

# **New York City Transit Procurements**

**Louis Montanti**, MTA Deputy Chief Procurement Officer – Procurement Operations

## PROCUREMENTS

The Procurement Agenda this month includes 2 actions for a proposed estimated expenditure of \$24.4M.

<b>Subject</b> Request for Authorization to Award Various Procurements						January 22, 2026			
<b>Department</b> MTA Procurement						<b>Department</b>			
<b>Department Head Name</b> Lisette Camilo						<b>Department Head Name</b>			
<b>Department Head Signature</b>						<b>Department Head Signature</b>			
<b>Project Manager Name</b> Rose Davis						<b>Internal Approvals</b>			
<b>Board Action</b>									
<b>Order</b>	<b>To</b>	<b>Date</b>	<b>Approval</b>	<b>Info</b>	<b>Other</b>		<b>Approval</b>		<b>Approval</b>
1	Committee	01/26/26					President NYCT		Pres. MTA Bus/SVP DOB
2	Board	01/28/26				X	CFO	X	Subways
						X	Law	X	Diversity/Civil Rights
<b>Internal Approvals (cont.)</b>									
<b>Order</b>	<b>Approval</b>		<b>Order</b>	<b>Approval</b>		<b>Order</b>	<b>Approval</b>		<b>Order</b> <b>Approval</b>

**PURPOSE**  
To obtain approval of the Board to award various contracts and purchase orders, and to inform the NYC Transit Committee of these procurement actions.

**DISCUSSION**  
NYC Transit proposes to award Noncompetitive Procurements in the following categories:

<u>Procurements Requiring Majority Vote:</u>	<u># of</u>	<u>\$ Amount</u>
	<u>Actions</u>	
Schedule H: Modifications to Personal/Miscellaneous Service Contracts	1	\$ 8.9M
SUBTOTAL	1	\$ 8.9M

NYC Transit proposes to award Competitive Procurements in the following categories:

<u>Procurements Requiring Majority Vote:</u>	<u># of</u>	<u>\$ Amount</u>
	<u>Actions</u>	
Schedule H: Modifications to Personal/Miscellaneous Service Contracts	1	\$ 15.5M
SUBTOTAL	1	\$ 15.5M

NYC Transit proposes to award Ratifications in the following categories: None

TOTAL	2	\$ 24.4M
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**COMPETITIVE BIDDING REQUIREMENTS:** The procurement actions in Schedules A, B, C, and D are subject to the competitive bidding requirements of PAL 1209 or 1265-a relating to contracts for the purchase of goods or public work. Procurement actions in the remaining Schedules are not subject to these requirements.

**BUDGET IMPACT:** The purchases/contracts will result in obligating funds in the amounts listed. Funds are available in the current operating/capital budgets for this purpose.

**RECOMMENDATION:** That the purchases/contracts be approved as proposed. (Items are included in the resolution of approval at the beginning of the Procurement Section.)

## **BOARD RESOLUTION**

**WHEREAS**, in accordance with Sections 1265-a and 1209 of the Public Authorities Law and the All-Agency General Contract Procurement Guidelines, the Board authorizes the award of certain noncompetitive purchase and public work contracts, and the solicitation and award of requests for proposals regarding purchase and public work contracts; and

**WHEREAS**, in accordance with the All-Agency Service Contract Procurement Guidelines and General Contract Procurement Guidelines the Board authorizes the award of certain noncompetitive miscellaneous service and miscellaneous procurement contracts, certain change orders to purchase, public work, and miscellaneous service and miscellaneous procurement contracts, and

**WHEREAS**, in accordance with Section 2879 of the Public Authorities Law and the All-Agency Service Contract Procurement Guidelines, the Board authorizes the award of certain service contracts and certain change orders to service contracts.

NOW, the Board resolves as follows:

1. As to each purchase and public work contract set forth in annexed Schedule A, the Board declares competitive bidding to be impractical or inappropriate for the reasons specified therein and authorizes the execution of each such contract.

2. As to each request for proposals (for purchase and public work contracts) set forth in Schedule B for which authorization to solicit proposals is requested, for the reasons specified therein, the Board declares competitive bidding to be impractical or inappropriate, declares it is in the public interest to solicit competitive request for proposals, and authorizes the solicitation of such proposals.

3. As to each request for proposals (for purchase and public work contracts) set forth in Schedule C for which a recommendation is made to award the contract, the Board authorizes the execution of said contract.

4. As to each action set forth in Schedule D, the Board declares competitive bidding impractical or inappropriate for the reasons specified therein and ratifies each action for which ratification is requested.

