AUTHORIZING A CONTRACT WITH NATIONAL ENGINEERING & CONTRACTING COMPANY FOR THE CONSTRUCTION OF THE TOWER CITY VIADUCT STRUCTURES, WATERFRONT TRANSIT LINE, PROJECT 32C (\$4,726,938.00 CAPITAL IMPROVEMENT FUND - 100% LOCAL FUNDS).

WHEREAS, the bid of National Engineering & Contracting Company located at 12608 Alameda Drive, Strongsville, Ohio 44136 for the construction of the Tower City Viaduct Structures, Waterfront Transit Line, Project 32C was received on October 20, 1994 for the price set forth in said bid, involving an expenditure of four million seven hundred twenty-six thousand nine hundred thirty-eight & 00/100 dollars (\$4,726,938.00); and

WHEREAS, the General Manager deems the bid of National Engineering & Contracting Company to be the lowest responsive bid from a responsible bidder and recommends acceptance thereof by the Board of Trustees.

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

Section 1. That the bid of National Engineering & Contracting Company for the construction of the Tower City Viaduct Structures, Waterfront Line, Project 32C be and the same is hereby accepted as the lowest responsive bid from a responsible bidder.

Section 2. That the General Manager be and he is hereby authorized to enter into a contract with National Engineering & Contracting Company for the construction of the Tower City Viaduct Structures, Waterfront Transit Line, Project 32C.

Section 3. That said contract shall be payable from GCRTA Capital Improvement Fund - 100% Local funds in the amount of four million seven hundred twenty-six thousand nine hundred thirty-eight & 00/100 dollars (\$4,726,938.00).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Bid Specifications and Addenda, if any, the Affirmative Action Plan adopted by the Board of Trustees in Resolution 1993-88; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That this Resolution take effect immediately upon its adoption.

| Adopted: | December 6 | , 1994 | | |
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General Manager/Segretary-Treasurer