



Greater Cleveland  
Regional Transit Authority

1240 West 6th Street  
Cleveland, Ohio 44113-1302  
Phone: 216-566-5100  
riderta.com

## MEETING NOTICE

Notice is hereby given that the following meeting of the Board of Trustees of the Greater Cleveland Regional Transit Authority will take place on **Tuesday, May 25, 2021** in the Board Room of the Authority, 1240 West Sixth Street, Cleveland, OH 44113 for consideration of the listed items and such other items that may properly come before the Board and be acted upon.

In accordance with Sub. H.B. 404 of the 133<sup>rd</sup> General Assembly, passed on November 19, 2020, signed by the Governor of the State of Ohio on November 22, 2020 and the March 9, 2020 order of the Governor of the State of Ohio declaring a public health emergency, this meeting will be live-streamed on RTA's Facebook page ([www.facebook.com/rideRTA](http://www.facebook.com/rideRTA)) for staff and members of the public. **Only Board members and required RTA staff will be allowed in the Board Room.** The meeting package will be posted on RTA's website at ([www.riderta.com/board](http://www.riderta.com/board)), on RTA's Facebook page, and RTA's Twitter page.

9:00 A.M.      Organizational, Services & Performance Monitoring Committee

- Quarterly Management Report – Review of 1<sup>st</sup> quarter 2021 results.

Audit, Safety Compliance And Real Estate Committee

- Internal Audit Quarterly Report - Review of 1<sup>st</sup> quarter 2021 audit work.

Board of Trustees – agenda attached.

A handwritten signature in black ink, appearing to read 'Floun'say R. Caver, Ph.D.', is written above the printed name.

Floun'say R. Caver, Ph.D.  
Acting General Manager, Chief Executive Officer

FRC:tab  
Attachment

## AGENDA

### RTA ORGANIZATIONAL, SERVICES & PERFORMANCE MONITORING COMMITTEE

Tuesday, May 25, 2021

Committee Members: Mayor Michael P. Byrne, Chair  
Ms. Karen Gabriel Moss  
Ms. Roberta Duarte  
Mr. Leo Serrano  
Mayor David E. Weiss

- I. Roll Call
- II. Quarterly Management Report – Review of 1<sup>st</sup> quarter 2021 results.  
Presenter:
  - Floun'say R. Caver, Ph.D., Acting General Manager, Chief Executive Office
- III. Adjourn

## AGENDA

### RTA AUDIT, SAFETY COMPLIANCE AND REAL ESTATE COMMITTEE

Tuesday, May 25, 2021

Committee Members:        Ms. Karen Gabriel Moss - Chair  
                                      Mr. Terence P. Joyce  
                                      Mayor Paul A. Koomar  
                                      Ms. Valarie J. McCall  
                                      Mayor David E. Weiss

- I.        Roll Call
- II.       Internal Audit Quarterly Report – Review of 1<sup>st</sup> quarter 2021 audit work.  
          Presenter:
  - Tony Garofoli, Director of Internal Audit
- III.      Adjourn

## AGENDA

### RTA Board of Trustees Meeting

Tuesday, May 25, 2021

9:00 a.m.

- I. Call to order
- II. Roll Call
- III. Certification regarding notice of meeting
- IV. Approval of the April 20, 2021 Board Meeting minutes
- V. Public comments (**2 minutes**) on **agenda items** can be phoned in **440-276-4600** or submitted via form at [www.riderta.com/events](http://www.riderta.com/events) by selecting the meeting date.
- VI. Board Governance Committee report
- VII. Operational Planning & Infrastructure Committee report
  - Chair: Mr. Terence P. Joyce
- VIII. Organizational, Services & Performance Monitoring Committee report
  - Chair: Mayor Michael P. Byrne
- IX. Audit, Safety Compliance and Real Estate Committee report
  - Chair: Karen Gabriel Moss
- X. External and Stakeholder Relations and Advocacy Committee report
  - Chair: Valarie J. McCall
- XI. Community Advisory Committee (CAC)
  - Board Liaison: TBD
- XII. Ad Hoc Committee reports
  - Ad Hoc Paratransit Committee – Rev. Charles P. Lucas, Chair
  - Ad Hoc Technology Committee – Luz Pellet, Chair
- XIII. Introduction of new employees and announcement of promotions
- XIV. Introduction of resolutions:
  - A. 2021-44 – Expressing appreciation to the Honorable Cleveland Councilwoman Phyllis Cleveland for advocating for public transportation while serving on Cleveland City Council and wishing her well on her retirement

- B. 2021-45 – Authorizing the exercise of option year two of two under Contract 2016-140 with Passport Labs, Inc., fka Passport Parking, Inc., for the purchase of a Mobile Ticketing Solution in an amount not to exceed \$96,000.00 (General Fund, Innovation & Technology Department budget)
- C. 2021-46 – Authorizing Contract No. 2020-197 with Hardesty & Hanover, LLC for Project 27Z – Engineering Services for the Waterfront Line Bridge Rehabilitation in an amount not to exceed \$1,468,163.84 (RTA Development Fund, Engineering & Project Development Department budget)
- D. 2021-47 – Authorizing Contract No. 2021-016 with Railworks Track Services, Inc. for Project 16.85 – Red Line West Catenary Rehabilitation, as specified and as required, in an amount not to exceed \$2,101,300.00 (RTA Development Fund, Engineering & Project Development Department budget)
- E. 2021-48 – Authorizing Contract No. 2021-028 with Apex Construction & Management Co., Inc. for Project 18.45 – Michael’s Diner Roof Replacement, as specified and as required, in an amount not to exceed \$279,900.00 (RTA Development Fund, Engineering & Project Development Department budget)
- F. 2021-49 – Authorizing Contract No. 2021-044 BECDIR Construction Co. for Project 27Y – Rehabilitation of the Cuyahoga Viaduct (Phase 1), as specified and as required, in an amount not to exceed \$4,698,429.00 (RTA Development Fund, Engineering & Project Development Department budget)
- G. 2021-50 – Authorizing Contract No. 2021-55 with Zadar Technology, Inc. to provide Camera Equipment and Services for an amount not to exceed \$100,000.00 for the base one-year period with two, one-year options in an amount not to exceed \$100,000.00 per year, for a total contract amount not to exceed \$300,000.00 (RTA Capital Fund, Transit Police Department budget)
- H. 2021-51 – Authorizing Contract No. 2021-057 with Kronos Incorporated to provide Kronos Annual Subscription and Support Renewal for a period of one year in an amount not to exceed \$117,844.03 (General Fund, Innovation and Technology Department budget)
- I. 2021-52 – Authorizing Contract No. 2021-064 with Myers Equipment Corp. for the purchase of up to 10 Eldorado National Aerotech Paratransit Coaches, as specified, for a total contract amount not to exceed \$877,810.00 (RTA Development Fund, Fleet Management Department budget)

