

RESOLUTION NO. 1990 - 146

**AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AGREEMENT
WITH THE CITY OF CLEVELAND (CITY) FOR THE MODIFICATION
AND/OR REPLACEMENT OF CERTAIN EXISTING RTA CATENARY
STRUCTURES LOCATED AT OR NEAR EAST 120TH AND EUCLID
AVENUE.**

WHEREAS, the Greater Cleveland Regional Transit Authority (RTA) has entered into negotiations for an agreement whereby the CITY will modify and/or replace certain existing RTA catenary structures located at or near East 120th and Euclid Avenue; and

WHEREAS, such negotiations have resulted in a proposed agreement; and

WHEREAS, under the agreement the CITY will design and construct the catenary structural modifications "the FACILITIES" in accordance with the Design Memorandum and Specifications which shall meet with the prior approval of RTA; and

WHEREAS, under the agreement the CITY will bear all costs of designing and constructing the FACILITIES; and

WHEREAS, under the agreement, said modification and/or replacement will not substantially nor unreasonably delay, interfere or halt the use of the RTA Red Line Rapid for transportation purposes; and

WHEREAS, the CITY is presently undergoing a city-wide expansion of Cleveland Public Power (CPP) electrical transmission system and it has become necessary for CPP to construct a right-of-way corridor for electrical transmission lines some of which will traverse, cross and run adjacent to the RTA rail right-of-way; and

WHEREAS, the subject agreement would allow for continued expansion of the CPP system and inflict no detrimental impact upon RTA; and

WHEREAS, this agreement with the CITY consistent with and pursuant to Ohio Revised Code section 306.35(M).

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

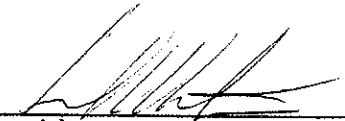
Section 1: That the General Manager is hereby authorized to execute an agreement with the City of Cleveland for the modification and/or replacement of certain existing RTA catenary structures located at or near East 120th and Euclid Avenue.

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Section 2: That the General Manager is authorized to execute and sign any and all instruments necessary to the execution of the agreement.

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

Adopted: August 21, 1990



President

Attest: 

General Manager/Secretary-Treasurer