

RESOLUTION NO. 1979-286

AUTHORIZING THE PRESIDENT OF THE BOARD OF TRUSTEES TO EXECUTE A WRITTEN MEMORANDUM EXTENDING THE OPERATING AGREEMENT WITH GARFIELD HEIGHTS COACH LINES

WHEREAS, the Greater Cleveland Regional Transit Authority is a party to a Public Transportation Operating Agreement with Garfield Heights Coach Lines, Inc.; and

WHEREAS, Garfield Heights Coach Lines has exercised the purchase option provision of the operating agreement with the Greater Cleveland Regional Transit Authority; and

WHEREAS, by Resolution No. 1979-258, adopted September 18, 1979, the Authority placed Garfield Heights Coach Lines, Inc. on notice that it would not renew the Operating Transit Assistance Agreement unless Garfield Heights Coach Lines, Inc. complied fully and completely with the requirements of the Operating Assistance Agreement Article V, Section 2(b); and

WHEREAS, Garfield Heights Coach Lines, Inc. has advised the Authority that it shall comply with the Operating Assistance Agreement Article V, Section 2(b); and

WHEREAS, the Independent Transit Employees Union which represents the transit employees of Garfield Heights Coach Lines, Inc. has advised the Greater Cleveland Regional Transit Authority of its commitment, ratified by the membership, to accept the wage rates which result from the pending wage arbitration between Amalgamated Transit Union 268 and the Greater Cleveland Regional Transit Authority, upon acquisition of Garfield Heights Coach Lines, Inc. by the Greater Cleveland Regional Transit Authority:

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

Section 1. That the President of the Board of Trustees be and he is hereby authorized to execute a written memorandum with Garfield Heights Coach Lines providing for the extension of the terms and conditions of the current operating agreement now in effect with the subsidy payment to be based upon the Greater Cleveland Regional Transit Authority wage rates in effect for the period of this extension.

Section 2. That said extension shall be (1) for a period of ninety days or (2) until a mutually acceptable L3C Agreement is negotiated and executed between the Independent Transit Employees Union and the Greater Cleveland Regional Transit Authority and the acquisition of Garfield Heights Coach Lines, Inc. is completed, whichever is sooner. And further, said extension is contingent upon Garfield Heights Coach Lines, Inc. being fully and completely in compliance with the Operating Assistance Agreement and specifically Article V, Section 2(b).

Section 3. That if a mutually acceptable 13C Agreement is not negotiated and executed between the Independent Transit Employees Union and the Greater Cleveland Regional Transit Authority, the Operating Assistance Agreement with Garfield Heights Coach Lines, Inc. will be allowed to expire after ninety days without further extension.

Section 4. That this Resolution shall be effective immediately upon its adoption.

Adopted: October 23, 1979

President

Attest:

William C. Edman
Secretary-Treasurer