- J. 2021-53 – Authorizing Contract No. 2021-065 with Statewide Ford Lincoln, for the purchase and delivery of two (2) 2021 Ford Police Utility Canine Vehicles, Equipment, and Accessories, as specified, through the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program for a total price not to exceed \$111,308.00 (RTA Development Fund, Fleet Management Department budget)
  - K. 2021-54 – Amending budget appropriations for the FY 2021 Capital Improvement Fund budget to provide for an increase of \$144,603,665
  - L. 2021-55 – Making appropriations for the current expenses and other expenditures of the Capital Improvement budget for the Greater Cleveland Regional Transit Authority for Fiscal Year (“FY”) 2022
  - M. 2021-56 – Approving revised list of positions designated to use Purchasing Cards
  - N. 2021-57 – Authorizing the Greater Cleveland Regional Transit Authority to execute a Non-Binding Letter of Intent with AJAPPJR, LLC, an Ohio Limited Liability Company, for Transit-Oriented Development of GCRTA property located at Columbus Road and Abbey Avenue, adjacent to the West 25<sup>th</sup> Street Rapid Transit Station
- XV. Interim Secretary-Treasurer’s Report:
- A. General Fund Revenue – status as of April 30, 2021 versus 2020 actuals
  - B. General Fund Revenue – status as of April 30, 2021 versus the 2021 budget
  - C. Sales & Use Tax Receipts Report budgeted during 2021, actual receipts through May 2021
  - D. Inventory of Treasury Investments as of April 30, 2021
  - E. Debt Service Schedule and Status of Bond Retirement Fund (cash basis) as of April 30, 2021
  - F. Summary of Investment Performance, Year to Date through April 30, 2021
  - G. Report on Investment Earnings (cash basis) as of April, 2021
  - H. Composition of Investment Portfolio as of April 30, 2021
  - I. Banking and Financial Relationships as of April 30, 2021
- XVI. General Manager’s Report
- XVII. President’s Report
- XVIII. Old Business
- XIX. New Business
- XX. Public comments (**2 minutes**) on **agenda items** can be phoned in **440-276-4600** or submitted via form at [www.riderta.com/events](http://www.riderta.com/events) by selecting the meeting date.

XXI. Executive Session Request

- To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official
- To confer with RTA's attorney regarding a dispute that is the subject of pending or imminent litigation.

XXII. The next regular Board meeting is scheduled for **Tuesday, June 29, 2021** in the Board Room of the Authority, Root-McBride Building, 1240 West Sixth Street, Cleveland, Ohio 44113. This meeting will be live-streamed on RTA's Facebook page ([www.facebook.com/rideRTA](http://www.facebook.com/rideRTA)) for staff and members of the public. Only Board members and required RTA staff will be allowed in the Board Room.

XXIII. Adjournment

## Minutes

### RTA Board of Trustees Meeting

9:02 a.m., April 20, 2021

**Present:** Lucas (Chair), Moss (Vice Chair), Byrne, Joyce, Koomar, McCall, Pellot, Serrano, Weiss

**Not present:** None

**Also Present:** Benford, Burney, Caver, Coffey, Cottrell, Davidson, Fields, Garofoli, Gautam, Johnson, Kirkland, Laule, Miller, Mothes, Petit, Rusnov, Schipper, Sutula, Talley, Walker-Minor

Rev. Lucas called the meeting to order at 9:02 a.m. The secretary called the roll and reported that nine (9) board members were present. This meeting was conducted by teleconference for members of the Board in accordance with Sub. H.B. 404 of the 133<sup>rd</sup> General Assembly, passed on November 19, 2020, signed by the Governor of the State of Ohio on November 22, 2020 and the March 9, 2020 order of the Governor of the State of Ohio declaring a public health emergency, this meeting was live-streamed on RTA's Facebook page ([www.facebook.com/rideRTA](http://www.facebook.com/rideRTA)) for staff and members of the public.

The Secretary advised that notice of this meeting have been posted more than twenty-four hours in advance of the meeting, that the usual notification has been given the news media and other interested persons, and that all requirements of the Ohio Revised Code and Rules and Bylaws of this Board regarding notice of meeting have been complied with.

#### Minutes

Rev. Lucas stated that the minutes from the March 23, 2021 Board meeting and March 23, 2021 Annual Meeting had been previously distributed and reviewed, and asked whether there were any additions and/or corrections. There were no corrections. The minutes were approved.

#### Public Comments – Agenda Items (comments were submitted by form and phone)

1. Rev. Pam Pinkney – Cleveland, OH - I want to express my congratulations to the retirees. I also want to express my opposition to Resolution #2021-35. I disagree with this resolution because it's a conflict of interest on the hiring of the new police chief for RTA. I'm also seeing a resolution on the Red Line Replacement construction and Resolution 21 and 32. And I'm asking that you would take the same passion on the Red Line to the eastside. You are doing a good job.
2. Vivian Sharp – Cleveland, OH - I just want to say I've been using paratransit lately and it's been very good for me. I enjoy the competence that's in there. I haven't been able to come to any of the meetings, I guess because you haven't had any, but I just want to compliment you on what you're doing with your new ridership and social distancing. And thank you for letting me have my voice on this meeting.

