and
- Whereas, The Director of Finance is satisfied that Hoekstra Transportation has performed under the contract terms and conditions; and
- Whereas, The EEO Department is satisfied that Hoekstra Transportation is in compliance with the equal opportunity/affirmative action policies of the Federal and State government and the affirmative action policies of SMART; now, therefore be it
- Resolved, That the General Manager of Suburban Mobility Authority for Regional Transportation is hereby authorized to approve POCA #1 for additional funding not to exceed \$883,472.00 to Hoekstra Transportation.

CERTIFICATE

The undersigned duly qualified Board Secretary of the Suburban Mobility Authority for Regional Transportation certifies the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Board of the Suburban Mobility Authority for Regional Transportation held on June 22, 2023.

Date

Board Secretary

No. _____



STATE OF MICHIGAN
CENTRAL PROCUREMENT SERVICES
 Department of Technology, Management, and Budget
 525 W. ALLEGAN ST., LANSING, MICHIGAN 48913
 P.O. BOX 30026 LANSING, MICHIGAN 48909

CONTRACT CHANGE NOTICE

Change Notice Number 1
 to
 Contract Number 210000000680

CONTRACTOR	T-Mobile USA, Inc.
	12920 SE 38th Street
	Bellevue, WA 98006
	Shannon Hewitt-Tapp
	916-568-4495
	shannon.hewitt-tapp@t-mobile.com
	VS0133689

STATE	Program Manager	Robert McFadden	DTMB
		517-636.4571	
		McFaddenR@michigan.gov	
	Contract Administrator	Lisa Spitzley	DTMB
		(517) 249-0440	
		spitzleyL4@michigan.gov	

CONTRACT SUMMARY

WIRELESS VOICE, DATA & ACCESSORIES			
INITIAL EFFECTIVE DATE	INITIAL EXPIRATION DATE	INITIAL AVAILABLE OPTIONS	EXPIRATION DATE BEFORE
April 1, 2021	August 11, 2024	5 - 1 Year	August 11, 2024
PAYMENT TERMS		DELIVERY TIMEFRAME	
N/A		N/A	
ALTERNATE PAYMENT OPTIONS			EXTENDED PURCHASING
<input type="checkbox"/> P-Card	<input type="checkbox"/> PRC	<input type="checkbox"/> Other	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
MINIMUM DELIVERY REQUIREMENTS			
N/A			

DESCRIPTION OF CHANGE NOTICE

OPTION	LENGTH OF OPTION	EXTENSION	LENGTH OF EXTENSION	REVISED EXP. DATE
<input type="checkbox"/>		<input type="checkbox"/>		N/A
CURRENT VALUE	VALUE OF CHANGE NOTICE	ESTIMATED AGGREGATE CONTRACT VALUE		
\$225,000.00	\$0.00	\$225,000.00		

DESCRIPTION

Effective 6/23/2021, this contract is amended to include the attached Apple Business Manager disclosure and authorization.

All other terms, specifications and pricing remain unchanged.