5. The Board authorizes the execution of each of the following for which Board authorization is required: (i) the miscellaneous procurement contracts set forth in Schedule E; (ii) the personal service contracts set forth in Schedule F; (iii) the miscellaneous service contracts set forth in Schedule G; (iv) the modifications to personal/miscellaneous service contracts set forth in Schedule H; (v) the contract modifications to purchase and public work contracts set forth in Schedule I; and (vi) the modifications to miscellaneous procurement contracts set forth in Schedule J.

6. The Board ratifies each action taken set forth in Schedule K for which ratification is requested.

**JANUARY 2026****LIST OF NONCOMPETITIVE PROCUREMENTS FOR BOARD APPROVAL****Procurements Requiring Majority Vote:****H. Modification to Personal & Miscellaneous Service Contracts Awarded as Contracts for Services**  
(Staff Summaries required for items estimated to be greater than \$1,000,000.)

- |  |                    |                                      |
|--|--------------------|--------------------------------------|
| <b>1. Plasser American Corp.<br/>Five Years<br/>Contract # 6%32744.3</b> | <b>\$8,957,322</b> | <b><i>Staff Summary Attached</i></b> |
|--|--------------------|--------------------------------------|
- Modification to the contract for Ultrasonic Internal Rail Flaw Inspections in order to add funding to extend the expiration date for three years.

**Schedule H: Modifications to Personal Service & Miscellaneous Service Contracts****Item Number: 1**

<b>Vendor Name (Location)</b> Plasser American Corp. (Chesapeake, Virginia)
<b>Description:</b> Ultrasonic Internal Rail Flaw Inspections
<b>Contract Term (including Options, if any)</b> November 1, 2017–January 31, 2026
<b>Option(s) included in Total Amount?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> n/a
<b>Procurement Type</b> <input type="checkbox"/> Competitive <input checked="" type="checkbox"/> Noncompetitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Sole-Source
<b>Funding Source</b> <input checked="" type="checkbox"/> Operating <input type="checkbox"/> Capital <input type="checkbox"/> Federal <input type="checkbox"/> Other:
<b>Requesting Department:</b> NYC Transit Department of Subways – Track Engineering Division

<b>Contract Number</b>	<b>AWO/Mod. #</b>
6%32744	3
<b>Original Amount:</b>	\$ 10,352,333
<b>Prior Modifications:</b>	\$ 7,849,087
<b>Prior Budgetary Increases:</b>	\$ 0
<b>Current Amount:</b>	\$ 18,201,421
<b>This Request:</b>	\$ 8,957,322 (estimated)
<b>% of This Request to Current Amount:</b>	49.2%
<b>% of Modifications (including This Request) to Original Amount:</b>	162.3%

**Discussion:**

NYC Transit requests MTA Board approval of a three-year extension to contract 6%32744 with Plasser American Corporation (“Plasser”) for Ultrasonic Internal Rail Flaw Inspections. This modification will extend the expiration date of the contract for three years (February 1, 2026–January 31, 2029) and add additional funding in the amount of \$8,957,322 in order to maintain uninterrupted service while new ultrasonic systems are installed on NYC Transit–owned and operated Track Geometry Cars (“TGCs”) under a separate contract to upgrade and overhaul the TGCs.

Under this contract, Plasser performs ultrasonic testing using equipment mounted to, and contained within, the TGC. Ultrasonic inspection is a function of ensuring track integrity by detecting potential flaws in rail by emitting specific high-frequency soundwaves into the rail and subsequently measuring how those soundwaves move. The analyzing of otherwise invisible flaws within the rail using this technology helps locate rails in need of replacement before a failure occurs. The data resulting from this continuous inspection process is then analyzed by Plasser staff and presented to Department of Subways personnel to assist in track maintenance and specifically rail replacement to ensure the track is safe for the operation of subway trains. The contract also includes maintenance and technical support of Plasser’s ultrasonic testing equipment on the TGCs.

All services provided by Plasser in this contract are performed by, and proprietary to, Plasser. Plasser is the only entity qualified to provide the support and services that NYC Transit requires for the current Ultrasonic systems installed on the TGC3 and TGC4 cars. Services under this contract include the provision of on-vehicle staff to operate the ultrasonic testing equipment, independent analysis staff embedded with NYC Transit staff to mutually interpret the data collected, as well as pricing for maintenance and as-needed repairs of equipment.

This contract has undergone two prior modifications that added 39 months, cybersecurity provisions, and funding in the amount of \$7,849,087. This Modification 3 will bring the contract amount to an estimated \$27,158,743.