Rev. Lucas mentioned that the head of that Paratransit Department was in attendance here, and he's sure that he is glad to hear your comments about paratransit. He is a rider of paratransit, so he is glad to hear that as well.

3. Mark Pichler – Cleveland, OH - I have a question regarding the Next Gen system starting in June 1st. Looked at the routes for the west side of Cleveland, and mostly west side. It's slightly



confusing. My question is how many bus routes will be cut or re-routed? And will riders get to look at the new routes before the next Gen starts?

Dr. Caver said no routes are being cut. He added that all items are on the website on the NextGen page where the new alignment of routes that may have changed. Joel Freilich, Acting Chief of Operations added that if you don't see on the Next Gen website the number of the route you currently ride, another route may be serving those same bus stops. They will give more expanded information between now and June 13<sup>th</sup> which is the implementation date. Rev. Lucas added that there's going to be some extra announcements, and there is a program that is going to be implemented to help with the new routes. Chief McCall said this will be on the agenda for the next External Affairs Committee meeting.

#### Community Advisory Committee (CAC)

There was no CAC report. The new chair will be forthcoming.

#### Ad Hoc Committee Reports

There were no Ad Hoc Committee Reports. Rev. Lucas thanked Ms. Pellet for taking over as chair of the Ad Hoc Technology Committee.

#### Committee Reports

Mr. Joyce said there were just those motions that were brought forth to the full board from his Operational Committee. Mayor Byrne is the new chair of the Organizational, Services & Performance Monitoring Committee. Chief McCall said the External and Stakeholder Relations and Advocacy Committee will meet May 11.

#### Introduction of New Employees/Promotions

##### Promotions:

1. Maria Shurik – Manager of Employee Development
2. Thomas Allen – Budget Management Analyst

##### New Hires:

1. Wendy Feinn – Budget Management Analyst

#### Introduction of Resolutions:

- A. 2021-31 – Expressing congratulations to the employees of the Greater Cleveland Regional Transit Authority who retired during the first quarter of 2021, the adoption of which was moved by Mayor Koomar, seconded by Ms. Moss and approved by unanimous vote.
- B. 2021-32 – Authorizing Contract No. 2021-011 Delta Railroad Construction, Inc. for Project 52V – Red Line Track Curve Replacement East 55<sup>th</sup> to Kinsman eastbound, as specified and as required, in an amount not to exceed \$1,199,522.50 (RTA Development Fund, Engineering & Project Development Department budget), the adoption of which was moved by Mr. Joyce, seconded by Ms. Moss and approved by unanimous vote.
- C. 2021-33 – Authorizing Contract No. 2021-047 with Statewide Ford Lincoln, for the purchase and delivery of five (5) 2021 Ford Police Utility vehicles, equipment, and

accessories, as specified, through the State of Ohio, Department of Administrative Services, Cooperative Purchasing Program for a total price not to exceed \$251,505.00 (RTA Capital Fund, Fleet Management Department budget), the adoption of which was moved by Mr. Serrano, seconded by Mayor Byrne and approved by unanimous vote.

- D. 2021-34 – Amending Sections 620.02 and 620.03 of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority, the adoption of which was moved by Mr. Serrano, seconded by Ms. Pelot and approved by unanimous vote.
- E. 2021-35 – Amending Chapter 622 “Appointments and Promotions” of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority, the adoption of which was moved by Mr. Serrano, seconded by Chief McCall.

Ms. Moss asked for clarification as to who is on the Executive Management Team. She asked for a copy of the team with their titles and contact information. She noticed that Sheryl King Benford is not on the list. Ms. Benford said the position is listed in 622.01 (b). Ms. Moss believed that this was not clear. Ms. Benford clarified that in 622.01 it lists the positions the CEO is authorized to appoint and remove from those positions. The CEO must consult with and obtain approval of the Board prior to filling the position of the General Counsel, Deputy General Manager of Legal Affairs and also needs to consult with the board regarding salary, demotion and position of that position.

After discussion, it was approved by unanimous vote.

- F. 2021-36 – Amending Chapter 624 “Collective Bargaining Agreements” of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority, the adoption of which was moved by Mr. Joyce, seconded by Mayor Byrne and approved by unanimous vote.
- G. 2021-37 – Amending Section 640.06 “Charitable Activity” of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority and moving it to the Personnel Policies, the adoption of which was moved by Chief McCall, seconded by Mr. Serrano and approved by unanimous vote.
- H. 2021-38 – Authorizing the Greater Cleveland Regional Transit Authority to enter into a purchase and sale agreement in the amount of forty thousand dollars (\$40,000.00) with Triban Investment, LLC, an Ohio Limited Liability Company, for property known as Cuyahoga County Permanent Parcel Numbers 313-21-030 and 313-21-031 and located at the northwest corner of Cordova Avenue and Madison Avenue, Lakewood, Ohio 44107, the adoption of which was moved by Mayor Weiss, seconded by Chief McCall and approved by unanimous vote.
- I. 2021-39 – Authorizing a lease agreement with the Downtown Cleveland Alliance for property adjacent to the Settlers Landing Rapid Transit Station located at 1199 W. Superior Avenue at Robert J. Lockwood Jr. Drive, Cleveland, Ohio, for a renewal term of two years at \$10.00 per year, with one option to extend for one year, for use as a dog park, the adoption of which was moved by Mr. Joyce, seconded by Mr. Serrano and approved by unanimous vote.
- J. 2021-40 – Authorizing a lease agreement with Century Federal Credit Union for property in the Hayden District Garage located at 1661 Hayden Avenue, East Cleveland, Ohio

44112 for a renewal term of two years with one option to extend for one additional year at \$2,800 per year, the adoption of which was moved by Ms. Moss, seconded by Ms. Pellet and approved by unanimous vote.

- K. 2021-41 – Amending employment agreement of India L. Birdsong as General Manager and Chief Executive Officer of the Greater Cleveland Regional Transit Authority and authorizing the execution of the second amendment to that agreement, the adoption of which was moved by Chief McCall, seconded by Mr. Joyce.

