

RESOLUTION NO. 1990- 94

AUTHORIZING THE GENERAL MANAGER TO ENTER INTO A CONTRACT WITH THE CLEVELAND ELECTRIC ILLUMINATING COMPANY FOR THE FURNISHING OF ELECTRIC POWER FOR RAILWAY ELECTRIFICATION AS REQUIRED FOR A PERIOD NOT TO EXCEED TEN (10) YEARS, FROM JULY 1, 1990.

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

Section 1. That an agreement proposed by the Cleveland Electric Illuminating Company for the furnishing of electric power for railway electrification as required by the Greater Cleveland Regional Transit Authority for a period not to exceed ten (10) years from July 1, 1990 be and the same is hereby approved. The rates to be charged are based on the minimum charge specified in the Industrial Schedule on file with the P.U.C.O. and shall be subject to modification by action of the P.U.C.O.

Section 2. That said agreement shall be for a term not to exceed ten (10) years from July 1, 1990 provided that either party may terminate upon twelve (12) months' written notice any time after July 1, 1995.

Section 3. That said agreement shall provide that the rate charged will be determined from the Cleveland Electric Illuminating Company, Industrial Schedule, included applicable riders, in effect during the time when such service is provided.

Section 4. That said agreement shall provide that if, any time during the period of this Agreement, the rates, terms and conditions under the Industrial Schedule are changed by approval of the PUCO, the corresponding new rates, terms and conditions of the Industrial Schedule shall be applicable under this Agreement and shall become effective with bills rendered to RTA on and after the effective date of the new Industrial Schedule.

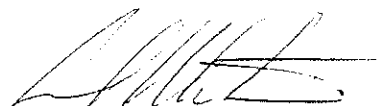
Section 5. That the General Manager be and he is hereby authorized to enter into a contract with the Cleveland Electric Illuminating Company for the furnishing of said electric power for railway electrification in accordance with the terms and conditions of the proposal submitted by the Cleveland Electric Illuminating Company, incorporated herein by reference as though fully rewritten.

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Section 6. That the surety bond to secure performance of said contract be and the same is hereby waived.

Section 7. That this resolution shall be effective immediately upon its adoption.

Adopted: _____ June 19 _____, 1990



President

Attest:



General Manager/Secretary-Treasurer