

RESOLUTION NO. 1981 - 286

DECLARING AN EMERGENCY AND AUTHORIZING PAYMENT TO INDEPENDENCE EXCAVATING, INC. IN THE AMOUNT OF \$82,978.33 FOR PERFORMING NECESSARY WORK TO RESOLVE THE EMERGENCY

WHEREAS, a blocked culvert caused flooding on RTA land and adjacent premises in the vicinity of East 75th Street, Cleveland, Ohio, resulting in a real and present danger to the public welfare and to Greater Cleveland Regional Transit Authority property and personnel; and

WHEREAS, it was necessary to perform extensive excavating to determine the exact location of the culvert before it could be cleared; and

WHEREAS, the locating and clearing of the culvert resulted in a real benefit to the Greater Cleveland Regional Transit Authority; and

WHEREAS, the value of the services claimed by the Independence Excavating Company is \$84,172.33.

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

Section 1. That the flooding condition existing at the East 75th Street Right of Way location in Cleveland, Ohio constituted a real and present danger to the property of the Greater Cleveland Regional Transit Authority and to the public welfare.

Section 2. That emergency action was necessary to locate and clear the blocked culvert which caused the flooding.

Section 3. That the reasonable value of the services rendered by Independence Excavating, Inc. is \$82,978.33.

Section 4. That an expenditure of \$82,978.33 be and it is hereby authorized as payment in full for the services rendered by Independence Excavating, Inc. in performing necessary work in resolving an emergency facing the Greater Cleveland Regional Transit Authority.

Section 5. That this Resolution take effect immediately upon its adoption by the Board of Trustees.

Adopted October 6, 1981

Gary Alford
President

Attest *William C. Edman*
Secretary-Treasurer