Ms. Moss asked for a roll call. She added that the Board created an Ad Hoc Compensation Committee to discuss and create a policy around compensation. Mayor Weiss agreed to chair that committee. The roll was called. There were eight (8) ayes and one abstention from Mayor Koomar. The resolution was approved by a majority vote.

- L. 2021-42 – Agreement authorizing a one-time supplemental payment to Floun'say R. Caver, PhD. as compensation for his exemplary service as Interim Secretary-Treasurer of the Greater Cleveland Regional Transit Authority, the adoption of which was moved by Chief McCall, seconded by Ms. Moss. The roll was called. There were eight (8) ayes and one abstention from Mayor Koomar. The resolution was approved by a majority vote.
- M. 2021-43 - Appointing Rajan D. Gautam to the position of Secretary-Treasurer of the Greater Cleveland Regional Transit Authority, the adoption of which was moved by Chief McCall, seconded by Ms. Moss. The roll was called. There were eight (8) ayes and one abstention from Mayor Koomar. The resolution was approved by a majority vote.

Mayor Koomar abstained due to him being new to the Board.

#### Interim Secretary-Treasurer's Report

Dr. Caver presented the report. He expressed how honored he was to serve in this position, but looks forward to Rajan Gautam taking over as the S-T. Mr. Gautam said he looks forward to working with the Board in this new position.

Mayor Weiss had asked staff to provide two years of ridership information to see the pre-COVID data for comparison purposes. Today's data is pre COVID, COVID and then year to date 2021 information. As it relates to ridership last year we were in the 50% to 55% ridership drop. March we are at a 37% drop. Last year, March was half a month of regular ridership and half of the Stay at Home Order. After March and into April we'll start to see an apples to apples comparison of how ridership is performing as compared to the time periods when we have been suppressed by COVID.

RTA has been a pivotal partner within the community to help ensure that transportation is not a barrier to anyone who needs a ride to a vaccination center. Since March 16th, when the Wolstein Center opened, we've offered 1,900 total rides taking people from parking lots to Wolstein Center to get their vaccination. Rev. Lucas talked about an opportunity for us to offer rides to our most vulnerable customers, which are paratransit customers. And since March 16th, we've provided 637 free trips on paratransit to vaccination centers. The program that we have allows our paratransit customers not only to go to the Wolstein Center, but any vaccination center that may be in their community. Rev. Lucas thanked Nick Davidson and his operators for helping to get people to their vaccinations.

Ridership is the key correlate to passenger fares. March passenger fares are down approximately 35% mirroring the ridership drop. Sales tax is the number one source of revenue for the Operating Budget. Year to date sales tax is about even. Employment is a key driver to regional sales. But we have had the opportunity through federal policy, particularly those policies which provided stimulus checks related to unemployment and just in general, in a manner such that it has buttressed the economy. Although we have been in a pandemic, our major revenue source, sales tax has been fairly strong and consistent during that time for a period. When we first thought about what could happen related to the Stay at Home Orders and the like and the drop in economic activity, there was a possibility that many agencies were expected and our agency expected an upwards of 20% of a drop. So that has remained robust, which allows some financial stability, but surely allows us to see that the federal policies are working to buttress an economy and keep people working in buying.

Dr. Caver summarized the federal stimulus funding:

- CARES Act funding totaling \$112 million. This was the first stimulus in COVID related funds.
- Coronavirus Response and Relief Supplemental Appropriations (CRRSAA), under which we have been allocated approximately \$67 million. We haven't drawn these funds down yet, but we are in the process of ensuring that we get all of the paperwork done so that we can begin to draw these funds down.
- We have a third set of money that has been signed into legislation on March 12, 2021. This is the American Rescue Plan under which the Cleveland Urbanized Area is going to receive \$150 million. We're estimating that RTA will receive approximately \$136 million under this grant. The legislation and the rules for receiving these funds and the allocation are not yet available.

These funds will provide stability for the Authority and the community, as well as to advance priorities that have been defined by the Strategic Plan and others in our organization.

Ms. Moss asked if the Board can have an accounting on how the money is going to be spent. Dr. Caver said they should have that in three weeks. Dr. Caver added that the Executive Team has been meeting and looking at prioritizing those funds. They are guided by the Strategic Plan that the Board approved last November. In addition, they are also talking about ways in which they can ensure transparency. Mayor Weiss thanked Dr. Caver and the team for providing additional information, particularly on the ridership with the 2019 numbers. It was helpful for him to see how we were doing in comparison to the last non-COVID impacted year.

#### Acting General Manager/CEO Report

Dr. Caver presented the report. RTA is collaborating with the community to provide "Rides for Community Immunity". These are rides for those who want to take the vaccination. We were originally rewarded \$770,000 from ODOT and subsequently were awarded about \$200,000 more, so about \$900,000 was awarded to RTA to ensure that transportation is never a barrier to vaccination. We've been engaged with United Way, the City Health Department, the County representatives out of the County Executive's office and the County Health Department.

We've provided up to 15,000 All Day passes that are being distributed through social service agencies and the 211 Center. You can also get passes at community libraries. The community can also use the computer to apply for the pass. We've worked with FEMA and

others in that process. The Transit Police Department is very active in the Wolstein area, providing security and maintaining traffic flow. On the height of their days, there are 6,000 people coming into the Wolstein Center a day for vaccinations and immunity.

State of Good Repair projects are continuing to advance the organization. The E. 79th Street Station was introduced March 30th with a virtual grand opening and is officially open. This was our last ADA key station. We had made a commitment to the federal government in the 1990s to retrofit all of our key stations to ensure that they were ADA assessable and so this is the last one of those commitments. The station links to our mission of Connecting the Community as this was an approximately \$8 million investment in the Opportunity Corridor Opportunity zone. Within the last few years we will have invested upwards of \$20 million in that one corridor, to be a catalytic in the economic rebounding of that particular community. There is a side entrance from the station to Orlando Bakery. RTA is playing a role in jobs and economic development using our assets to help to create better and stronger neighborhoods. Rev. Lucas commented on how nice the ramps are for people in wheelchairs and walkers, and those who have difficulty with stairs and are much better than the elevators. Dr. Caver thanked Mike Schipper and his team for the design of the ramps and saving the Authority money.

