

RESOLUTION NO. 2013-10

AUTHORIZING AN INTERAGENCY AGREEMENT WITH THE CITY OF CLEVELAND FOR THE PURPOSE OF CONDUCTING A BIKE SHARE FEASIBILITY STUDY AND IMPLEMENTATION PLAN

WHEREAS, the City of Cleveland has contracted Toole Design Group, LLC to conduct a Bike Share Feasibility Study and Implementation Plan ("Studies"); and

WHEREAS, the GCRTA provides public transportation in the City and is supportive of a multi-modal network of transportation options; and

WHEREAS, out of mutual benefit in participating in the result of the Studies, GCRTA desires to share in the cost of the Consultant's fee; and

WHEREAS, Consultant Toole Design Group, LLC has proposed to undertake the Studies at a cost of fifty six thousand twenty two dollars (\$56,022.00) with fifty thousand dollars (\$50,000.00) from the City of Cleveland's Office of Sustainability funding and six thousand twenty-two dollars (\$6,022.00) of GCRTA funds from the Department of Planning and Programming's budget; and

WHEREAS, the Studies are expected to begin in February 2013 and conclude in June 2013; and

WHEREAS, a bike sharing system could act as an extension of the existing public transportation system, providing passengers with additional options for the first and last miles of their trips.


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

Section 1. That the General Manager/Secretary-Treasurer of the Greater Cleveland Regional Transit Authority be and is hereby authorized to enter into an Interagency Agreement with the City of Cleveland for the purpose of conducting a Bike Share Feasibility Study and Implementation Plan.

Section 2. That the six thousand twenty-two dollars (\$6,022.00) contributed by GCRTA will be funded from the Planning and Programming Department Budget.

Section 3. That this resolution shall take effect immediately upon its adoption.

Adopted: February 19, 2013

  
\_\_\_\_\_  
President

Attested:   
\_\_\_\_\_  
CEO, General Manager/Secretary-Treasurer



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

<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: INTERAGENCY AGREEMENT FOR BIKE SHARE FEASIBILITY STUDY AND IMPLEMENTATION PLAN</b>  <b>VENDOR: CITY OF CLEVELAND</b>  <b>AMOUNT: \$6,022.00</b>	<b>Resolution No.:</b> 2013-10
	<b>Date:</b> February 14, 2013
	<b>Initiator:</b> Programming and Planning
<b>ACTION REQUEST:</b> <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 allow the Authority to enter into an interagency agreement with the City of Cleveland for the purpose of conducting a Bike Share Feasibility Study and Implementation Plan (“Studies”).
- 2.0 **DESCRIPTION/JUSTIFICATION:** The City of Cleveland desires to fund a study and implementation plan for a network of shared bicycles in and around City streets. GCRTA is supportive of a multi-modal transportation network that builds a coalition of support for alternate forms of transportation.

Bike sharing systems are being implemented in cities of all sizes throughout the country and provide an additional transportation option for their residents and visitors. A bike share network acts as an extension of the public transportation system by providing passengers with an additional mode to travel the first or last mile of their trip.

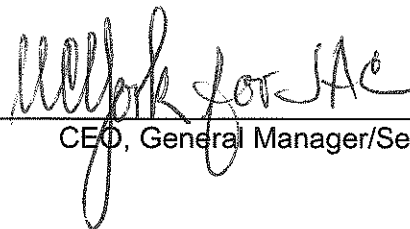
Evidence of the growing popularity of bicycling in the greater Cleveland area is clear. The most recent American Community Survey indicated an increase of 280% from 2000 to 2010 of people commuting to work by bicycle. GCRTA has seen a fourteen percent (14%) increase in bicycles on buses and trains from 2011 to 2012. Numerous bicycle-related businesses and services have opened in the City of Cleveland, including a commuter bike parking station, The Bike Rack. This past September cyclists and civic leaders created Bike Cleveland, a unified bicycle advocacy organization serving greater Cleveland. The City of Cleveland has recently adopted two pieces of legislation that will increase safety for the growing number of cyclists.

The City of Cleveland’s Office of Sustainability has contracted Toole Design Group, LLC to complete the Studies and will contribute fifty thousand dollars (\$50,000.00) to fund the Studies. GCRTA will contribute an amount not to exceed six thousand twenty two dollars (\$6,022.00).

