

RESOLUTION NO. 1980-280

AUTHORIZING THE EXTENSION OF THE OPERATING ASSISTANCE AGREEMENT WITH BRECKSVILLE ROAD TRANSIT, INC.

WHEREAS, the Board of Trustees authorized an expenditure of \$187,612.00 for the purchase of Brecksville Road Transit, Inc. by Resolution No. 1979-287, adopted October 23, 1979; and

WHEREAS, the Brecksville Road Transit, Inc. has failed to execute a Purchase Agreement with the Greater Cleveland Regional Transit Authority; and

WHEREAS, the Greater Cleveland Regional Transit Authority has filed an action in the Court of Common Pleas styled Greater Cleveland Regional Transit Authority vs. Brecksville Road Transit, Inc., No. 79-005582, asking for specific performance of the Purchase Agreement and said suit is pending before the court; and

WHEREAS, the Court has indicated that it will render a decision on this matter on or before August 1, 1980; such decision is still pending; and

WHEREAS, Brecksville Road Transit, Inc. has continued to operate Greater Cleveland Regional Transit Authority service with the Greater Cleveland Regional Transit Authority fare structure;

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

Section 1. That the operating agreement with Brecksville Road Transit, Inc. dated November 14, 1975 be and it is hereby extended to a date 30 days following the journalization of the decision of the Court of Common Pleas in said lawsuit.

Section 2. That the President of the Board of Trustees shall have those powers vested in him by Resolution No. 1979-287 authorizing him to execute a purchase agreement for the acquisition of the transit facilities of Brecksville Road Transit, Inc. conforming with the requirements of the option clause (Article XI) of the public transportation operating agreement with Brecksville Road Transit dated November 14, 1975.

Section 3. That this resolution shall be effective immediately upon its adoption.

Adopted: August 5, 1980 Harry Alexander
President

Attest: William C. Johnson
Secretary-Treasurer