Track work in Tower City is moving along. A portion of it will be completed by April 25th, which will return the tracks in Tower City back to their normal operation. There will still be subsequent items that need to occur. We had previously done the northern tracks in Tower City, and this completes the southern tracks. Rev. Lucas added how pleased he is of the track work and how the ADA ramps are well kept during construction.

Other State of Good Repair Capital Plan projects include the Cuyahoga River Viaduct Rehabilitation and the Red Line Fiber Optic System Replacement. RTA is placing new fiber optic cable along the Red Line. The current system has fiber optics to fiber optics, which is how we communicate from the train control system to the Main Office to allow remote access to the train control system. The fiber optic is the new Information Highway and how data moves throughout the community. When this project is complete, there will be brand new fiber from East Cleveland to the Airport. And in addition there will be opportunities at each station for a tie in, so if there be a community need for fiber optic from one site to another site, the connectors will already be placed above ground at the station instead of on the track where we would normally have it. So someone can come in and tie into it very easily. This will become a tremendous asset to Northeast Ohio as fiber optics and high speed data is becoming important to economic development, schools and communities.

The Warrensville Van Aken Substation, Tower City Portal came through this Board and Triskett Garage is receiving its upgrades for CNG at that facility. At the onset of COVID-19 we immediately came up with a short term solution of placing vinyl curtains in the vehicle, which allowed for there to be a barrier between the operator and the customers. On the big bus we are now implementing new plexiglass shields. We expect that by mid-June, all of the buses will have been retrofitted with the shields. We are working on a prototype for the paratransit vehicles. The ADA office reopened April 5th. Nick Davidson and his staff use the algorithm of the system to ensure that there's never more than four customers coming into the center, for social distancing. If you need access to the ADA office, you can now come back into the Main Office. One of the key aspects of this were for people to reapply and receive their new ADA pictures on their IDs.

The Authority has named a new Chief of Police, Deirdre Jones, who comes to us with 32 years of service in the Cleveland Division of Police. In her most recent roles of a progressively

responsible career, she was the Acting Deputy Chief of Administrative Operations for the City of Cleveland and her full time role, was the Commander of the Bureau Support Services. She comes to us with a Bachelor's degree from University of Phoenix and a Masters of Public Administration from Villanova University. She will start her position on May 3rd and we will have opportunities for her to meet individual board members to talk about both your needs as well as her thoughts and strategies along with introducing her to the community in other ways. Rev. Lucas thanked Dr. Caver for his work.

Public Comments – Agenda Items (comments were submitted by form and phone)

1. Rev. Pam Pinkney Butts – Cleveland, OH - As I've stated previously, I'm in opposition to the hiring of the new police chief due to the fact that there's a conflict of interest. I am currently suing Cleveland Police for compromise with my safety, and I don't feel safe with having her as the Chief of Police for RTA. The COVID-19 is not the pandemic. The pandemic is the compromise of the lives of the people and I want to first of all, thank RTA for putting a preacher on the board. Now let's get a woman preacher on the board that can address more specifically the need of women and children.

Another concern I've been calling over a month now about a beam that has nails hanging out of it on the wires over on E. 116th St. outside the rapid on the number 8 bus line. When it falls, it is going to kill a person and destroy our buses. I've gone everywhere I've supposed to go. The Superior Rapid escalators and that component of Superior Rapid is still not satisfactory. And I congratulate you on the 79<sup>th</sup> Street Red Line. But we need elevators. People with manual wheelchairs cannot go up those ramps, as well as we need service and we need help. We need some construction down on the East 79th Street Light Rail. I thank you for listening to me. I ask that you would hear me on my concern. I have many more and when I speak to you in our meeting Acting CEO, on tomorrow. I will be bringing some more concerns for you and I ask that you don't take lightly when I sent it to you about the compromise with my safety with the CDP which cause conflict between us in the past and I'm trying to move into the future and I do not want that woman as the police chief over my safety.

I'm suing the Police Department and there are other matters and I really applaud Steve Bitto and Mary Delgado for the fine work they do at RTA and keeping the community voice alive. Dontez Taylor is concerned that disabled people are not getting fair and equal opportunity. I'm having an event May 8th and June 19th Pre Mother's Day and Pre Father's Day and I hope that RTA will work with me to honor, celebrating memorialized mothers and fathers. I have more information. I have a flyer that is available and Mary will make sure you have it. I'll be celebrating my 19-year pastorate on August 6th through the 8<sup>th</sup>. It recognizes my being pastor of at least four of my churches. God bless you all and have a great day.

2. Dontez Taylor - Paratransit is outstanding when it comes to transportation and everything else. They accommodate you and everything. It just helps in so many ways to get you where you gotta go timely and in decent and I thank you. I hope that we can get that beam off of E. 116th by the rapid down because if it falls it will fall on some buses, and trains, some kids and families and everything and God bless.

Rev. Lucas said that Mr. Davidson is in the room and he is the Director of Paratransit. He is a paratransit rider. Dr. Caver asked Rev. Pinkney to contact our office to see if there's a safety hazard with the beams that are hanging.

3. Vivian Sharp - Thank you for notifying me about this meeting. I would like to know more about when you have meetings so that I can be a part. I am a website owner and the person that works with a lot of different people that ride on paratransit and they are in the city and I'm a radio person as well, so please let me know when you have something to let other people know. My phone number is showing, but you can always email me and I think Mr. José Feliciano has my email.
4. Henry Vororsmarti – Cleveland, OH - There is no reason for the RTA police to have so much funding. It should be cut by at least 75%.
5. Erin Gay Miyoshi - Cleveland Heights, OH - In 2021, there have been two separate instances of RTA transit police using excessive force, including most recently transit police officer Patrick Rivera pushing a 68-year old rider onto the tracks. This raises serious concerns for me about the culture of RTA's transit police and the need for them. RTA has a high number of transit police officers compared to peer agencies. It employs 3 times as many transit officers as Pittsburgh's Port Authority of Allegheny County. Many cities around the country are embracing a new approach by hiring Transit Ambassadors who are non-law enforcement representatives who assist riders, remind riders of rules, and are trained in de-escalation. I strongly encourage RTA to research Transit Ambassador programs and consider new ways to make transit safe and welcoming to riders.

