

**RESOLUTION NO. 1996-159**

**RATIFYING \$249,578.90 OF GENERAL MANAGER APPROVED CHANGE ORDERS, AND APPROVING AN ADDITIONAL CHANGE ORDER OF \$78,250.00 TO CONTRACT NO. 95021 WITH DELTA RAILROAD CONSTRUCTION, INC. FOR PROJECT 23E2/II - RED LINE TRACK WORK - \$327,828.90 - CAPITAL GRANTS OH-03-0128 (\$220,244.00), OH-03-0136 (\$29,334.90), (\$199,662.40 IN FEDERAL FUNDS WHICH REPRESENT 60.9% OF THE TOTAL COST AND \$78,250.00 - LOCAL FUNDS)**

WHEREAS, Resolution 1995-93 adopted June 20, 1995 authorized a contract with Delta Railroad Construction, Inc., for Project 23E2/II - Red Line Track Work at a price of three million three hundred ninety-six thousand nine hundred eighty-four & 00/100 dollars (\$3,396,984.00); and

WHEREAS, the General Manager used his change order authority to approved changes amounting to two hundred forty-nine thousand five hundred seventy-eight & 90/100 dollars (\$249,578.90); and

WHEREAS, a judgment obtained by Norfolk Southern Railroad requires additional work on the Red Line to build a catenary portal and a cantilever structure; and

WHEREAS, it is in the best interest of the Authority to have Delta Railroad Construction, Inc. perform the additional work; and

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

Section 1. That the changes approved by the General Manager to Contract No. 95021 with Delta Railroad Construction in the amount of two hundred forty-nine thousand five hundred seventy-eight and 90/100 dollars (\$249,578.90) be and hereby are ratified.

Section 2. That an additional change order in the amount of seventy-eight thousand two hundred fifty and 00/100 (\$78,250.00) be authorized for a total revised contract amount of three million seven hundred twenty-four thousand eight hundred twelve & 90/100 dollars (3,724,812.90).

Section 3. That the General Manager be and he is hereby re-authorized to exercise his full change Order authority under GCRTA Procurement Policy, Section I-4.2.7.2, applied to the Delta Railroad Construction, Inc., contract for Project 23E2/II.

Section 4. That said contract amendment shall be payable out of 100% local funds and Capital Grants OH-03-0128 and OH-03-0136.

Section 5. All other terms and conditions of the contract shall remain unchanged.

Section 6. That this resolution take effect immediately upon its adoption.

Adopted: \_\_\_\_\_ November 19 \_\_\_\_\_, 1996



\_\_\_\_\_  
President

Attest:



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General Manager/Secretary-Treasurer