

RESOLUTION No. 1978-253

AUTHORIZING THE PRESIDENT OF THE BOARD OF TRUSTEES TO ENTER INTO AN AGREEMENT FOR THE PURCHASE OF PROPERTY FROM UNION PROPERTIES, INC.

WHEREAS, by Resolution No. 1978-192 the Board of Trustees authorized and directed the General Manager of the Greater Cleveland Regional Transit Authority to negotiate for the acquisition of property necessary to preserve a right-of-way option for a proposed future rail transit extension as outlined in the 5-County Transit Study; and

WHEREAS, the General Manager of the Greater Cleveland Regional Transit Authority has negotiated the purchase of certain parcels of land located within the City of Beachwood, County of Cuyahoga and State of Ohio, and known as being part of original Warrensville Township; and

WHEREAS, the United States Department of Transportation, Urban Mass Transportation Administration has indicated that it is their preference that the Greater Cleveland Regional Transit Authority purchase these parcels with local funds; the value of said purchased properties to be then used as a portion of the Greater Cleveland Regional Transit Authority's local matching share if the rail transit extension is approved by UMTA.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Trustees of the Greater Cleveland Regional Transit Authority, Cuyahoga County, Ohio:

Section 1. That the President of the Board of Trustees be and is hereby authorized and directed to enter into an agreement of purchase and sale, and escrow instructions, with Union Properties, Inc. for the purchase of the premises located between Green and Richmond Roads in Beachwood, Ohio, further listed as Permanent Parcel No. 742-2-1, for the sum of One Million Fifty Thousand Dollars (\$1,050,000.00).

Said premises shall be conveyed by a good and sufficient warranty deed and shall be free and clear of all encumbrances, except conditions, restrictions, easements and limitations now of record (which conditions, restrictions, easements and limitations now of record shall not impair the use of the property for public transportation uses) and current taxes and assessments.

Water charges (if any), rents (if any), and taxes and assessments, both general and special, shall be prorated as of the date of recording deed.

All expenses of closing, except deed recording cost and one half of all escrow fees, are to be paid by buyer.

Said property is further described as follows:

Situated in the City of Beachwood, County of Cuyahoga and State of Ohio, and known as being part of Original Warrensville Township Lot No. 39, and bounded and described as follows:

Beginning in the center line of Richmond Road (100 feet wide) at the Northeasterly corner of said Original Lot No. 39; thence Westerly along the Northerly line of said Original Lot No. 39, to a point distant Easterly, measured along said Northerly line, 171-31/100 feet from the Westerly line of said Original Lot No. 39; thence Southerly parallel to said Westerly line of Original Lot No. 39, to the center line of Shaker Boulevard, South Roadway (60 feet wide); thence Easterly along said center line, to the center line of Richmond Road; thence Northerly along the center line of Richmond Road, to the place of beginning, be the same more or less, but subject to all legal highways.

Section 2. That this Resolution shall be effective immediately upon its adoption.

Adopted: September 5, 1978

Jim J. Beckwith  
President

Attest:

William C. Lehman  
Secretary-Treasurer