#### Upcoming Meetings

The next regular Board meeting is scheduled for Tuesday, May 25, 2021 in the Board Room of the Authority, Root-McBride Building, and 1240 West Sixth Street, Cleveland, Ohio 44113. This meeting will be live streamed on RTA's Facebook page for staff and members of the public at [www.facebook.com/riderta](http://www.facebook.com/riderta) Only Board members and required RTA staff will be allowed in the Board Room.

Mayor Koomar added that he spoke to Rev. Lucas before the meeting. As a new Board member he is trying to get up to speed. Unfortunately for the last meeting he was out of town and missed the meeting and Executive Session where the three items he abstained on were discussed. Accordingly, he abstained for that reason.

This meeting was adjourned at 10:07 a.m.

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President

Attest: \_\_\_\_\_  
Secretary-Treasurer

RESOLUTION NO. 2021-44

EXPRESSING APPRECIATION TO THE HONORABLE CLEVELAND COUNCILWOMAN PHYLLIS CLEVELAND FOR ADVOCATING FOR PUBLIC TRANSPORTATION WHILE SERVING ON CLEVELAND CITY COUNCIL AND WISHING HER WELL ON HER RETIREMENT

WHEREAS, the Honorable Cleveland Councilwoman Phyllis Cleveland dutifully served the residents of the City of Cleveland's Ward 5 for nearly 16 years; and

WHEREAS, Councilwoman Cleveland consistently advocated to improve the quality of life for all Clevelanders; and

WHEREAS, through her leadership on Cleveland City Council's Transportation Committee, Councilwoman Cleveland worked for equity in service and improved funding for public transit.

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

Section 1. That the Board of Trustees, staff and customers of the Greater Cleveland Regional Transit Authority, wholeheartedly extend congratulations to the Honorable Councilwoman Phyllis Cleveland on her commitment to public transportation and for her years of dedicated public service to the Cleveland community.

Section 2. That the Board of Trustees, staff and customers of the GCRTA offer their best wishes to the Honorable Councilwoman Phyllis Cleveland and hope she will enjoy many more years of successful public service.

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

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_

Secretary-Treasurer





<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> AUTHORIZING THE EXERCISE OF OPTION YEAR TWO OF TWO UNDER CONTRACT 2016-140 FOR THE PURCHASE OF A MOBILE TICKETING SOLUTION  <b>VENDOR:</b> PASSPORT LABS, INC., fka PASSPORT PARKING, INC.  <b>AMOUNT:</b> NTE \$96,000.00 FOR OPTION YEAR TWO OF TWO	<b>Resolution No.:</b> 2021-45
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Innovation & Technology Department
<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 exercise option year two of two for its mobile ticketing solution.

2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has been utilizing a mobile ticketing solution since July 2016, beginning with a pilot program. After a competitive negotiated procurement, the Authority entered into an agreement for a base three-year period with two, one-year options exercisable after review and concurrence by the Board of Trustees. Exercising option year two of two will allow the Authority to continue providing customers with the benefit of a mobile ticketing solution.

3.0 **PROCUREMENT BACKGROUND:** On February 21, 2017, the Authority awarded Contract 2016-140 to Passport Parking, Inc. for a mobile ticketing solution for a base three-year period with two, one-year options. Resolution 2017-008 authorized the contract and funding of the initial base three-year period. It was requested that each of the option years be brought to the Board of Trustees for approval based off the success of the three-year base period. Ticket sales via the mobile ticketing solution have exceeded expectations throughout the base three-year period. During the three-year base term, Passport Parking, Inc. rebranded and changed their name to Passport Labs, Inc. Option year one of two was exercised by Resolution 2020-38 in May 2020.

This resolution will authorize the exercise and funding for option year two of two in order to continue providing a mobile ticketing solution. The not to exceed amount of \$96,000.00 was previously negotiated prior to the execution of the contract.

A cost analysis has been performed, and the Procurement Department has determined that the price is fair and reasonable to the Authority. Mobile ticketing sales have exceeded expectations. The negotiated not to exceed amount has benefited the Authority with mobile ticket sales consistently exceeding the capped billable amount since year one.

4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 5% DBE goal was established for this procurement February 2017. Passport Labs, Inc. had agreed to maintain the established DBE participation goal through the use of its existing DBE firms.

- 5.0 POLICY IMPACT: Does not apply.
- 6.0 ECONOMIC IMPACT: The contract option will be funded through the General Fund, Innovation & Technology Department budget, in an amount not to exceed \$96,000.00, for a total contract amount not to exceed \$605,500.00 over the five (5) year term.
- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would result in the possibility of a temporary gap or the complete loss in the ability for the Authority to provide mobile ticketing to its customers.
- 8.0 RECOMMENDATION: This contract option was discussed by the Board of Trustees at the May 11, 2021 Organizational, Services & Performance Monitoring Committee meeting. It is recommended that the negotiated offer of Passport Labs, Inc. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to exercise option year two to this contract.
- 9.0 ATTACHMENTS: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-45

AUTHORIZING THE EXERCISE OF OPTION YEAR TWO OF TWO UNDER CONTRACT 2016-140 WITH PASSPORT LABS, INC., fka PASSPORT PARKING, INC., FOR THE PURCHASE OF A MOBILE TICKETING SOLUTION IN AN AMOUNT NOT TO EXCEED \$96,000.00 (GENERAL FUND, INNOVATION & TECHNOLOGY DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to continue providing its customers with mobile ticketing service; and

WHEREAS, Resolution 2017-008 authorized Contract No. 2016-140 with Passport Parking, Inc. for the purchase of a mobile ticketing solution for a base three-year period with two, one-year options; and

WHEREAS, Passport Parking, Inc. has since changed its name to Passport Labs, Inc.; and

WHEREAS, Resolution 2020-038 authorized the exercise of option year one of two to Contract No. 2016-140 to continue providing customers with a mobile ticketing solution; and

WHEREAS, Passport Labs, Inc., with offices located at 128 S. Tyron Street, Suite 2200, Charlotte, NC 28202, has offered to provide mobile ticketing solution services under option year two of two in a negotiated amount not to exceed \$96,000.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of Passport Labs, Inc., as negotiated, 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 Passport Labs, Inc., to provide mobile ticketing solution services under option year two of two, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to exercise option year two of two under Contract No 2016-140 with Passport Labs, Inc. to provide funding for an additional year of mobile ticketing solution services.

