

RESOLUTION NO. 1992-77

AMENDING RESOLUTION NO. 1979-294  
WHICH AUTHORIZED THE GREATER CLEVELAND REGIONAL  
TRANSIT AUTHORITY'S COOPERATION WITH THE DIRECTOR  
OF TRANSPORTATION IN REPLACING THE EAST 116TH STREET BRIDGE

WHEREAS, by Resolution No. 1979-294, duly adopted by the Board of Trustees of the Greater Cleveland Regional Transit Authority, October 23, 1979, consent was given and cooperation was proposed to the Director of Transportation, Ohio Department of Transportation, to construct the East 116th Street bridge over GCRTA tracks at Shaker Boulevard in Cleveland, Ohio; and

WHEREAS, the total length of work will be approximately 0.038 mile; and

WHEREAS, the Director of Transportation has requested that GCRTA agree to assume and bear 100% of the cost of Right-of-Way in addition to the assumptions authorized by Resolution No. 1979-294; and

WHEREAS, the Director of Transportation has indicated his willingness to cooperate with the Greater Cleveland Regional Transit Authority and to construct said bridge in accordance with Chapter 5521 of the Ohio Revised Code; and

WHEREAS, the Board of Trustees of the Greater Cleveland Regional Transit Authority desires the Director of Transportation to proceed with said bridge improvement.

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

Section 1. That Resolution 1979-294 authorizing the Greater Cleveland Regional Transit Authority's cooperation with the Director of Transportation in replacing the East 116th Street bridge be amended by adding the following provisions:

I. The Director of Transportation notwithstanding the percentage basis of contribution may allocate the money contributed in whatever manner he may deem necessary in financing the cost of construction, rights-of-way, engineering and incidental expenses. The total share of the cost for this Authority is now estimated in the amount of One Hundred Twenty-Five Thousand Five Hundred Ten Dollars (\$125,510.00), less an estimated credit due the Authority for its share of Railroad Force Account cost to be incurred by it in the amount of One Thousand One Hundred Forty (\$1,140.00), leaving an estimated balance presently due the State of Ohio from GCRTA in the amount of One Hundred Twenty Four Thousand Three Hundred Seventy Dollars (\$124,370.00), but said estimated amount is to be adjusted in order that the Authority's ultimate share of the cost of said improvement shall correspond with said percentages of actual costs when said actual costs are determined; and

II. That the section of highway above described be improved under the provisions of Chapter 5521 of the Ohio Revised Code. That said work be done under the charge, care and superintendence of the Director of Transportation and that said plans, specifications and estimates for this highway improvement as approved by the Director of Transportation are hereby approved and adopted by this Board of Trustees of the Greater Cleveland Regional Transit Authority.

III. Change orders and extra work contracts required to fulfill the construction contract shall be processed as needed. The Director of Transportation shall not approve a change order or extra work contract until he first gives notice, in writing, to this Board of Trustees of the Greater Cleveland Regional Transit Authority. The Board of Trustees of the Greater Cleveland Regional Transit Authority shall contribute its share of the cost of these items in accordance with other sections herein.

IV. That the estimated sum of One Hundred Twenty Four Thousand Three Hundred Seventy Dollars (\$124,370.00), is hereby appropriated from the Capital Fund for improving the bridge described herein and the General Manager is hereby authorized to pay said sum upon the requisition of the Director of Transportation to pay costs and expenses of said improvement, the Authority hereby agreeing to assume in the first instance its share of the cost and expense over and above the amount to be paid by the Federal government.

V. That the installation of all utility facilities on the right-of-way shall conform with the requirements of the Federal Highway Administration Policy and Procedure Memorandum 30-4, "Utility Transportation Rules on Utility Accommodations".

VI. That the Authority shall, at its own expense, make all rearrangement of water mains, service lines, fire hydrants, valve boxes, sanitary sewers, and/or any appurtenances thereto, which do not comply with the provisions of Ohio Department of Transportation Directive H-P-508, as may be necessary to conform to the said improvement and said rearrangement shall be done at such time as requested by the Department of Transportation Engineer.

VII. That traffic control signals will be installed on the project only when recommended by a study of roadway and traffic conditions by a traffic engineer or when at least one of the warranting conditions specified in the Ohio Manual of Uniform Traffic Control Devices is met and the Authority does hereby agree to place and maintain all traffic control devices conforming to the Ohio Manual of Uniform Traffic Control Devices on the improvement in compliance with the provisions of Section 4511.11 and related sections of the Ohio Revised Code.

VIII. That this Board of Trustees of the Greater Cleveland Regional Transit Authority hereby requests the Director of Transportation to proceed with the aforesaid highway improvement.

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IX. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with the Director of Transportation providing for the payment by this Authority, the sum of monies set forth hereinabove for improving East 116th Street.

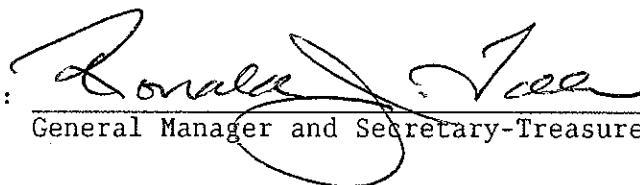
X. That the Clerk of this Board be, and he is hereby directed to transmit to the Director of Transportation a certified copy of these Resolutions.

Section 2. Resolution 1979-294 shall remain unchanged in all other respects.

Section 3. This resolution shall become effective immediately upon its adoption.

Adopted: \_\_\_\_\_ June 2 \_\_\_\_\_, 1992.

  
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President

Attest:   
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General Manager and Secretary-Treasurer