- 3.0 **PROCUREMENT BACKGROUND:** N/A
- 4.0 **DBE/AFFIRMATIVE ACTION BACKGROUND:** N/A

- 5.0 POLICY IMPACT: Entering into this Agreement facilitates GCRTA's interest in promoting a network of multi-modal transportation options that complement the existing public transportation system.
- 6.0 ECONOMIC IMPACT: The six thousand twenty-two dollars (\$6,022.00) required of GCRTA will be funded from the RTA Planning and Programming Department Budget.
- 7.0 ALTERNATIVES: Reject the interagency agreement. Rejection of this agreement will limit the scope of work of the Studies, decreasing their value, and will lessen GCRTA's ability to contribute to the planning of the bike share network.
- 8.0 RECOMMENDATION: This agreement was reviewed by the Committee of the Whole at their February 5, 2013 meeting and recommended for approval by the Board of Trustees. It is recommended that the interagency agreement be accepted and the resolution passed.
- 9.0 ATTACHMENTS: Attachment A – Interagency Agreement

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

**ATTACHMENT A**

**MEMORANDUM OF UNDERSTANDING  
BY AND BETWEEN**

**THE CITY OF CLEVELAND, OFFICE OF SUSTAINABILITY**

**AND**

**THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY**

**FOR THE**

**BIKESHARE FEASIBILITY STUDY AND IMPLEMENTATION PLAN**

THIS NONBINDING MEMORANDUM is made as of this \_\_\_\_\_ day of February 2013 by and between the Greater Cleveland Regional Transit Authority, a regional transit authority organized and existing as a political subdivision of the State of Ohio ("RTA") and the City of Cleveland, a municipal corporation of the State of Ohio (the "City).

WHEREAS, the City's Office of Sustainability desires to fund a study and implementation plan (the "Studies") for the expanded use of bicycles in and around City streets; and

WHEREAS, Consultant Toole Development Group, LLC has proposed to undertake the desired studies at a cost of \$56,022; and

WHEREAS, out of mutual benefit in participating in the results of the Studies, RTA desires to share in the cost of the Consultant's fee.

THEREFORE, the parties agree as follows:

**ARTICLE 1.**            **RTA RESPONSIBILITIES**

**2.1**     RTA shall contribute an amount to the City to fund the cost of the Studies, with the cost of such contribution not to exceed Six Thousand Twenty-Two Dollars & 00/100 Cents (\$6,022.00).

**ARTICLE 2.**            **TERM**

**2.1.**     The term of this Memorandum begins on the date of execution, and will continue for a period not to exceed one (1) year, unless sooner terminated or superseded by mutual agreement of the Parties.

**ARTICLE 3.**            **NONBINDING AGREEMENT**

**3.1**     The Parties recognize the terms stated in this instrument serve as a framework and are not legally binding with respect to the proposed transaction, and no commitment, estoppel, undertaking, or obligation of any nature is implied in fact, law, or equity from this Memorandum.

**ARTICLE 4.**            **MISCELLANEOUS**

**4.1**     This Memorandum may be executed in counterparts, each of which will be deemed an original. This Memorandum sets forth the current understanding of the parties with respect to the subject matter hereof.

**4.2**     This Memorandum may only be amended or supplemented by a written document signed by authorized representatives of both Parties. No representation or warranty is binding on either Party unless in writing in this Memorandum.

4.3 This Memorandum does not create any agency, partnership, co-partnership or joint venture relationship between the Parties. Nothing contained or implied in this Memorandum is intended to confer upon any person or entity, other than the named parties, any right or remedy under or by reason of this Memorandum.

The parties have executed this Agreement as of the date first written above.

CITY OF CLEVELAND

GREATER CLEVELAND  
REGIONAL TRANSIT AUTHORITY

By: \_\_\_\_\_  
BARRY A. WITHERS  
DIRECTOR OF PUBLIC UTILITIES

By: \_\_\_\_\_  
Joseph A. Calabrese, CEO  
General Manager/Secretary-  
Treasurer

The legal form and correctness of this instrument is approved:

Approved as to legal form and correctness

Barbara Langhenry, Director of Law  
City of Cleveland

\_\_\_\_\_  
Sheryl King Benford, General Counsel  
Deputy General Manager for Legal  
Affairs Greater Cleveland Regional  
Transit Authority

By: \_\_\_\_\_  
Assistant Director of Law

Date: \_\_\_\_\_

Date: \_\_\_\_\_