

A RESOLUTION APPROVING AN AGREEMENT WITH BREDI COSTRUZIONI FERROVIARIE, S.p.A. AND AUTHORIZING PAYMENT OF A SUM NOT TO EXCEED \$183,088, PLUS SHIPPING AND CUSTOM COSTS FOR CERTAIN PARTS.

WHEREAS, the Greater Cleveland Regional Transit Authority (GCRTA) and Breda Costruzioni Ferroviarie, S.p.A. (Breda) entered into a contract dated February 21, 1978 for the purchase of 48 light rail vehicles (LRV's); and

WHEREAS, certain contract disputes have arisen between the parties regarding the performance of the LRV's; and

WHEREAS, the GCRTA and Breda have entered into an agreement whereby Breda has agreed to provide at no cost to GCRTA alternative engineering solutions for improvement of the chopper ventilation system on the Breda LRV's; and

WHEREAS, pursuant to said agreement GCRTA has agreed to purchase from Breda spare parts in the sum of \$133,088, plus shipping and custom costs pursuant to invoice; and

WHEREAS, GCRTA has agreed to reimburse Breda a sum not to exceed \$50,000.00 for parts and materials to be installed on a prototype LRV; and

WHEREAS, the parts to be purchased are propriety and noncompetitive and cannot be secured from any source other than Breda; and

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

Section 1: That the agreement attached hereto and incorporated herein is hereby approved.

Section 2: That an expenditure in the sum of \$183,088, plus shipping and custom costs pursuant to invoice is hereby authorized and approved for payment according to the terms of that agreement.

Section 3: That said expenditure shall be from the General Fund.

Section 4: That this resolution shall be subject to any UMTA concurrence that may be required.

Section 5: That resolution shall become effective immediately upon its adoption.

Adopted: _____ July 15 _____, 1986

Harry Alexander
Vice President

Attest: Robert J. Langraf
Secretary-Treasurer