

RATIFYING AN EMERGENCY DECLARATION OF THE BOARD OF TRUSTEES RELATING TO PHYSICAL DAMAGE AT THE HAYDEN GARAGE AND AUTHORIZING THE GENERAL MANAGER TO ENTER INTO CONTRACTS TO CORRECT THE EMERGENCY CONDITION (EST. \$600,000.00 - CAPITAL IMPROVEMENT FUND) - CONSTRUCTION MANAGEMENT AND ENGINEERING BUDGET.

WHEREAS, on June 27, 1990, the General Manager polled the Board of Trustees of the Greater Cleveland Regional Transit Authority requesting an emergency declaration related to property damage resulting from a diesel fuel leak at Hayden Garage;

WHEREAS, by two-thirds affirmative vote, the Board of Trustees declared the existence of a real and present emergency; and

WHEREAS, the General Manager directed the Procurement Department to immediately take the steps necessary to engage contractors to correct this condition.

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

Section 1. That a real and present emergency exists within the meaning of O.R.C. 306.43 (a)(2), involving physical damage to structures and equipment resulting from the leakage of diesel fuel at Hayden Garage.

Section 2. That the actions taken by the General Manager to correct the emergency condition are hereby ratified.

Section 3. That the General Manager is further authorized to enter into contracts with George Allen Construction (estimate - \$410,000), Webster Engineering (estimate - \$100,000), Louis Dreyfus Energy (\$20,000), and Laidlaw Environmental (estimate - \$70,000) for the performances of the required environmental response actions, not to exceed six hundred thousand & 00/100 dollars (\$600,000.00).

Section 4. That said emergency contracts shall be payable from the Capital Improvement Fund.

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

Adopted: _____ July 24 _____, 1990



President

Attest: _____
General Manager/Secretary-Treasurer

RECEIVED

P.T.A.

AUG 2 3 58 PM '90

LEGAL DEPT.