

RESOLUTION NO. 2013-68

AUTHORIZING THE DONATION OF OBSOLETE RAILCARS TO THE NORTHERN OHIO RAILWAY MUSEUM AND AUTHORIZING THE GENERAL MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY FOR SUCH TRANSFER

WHEREAS, pursuant to the Ohio Revised Code Section 306.43 (L)(6), a regional transit authority may dispose of property by gift to a non-profit entity having the general welfare or education of the public as one of its principal objectives; and

WHEREAS, The Northern Ohio Railway Museum is a non-profit entity under 501(c)3 of the Internal Revenue Code and is preserving the rail transit history of Cleveland and Northern Ohio on a demonstration railroad on over 30 acres of land in Medina County; and

WHEREAS, the Northern Ohio Railway Museum has requested that the Greater Cleveland Regional Transit Authority donate three historic railcars (#12, #024 and #109); and

WHEREAS, the railcars requested have exceeded their useful life and are scheduled for disposition by the Greater Cleveland Regional transit Authority; and

WHEREAS, the General Manager deems the transfer of these vehicles to the Northern Ohio Railway Museum to be in the best interest of the Authority and recommends authorization 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 General Manager/Secretary Treasurer is hereby authorized and directed to transfer title and ownership of Railcar Nos. 12, 024 and 109 to the Northern Ohio Railway Museum, P. O. Box 458, Chippewa Lake, OH 44215-0458, on such terms and conditions as he deems appropriate to protect the interest of the Authority.

Section 2. That the General Manager/Secretary-Treasurer is authorized to execute all documents necessary for such transfer of Railcar Nos. 12, 024 and 109.

Section 3. That this resolution shall become effective immediately upon its adoption.

Adopted: July 16, 2013



President

Attest:



CEO, General Manager/Secretary-Treasurer



Greater Cleveland Regional Transit Authority
STAFF SUMMARY AND COMMENTS

TITLE/DESCRIPTION: AUTHORIZING THE DONATION OF OBSOLETE RAILCARS TO THE NORTHERN OHIO RAILWAY MUSEUM AND AUTHORIZING THE GENERAL MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY FOR SUCH TRANSFER	Resolution No.: 2013- 68
	Date: July 11, 2013
	Initiator: Operations/Rail
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 allow the Authority to donate Railcar Nos. 12, 024 and 109 to the Northern Ohio Railway Museum.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The railcars have exceeded the useful life criteria established by the Authority's Policy and FTA regulations. Donation of the cars to the Northern Ohio Railway Museum will preserve a period of this area's transit history and educate the public on the role public transportation has played in the development of Cuyahoga County.
- 3.0 **PROCUREMENT BACKGROUND:** The transfer of material or equipment to a non-profit corporation is an approved method of asset disposition. Pursuant to Section 306.43(L)(6) the disposal of property by gift to a non-profit entity having the general or education of the public is exempt from the competitive procurement process.
- 4.0 **DBE/AFFIRMATIVE ACTION BACKGROUND:** Does not apply.
- 5.0 **POLICY IMPACT:** This disposal is consistent with the Greater Cleveland Regional Transit Authority's Procurement and Disposal policy.
- 6.0 **ECONOMIC IMPACT:** No funds will be generated from this donation
- 7.0 **ALTERNATIVES:** Reject the request from Northern Ohio Railway Museum. Rejection of the request would have a minimal effect to the Authority, but the Authority would lose the educational benefits and goodwill resulting from this donation. If rejected, the Authority could attempt to sell or scrap the railcars.
- 8.0 **RECOMMENDATION:** It is recommended that the donation of the railcars to the Northern Ohio Railway Museum be ratified by the Board of Trustees and the resolution authorizing the General Manager/Secretary-Treasurer to execute the donation be adopted.
- 9.0 **ATTACHMENTS:** Northern Ohio Railway Museum letter.

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



 CEO, General Manager/Secretary-Treasurer



NORTHERN OHIO RAILWAY MUSEUM

P. O. BOX 458 CHIPPEWA LAKE, OHIO 44215-0458
330-769-6501
<http://www.northernohio.railway.museum>

July 2, 2013

Mr. Joe Calabrese
CEO, General Manager/Secretary Treasurer
Greater Cleveland Regional Transit Authority
1240 West Sixth Street
Cleveland, Ohio 44113-1331

Dear Mr. Calabrese:

On March 11th I met with Mike York and Dennis Rehfuss concerning the three historic cars – 12, 024 and 109. They are in agreement that the cars be given to Northern Ohio Railway Museum. The museum will remove the cars from RTA property as soon as authority is granted.

This letter will serve as the museum's formal request for these three cars to be preserved by us for the future benefit and enjoyment of the citizens of Northeast Ohio.

Thank you for your consideration.

Sincerely,


Blaine S. Hays

Secretary

The Northern Ohio Railway Museum is preserving the rail transit history of Cleveland and Northern Ohio on a demonstration railroad on over 30 acres of land which we own in Medina County. We have inside storage and restoration area for over 18 cars on the property. The museum has the tax status under 501 (c) 3 of the Internal Revenue Code.