

RESOLUTION NO. 2001 - 81

AUTHORIZING CONTRACT 2001-003 WITH ENRON ENERGY SERVICES/CLINTON ENERGY FOR PROVISION OF NATURAL GAS AND RELATED BROKERAGE SERVICES FOR A THREE YEAR PERIOD WITH TWO ADDITIONAL ONE YEAR OPTIONS AT A PRICE NOT TO EXCEED \$7,500,000.00 FOR THE BASE THREE YEARS (GENERAL FUND –FACILITIES MAINTENANCE & BUS EQUIPMENT DEPARTMENT BUDGETS)

WHEREAS, the Greater Cleveland Regional Transit Authority has determined the need to obtain the services of a Natural Gas Broker for the purchase of Natural Gas to power CNG buses and heat various GCRTA facilities;

WHEREAS, the offer of Enron Energy Services/Clinton Energy located at 400 Metro Place North, Suite 360, Dublin, Ohio 42017 for the provision of Natural Gas Broker Service was received on March 9, 2001; and

WHEREAS, Enron Energy Services/Clinton Energy has offered to perform said work and provide natural gas as required for the base three years at a total negotiated price not to exceed seven million five hundred thousand & 00/100 dollars (\$7,500,000.00), based on the NYMEX fuel index and the estimate of annual usage; and

WHEREAS, the General Manager deems the offer of Enron Energy Services/Clinton Energy to be advantageous to the Authority, cost and other factors considered, 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 offer of Enron Energy Services/Clinton Energy for provision of Natural Gas and related Brokerage Services, as negotiated, for a period of three years, with two one year options, be and the same is hereby accepted as the most advantageous the Authority, cost and all other factors considered.

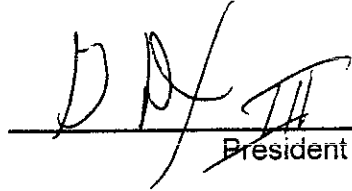
Section 2. That the General Manager of the Authority be and he is hereby authorized to enter into a contract with Enron Energy Services/Clinton Energy for the provision of Natural Gas and related Brokerage Services, for a period of three years.

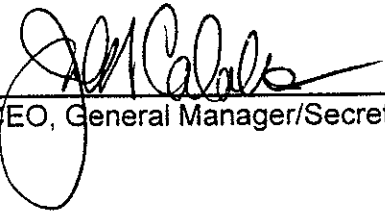
Section 3. That said contract shall be payable out of the RTA General Fund, Facilities Maintenance and Bus Equipment Department Budgets, at a price not to exceed seven million five hundred thousand & 00/100 dollars (\$7,500,000.00) for the base three years, based on an estimate of annual usage.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon appropriation for the current and future contract years and upon compliance by the contractor to the Specification and Addenda, if any: the Affirmative Action Plan adopted by the Board of Trustees in Resolution 2000-065; bonding and insurance requirements and all applicable laws relating to the contractual obligations of the Authority.

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

Adopted: June 19, 2001

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer