

RESOLUTION NO. 2009-38

AMENDING RESOLUTIONS 2009-26, 2009-27, 2009-28, 2009-29, 2009-30, AND 2009-31 TO AUTHORIZE THE USE OF AVAILABLE 100% LOCAL FUNDS WHICH WILL BE REPLACED BY FTA FUNDS UNDER THE ARRA OF 2009

WHEREAS, the Board of Trustees authorized the CEO, General Manager/Secretary-Treasurer of the Greater Cleveland Regional Transit Authority (RTA) to enter into certain agreements pursuant to Resolutions 2009-26, 2009-27, 2009-28, 2009-29, 2009-30, and 2009-31 (the "Resolutions"); and

WHEREAS, the Resolutions stated that funding for those projects would be derived from the RTA Development Fund, Engineering & Project Development Department budget; and

WHEREAS, the Resolutions also stated that contract award was contingent upon receipt of certain federal funds.

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

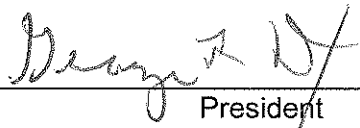
Section 1: That each of the Resolutions is hereby amended as follows: delete the second sentence of each of the Resolutions, which states: "The award of this contract is contingent upon FTA approval of funds under the American Recovery and Reinvestment Act (ARRA) of 2009 and receipt of those grant funds."

Section 2: That each of the Resolutions is hereby further amended by adding the following second sentence to Section 3: "The award of the contract is based on initially using available 100% Local Funds, which will be replaced with FTA funds under the American Recovery and Reinvestment Act (ARRA) of 2009."

Section 3: That all other provisions of the Resolutions remain unchanged.

Section 4: That this resolution shall become effective immediately upon its adoption.

Adopted: May 19, 2009

  
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President

Attest:   
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CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority  
**STAFF SUMMARY AND COMMENTS**

TITLE/DESCRIPTION:  AMENDING RESOLUTIONS 2009-26, 2009-27, 2009-28, 2009-29, 2009-30, AND 2009-31 TO AUTHORIZE THE USE OF AVAILABLE 100% LOCAL FUNDS	Resolution No.: 2009-38
	Date: May 14, 2009
	Initiator: Engineering & Project Development
ACTION REQUEST: <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Review/Comment <input type="checkbox"/> Information Only <input type="checkbox"/> Other _____	

- 1.0 PURPOSE/SCOPE: This action will amend Resolutions 2009-26, 2009-27, 2009-28, 2009-29, 2009-30, and 2009-31 (the "Resolutions") to designate that award of the contracts authorized by those Resolutions is based on initially using available 100% local funds, which will be replaced with FTA funds under the American Recovery and Reinvestment Act (ARRA) of 2009.
- 2.0 DESCRIPTION/JUSTIFICATION: The FTA is currently backlogged on grant approvals, and it is our desire to enter into contracts to move these projects forward. This amendment provides the CEO, General Manager/Secretary-Treasurer authority to enter into contracts using local funds until a replacement can be made with ARRA funds when ARRA grants are approved.
- 3.0 PROCUREMENT BACKGROUND: Does not apply.
- 4.0 DBE/AFFIRMATIVE ACTION BACKGROUND: Does not apply.
- 5.0 POLICY IMPACT: The CEO, General Manager/Secretary-Treasurer has authority to enter into contracts using local funds until replacement is made with ARRA funds.
- 6.0 ECONOMIC IMPACT: Use of available 100% local funds to be replaced by funds under the ARRA.
- 7.0 ALTERNATIVES: To make award of contracts contingent upon receipt of ARRA funds.
- 8.0 RECOMMENDATION: It is recommended that the Board of Trustees amend the Resolutions to designate that award of the contracts authorized by those Resolutions is based on initially using available 100% local funds, which will be replaced with FTA funds under the American Recovery and Reinvestment Act (ARRA) of 2009.
- 9.0 ATTACHMENTS: Does not apply.

Recommended and certified as appropriate to the availability of funds, legal form and conformance with the Procurement requirements.

  
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CEO, General Manager/Secretary-Treasurer