Plasser originally submitted a proposal in the amount of \$10,353,832 for this modification. Through discussions with Procurement and the Cost/Price Unit, a unilateral price concession was made, reducing the price to \$8,957,322, a 13.4 percent reduction (savings of \$1,396,510); this represents an approximate 3 percent annual increase from the current pricing over the three-year extension period. The pricing offered by Plasser for this modification has been found to be fair and reasonable.

Contract 6%32744 is the assignment of Contract 6%19339, originally awarded pursuant to EO168 to DPR Ultrasonic Technologies, LLC (“DPR”) as a sole-source estimated quantity contract on November 1, 2017, and ratified by the December 2017 Board. The original contract was for a period of five years (through October 31, 2022) in the total estimated amount of \$10,352,334. DPR was purchased by Plasser in 2023, and the original contract was assigned to Plasser in October 2023. A new contract for ultrasonic testing services will be negotiated with Plasser and awarded during this extension period.

This contract has been evaluated to determine the necessity and appropriate scope, if any, of cybersecurity requirements, including any requirements under federal, state, and local law and regulations. Any applicable cybersecurity requirements, to the extent required, have been included in the terms and conditions of Modification 1.

Plasser has certified that pursuant to EO 16 it is not doing business in Russia.

**Impact on Funding**

This procurement action will utilize Operating funds.

**JANUARY 2026****LIST OF COMPETITIVE PROCUREMENTS FOR BOARD APPROVAL****Procurements Requiring Majority Vote:****H. Modification to Personal & Miscellaneous Service Contracts Awarded as Contracts for Services**  
(Staff Summaries required for items estimated to be greater than \$1,000,000.)

- |   |                     |                                      |
|---|---------------------|--------------------------------------|
| <b>1. C2K Partners</b><br><b>56 months</b><br><b>Contract # R84505.13</b>   | <b>\$15,453,911</b> | <b><i>Staff Summary Attached</i></b> |
| Modification to the contract for Post-Award Consulting Services in support of the R34211 Option 2 Subway Car Contract for the purchase of 435 additional subway cars. |                     |                                      |

## Schedule H: Modifications to Personal Service & Miscellaneous Service Contracts

### Item Number: 1

<b>Vendor Name (Location)</b> C2K Partners (New York, New York)
<b>Description:</b> Post Award Consulting Services for the R211 Subway Car Contract
<b>Contract Term (including Options, if any)</b> March 1, 2018–September 30, 2028
<b>Option(s) included in Total Amount?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> n/a
<b>Procurement Type</b> <input checked="" type="checkbox"/> Competitive <input type="checkbox"/> Noncompetitive
<b>Solicitation Type</b> <input type="checkbox"/> RFP <input type="checkbox"/> Bid <input checked="" type="checkbox"/> Other: Modification
<b>Funding Source</b> <input type="checkbox"/> Operating <input checked="" type="checkbox"/> Capital <input checked="" type="checkbox"/> Federal <input type="checkbox"/> Other:
<b>Requesting Department:</b> Department of Subways, William Amarosa Jr.

<b>Contract Number</b> R84505	<b>Modification #</b> 13
<b>Original Amount:</b>	\$62,623,706
<b>Prior Modifications:</b>	\$54,175,038
<b>Current Amount:</b>	\$116,798,744
<b>This Request:</b>	\$15,453,911
<b>% of This Request to Current Amount:</b>	13.23%
<b>% of Modifications (including This Request) to Original Amount:</b>	111.19%

### Discussion:

NYC Transit is seeking Board approval to exercise Option 2 of the contract for Post-Award Consulting Services to C2K Partners (“C2K”) in support of the R34211 Option 2 Subway Car Contract, in the estimated amount of \$15,453,911. C2K, a joint venture comprised of LTK Engineering Services of New York LLC (“LTK”) and CH2M Hill New York, Inc. (“CH2M”), will provide consulting services support for the purchase of 435 additional subway cars under the previously Board-approved Option 2 Subway Car Contract. The term of this Option period is 56 months (February 1, 2026–September 30, 2030).

On August 26, 2024, Jacobs Civil Consultants Inc. (“Jacobs”) became the successor to CH2M’s joint venture interest in C2K upon its assignment to Jacobs. On that same date, Hatch Associates Consultants Inc. (“Hatch”) became the successor to LTK’s joint venture interest in C2K upon its assignment to Hatch.

The award to Kawasaki Rail Car Inc. for the R34211 Base Car Contract was approved by the Board in January 2018, with two Options, each requiring Board approval prior to being exercised. This contract includes the design, manufacturing, and delivery of 440 closed-end cars (R211A) and 20 open-gangway cars (R211T) for NYC Transit’s “B” Division, and 75 cars (R211S) for Staten Island Railway. The R34211 Option 1 Car Contract, approved by the Board in November 2022, was for the purchase of 640 closed-end cars (R211A), also for NYC Transit’s “B” Division. The R34211 Option 2 is for the purchase of 435 cars and consists of 355 closed-end cars (R211A) and 80 open-gangway cars (R211T) for “B” Division.

Based on a competitive Request for Proposals (“RFP”) solicitation, and after obtaining Board approval, the base contract (R84505) for consulting services was awarded to C2K on March 1, 2018, in the amount of \$62,623,706, for a term of eight and a half years. Support services under this contract include project management, quality management, and negotiation support. The scope of the C2K contract also includes providing NYC Transit with the following support: (1) industrial design, car mock-up reviews, and on-site engineering reviews; (2) Buy America and U.S. Employment Plan audits; (3) various inspection services including first article inspection, pre-shipment inspection, on-site inspection; and (4) testing services.

Including the modification for Option 1 car contract, there have been 13 additional modifications to this contract to: (1) incorporate certain discounts on travel expenses; (2) address a cost reduction; (3) adjust the overhead rate of one of the subconsultants; (4) provide additional consulting support for procurement activities for the R211 Option 1 negotiations with Kawasaki Rail Car Inc.; (5) provide other administrative functions in support of the R34211 contract; (6) provide additional engineering support to ensure adequate staffing for NYC Transit’s management of the R34211 Contract; (7) add a new subconsultant; (8) add Cybersecurity Terms and Conditions, and Requirements for C2K’s Document Management System; (9) exercise Option 1 consultant services to support Option 1 Car Contract (approved by the Board in April 2023 in the amount of \$23,664,468); (10) adjust the overhead rates of C2K and its subcontractors for 2023; (11) modify rules of travel expenses; (12) adjust the overhead rates of C2K and its subcontractors for 2024; and (13) adjust the overhead rates of C2K and its subcontractors for 2025. The total value of the executed modifications is \$54,175,038.

The consulting services to be provided specifically for Option 2 will primarily cover inspection and testing, and other engineering support for the project.

C2K submitted its proposal of \$15,904,046 based on the estimated labor rate adjustments calculated in accordance with a price index formula set forth in the R84505 Contract, as well as the adjusted overhead rates and travel expenses. Negotiations resulted in the final price of \$15,453,911, which represents a reduction of \$450,135. Procurement and NYC Transit’s Cost Price Analysis Unit have determined the price to be fair and reasonable.



In Option 2, NYC Transit will introduce into the contract a Performance Evaluation Program. The program will be based on C2K's performance and evaluated semiannually. C2K will be measured against four key categories: (1) Project Management; (2) Engineering Support; (3) Procurement Support; and (4) Inspection and Testing Support. The consultant will receive a rating against each category during the assessment period. Once the performance score for each category has been calculated, C2K will receive a final overall score. If the overall score is deemed very good or exceptional, the consultant will receive a 1–2 percent incentive payment, respectively. However, if C2K receives a satisfactory or marginal score, no incentive is applied.

In connection with a previous contract awarded to Jacobs, Jacobs was found to be responsible notwithstanding significant adverse information ("SAI") pursuant to the All-Agency Responsibility Guidelines and such responsibility finding was approved by the MTA Chief Administrative Officer with the concurrence of the MTA General Counsel in April 2024. No new SAI has been found relating to Jacobs and Jacobs has been found to be responsible.

Based on the current vendor performance evaluation completed by the Program Management Office, it is determined that C2K has the experience, technical capability, resources, and facilities to perform the work required.

The contract resulting from this procurement action has been evaluated to determine the necessity and appropriate cybersecurity requirements, including any requirements under federal, state, and local law regulations. The Authority is working with the consultant to include applicable cybersecurity requirements prior to the execution of this option.

The Controller's Office has performed a financial analysis and based on the criteria used, there is reasonable assurance that C2K Partners (the incumbent) is financially qualified to perform under this Option.

C2K has certified pursuant to EO 16 that it is not doing business in Russia.

**M/W/DBE Information**

The MTA Department of Diversity of Civil Rights has assigned goals of 20 percent DBE. C2K Partners has submitted a utilization plan to achieve the assigned DBE goals. C2K's DBE performance has been assessed, and it complies with the goals.

**Impact on Funding**

This option is funded with local funds from the 2020–2024 Capital Program.