Section 3. That the contract option will be funded through the General Fund, Innovation & Technology Department budget, in an amount not to exceed \$96,000.00, for a total contract amount not to exceed \$605,500.00.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor with the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That all terms and conditions of the original contract remain unchanged.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_

President

Attest: \_\_\_\_\_  
Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> PROJECT 27Z ENGINEERING SERVICES FOR THE WATERFRONT LINE BRIDGE REHABILITATION  <b>VENDOR:</b> HARDESTY & HANOVER, LLC  <b>AMOUNT:</b> NTE \$1,468,163.84	<b>Resolution No.:</b> 2021-46
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Engineering & Project Development
<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 a contract for Project 27Z – Engineering Services for the Waterfront Line Bridge Rehabilitation.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Waterfront Line Bridge carries two GCRTA light rail train tracks over the New York – Chicago main lines of Norfolk Southern and Front Avenue. The bridge segments have developed multiple structural shear cracks at various locations throughout the structure requiring rehabilitation to reinstate the remaining useful life.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Request for Proposals (“RFP”) was posted on the GCRTA Procurement web site and advertised in the local newspapers. Thirty-eight interested parties, including potential subcontractors, downloaded the solicitation package. These services were solicited through a competitive negotiated procurement, utilizing the Brooks Act Procedures. Under this process, the Authority’s evaluation panel first selects the most technically qualified firm, solicits a pricing proposal from that firm, and negotiates price only with that firm. Should the Authority determine that an agreement could not be reached with the most qualified firm, it may reject that proposal and repeat the process with the next most qualified firm. In this instance, negotiations were held with Hardesty & Hanover, LLC, the first ranked firm, and an acceptable price was reached.
 

Hardesty & Hanover, LLC has successfully completed projects for the Norfolk County Council in England, Michigan DOT, Amtrak, and Florida DOT, among others.

The Procurement Department performed a cost analysis and determined the proposed pricing from Hardesty & Hanover, LLC in an amount not to exceed \$1,468,163.84 to be fair and reasonable to the Authority. This negotiated price is 12.5% above the Independent Engineer’s Estimate of \$1,305,068.00.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 5% DBE goal was established for this procurement. Hardesty & Hanover, LLC has committed to achieving the DBE participation goal through the utilization of the following DBE firms: 2LMN, Inc. (Asian-owned) in the amount of \$22,833.00, G&T Associates, Inc. (Asian Indian-owned) in the amount of \$28,918.00 and National Engineering & Architectural Services Inc. (Subcontinent Asian-owned) in the amount of \$134,483.00 for a total amount of \$186,234.00 or 12.68%.
  
- 5.0 **POLICY IMPACT:** Does not apply.
  
- 6.0 **ECONOMIC IMPACT:** This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funds, in an amount not to exceed \$1,468,163.84.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer could prevent the Authority from use of the Waterfront Line due to the continued deterioration of this asset.
- 8.0 RECOMMENDATION: This procurement was discussed by the Board of Trustees at the May 11, 2021 Operational Planning and Infrastructure Committee meeting. It is recommended that the offer from Hardesty & Hanover, LLC be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENTS: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-46

AUTHORIZING CONTRACT NO. 2020-197 WITH HARDESTY & HANOVER, LLC FOR PROJECT 27Z – ENGINEERING SERVICES FOR THE WATERFRONT LINE BRIDGE REHABILITATION IN AN AMOUNT NOT TO EXCEED \$1,468,163.84 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, The Authority requires task order inspection services for construction inspection and construction management support services; and

WHEREAS, the proposal of Hardesty & Hanover, LLC, with an office located at 1915 MN-36 Suite 115, Roseville, MN 55113, to perform said services was received on January 29, 2021 in response to a competitive solicitation; and

WHEREAS, after negotiations, Hardesty & Hanover, LLC has agreed to perform the required services in an amount not to exceed \$1,468,163.84; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of Hardesty & Hanover, LLC to be the most advantageous to the Authority, 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 negotiated offer of Hardesty & Hanover, LLC to provide services under Project 27Z – Engineering Services for the Waterfront Line Bridge Rehabilitation be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with Hardesty & Hanover, LLC for the performance of said services.

Section 3. That said contract shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to 100% Local funds, in an amount not to exceed \$1,468,163.84.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Hardesty & Hanover, LLC will attempt to exceed the 5% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> CONTRACT: PROJECT 16.85 – RED LINE WEST CATENARY REHABILITATION  VENDOR: RAILWORKS TRACK SERVICES, INC.  AMOUNT: \$2,101,300.00	Resolution No.: 2021-47
	Date: May 20, 2021
	Initiator: Engineering & Project Development
<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 a contract to provide construction services for Project 16.85 – Red Line West Catenary Rehabilitation.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work to be performed under this contract includes, but is not limited to, repairing poles, base plates, anchor bolts or arms designated as structurally deficient.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bids (“IFB”) was posted on the GCRTA Procurement website and advertised in the local newspapers. Sixteen interested parties, including potential subcontractors, downloaded the solicitation package. Four responsive bids were received and opened on April 15, 2021, as follows:

Company Name	Total Base Bid
RailWorks Track Services, Inc.	\$2,101,300.00
Suburban Maintenance & Construction, Inc.	\$2,134,000.00
Schirmer Construction LLC	\$2,271,000.00
Panzica Construction Company	\$2,385,000.00

The Basis of Award is the lowest responsive bid from a responsible bidder for the Total Base Bid price. RailWorks Track Services, Inc. was determined to be a responsible bidder. The Total Base Bid price of \$2,101,300.00 from RailWorks Track Services, Inc. is 19% less than the Engineer’s Estimate of \$2,595,212.00.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 19% DBE goal was established for this procurement. RailWorks Track Services, Inc. has committed to achieving the DBE participation goal through the utilization of Cook Paving & Construction Co. (African American Female-owned) in the amount of \$400,000.00 or 19%.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, Capital Grants OH-2016-054, OH-2018-002, OH-2018-024, and OH-2019-037-307 for a total contract amount not to exceed \$2,101,300.00 (\$1,681,040.00 in federal funds which represents 80% of total cost).



- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will allow for the continued degradation of the catenary poles between the Airport and Tower City.
- 8.0 RECOMMENDATION: This project was discussed by the Board of Trustees at the May 11, 2021 Operational Planning & Infrastructure Committee meeting. It is recommended that the bid of RailWorks Track Services, Inc. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENTS: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-47

AUTHORIZING CONTRACT NO. 2021-016 WITH RAILWORKS TRACK SERVICES, INC. FOR PROJECT 16.85 – RED LINE WEST CATENARY REHABILITATION, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$2,101,300.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as required, under Project 16.85 – Red Line West Catenary Rehabilitation; and

WHEREAS, the bid of RailWorks Track Services, Inc., located at 2101 S Carpenter St., 2<sup>nd</sup> Floor, Chicago, Illinois 60608, was received on April 15, 2021 in an amount not to exceed \$2,101,300.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the bid of RailWorks Track Services, Inc. to be the lowest responsive bid from a responsible bidder 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 bid of RailWorks Track Services, Inc. for Project 16.85 – Red Line West Catenary Rehabilitation, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with RailWorks Track Services, Inc. for Project 16.85 – Red Line West Catenary Rehabilitation.

Section 3. This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, Capital Grants OH-2016-054, OH-2018-002, OH-2018-024, and OH-2019-037-307 for a total contract amount not to exceed \$2,101,300.00 (\$1,681,040.00 in federal funds which represents 80% of total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that RailWorks Track Services, Inc. will attempt to exceed the 19% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



Greater Cleveland  
Regional Transit Authority

Interoffice Memo

To: Rev. Charles P. Lucas, President  
and Members, Board of Trustees

From: Floun'say R. Caver, Ph.D. *Floun'say R. Caver, Ph.D.*  
Acting General Manager, Chief Executive Officer

Date: May 20, 2021

Subject: Disadvantaged Business Enterprise (DBE) Prime Contractor for  
May 25, 2021 Board Meeting

Please be advised the following resolution involving a DBE firm as the prime contractor will be presented at the May 25, 2021 Board meeting.

- Authorizing Contract No. 2021-028 with Apex Construction & Management to provide construction services, for Contract No. 2021-028 – Michael's Diner Roof Replacement.

If you have any questions please feel free to contact me. You can also contact Carl Kirkland, Director of Office of Business Development directly at (216)-356-3128.

CC:IB:CK:db



<b>TITLE/DESCRIPTION:</b> CONTRACT: PROJECT 18.45 – MICHAEL'S DINER ROOF REPLACEMENT  VENDOR: APEX CONSTRUCTION & MANAGEMENT CO., INC.  AMOUNT: \$279,900.00	<b>Resolution No.:</b> 2021-48
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Engineering & Project Development
<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 a contract to provide construction services for Project 18.45 – Michael's Diner Roof Replacement.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work to be performed under this contract includes, but is not limited to, removal and replacement of the roofing materials as well as the two roof top HVAC units. Michael's Diner is located at 13051 Shaker Boulevard, north and adjacent to the westbound track and just west of Shaker Square. GCRTA owns the building and leases it to the proprietor of Michael's Diner.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bid ("IFB") was posted on the GCRTA Procurement website and advertised in the local newspapers. Four interested parties, including potential subcontractors, downloaded the solicitation package. One responsive bid was received and opened on April 14, 2021, as follows:

Company Name	Total Base Bid
Apex Construction & Management Co., Inc.	\$279,900.00

Ohio Revised Code Section 306.43(B) provides that, in the case of a single bid being received, the Authority may negotiate the price with the vendor. Negotiations failed to achieve a price reduction from Apex Construction & Management Co., Inc. The agreed upon price of \$279,900.00 is \$8,518.02, or 3.14%, greater than the Engineer's Estimate of \$271,381.98.

A cost analysis has been performed and the bid of Apex Construction & Management Co., Inc. has been determined by the Procurement Department to be fair and reasonable to the Authority.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 19% DBE goal was established for this procurement. The Prime Contractor is Apex Construction Services, a certified DBE (Subcontinent Asian-owned) firm fulfilling the DBE participation goal established for this contract.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, 100% Local funds, for a total contract amount not to exceed \$279,900.00.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer will allow for the continued degradation of the roof at Michael's Diner.

- 8.0 RECOMMENDATION: It is recommended that the bid of Apex Construction & Management Co., Inc. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENTS: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-48

AUTHORIZING CONTRACT NO. 2021-028 WITH APEX CONSTRUCTION & MANAGEMENT CO., INC. FOR PROJECT 18.45 – MICHAEL'S DINER ROOF REPLACEMENT, AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$279,900.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as required, under Project 18.45 – Michael's Diner Roof Replacement; and

WHEREAS, the bid of Apex Construction & Management Co., Inc., located at 24381 Aurora Road, Ste A-6, Bedford Heights, Ohio 44146, was received on April 14, 2021 in an amount not to exceed \$279,900.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the bid of Apex Construction & Management Co., Inc. to be the lowest responsive bid from a responsible bidder 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 bid of Apex Construction & Management Co., Inc. for Project 18.45 – Michael's Diner Roof Replacement, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with Apex Construction & Management Co., Inc. for Project 18.45 – Michael's Diner Roof Replacement.

Section 3. That said contract shall be payable from the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to, 100% Local funds, for a total contract amount not to exceed \$279,900.00.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Apex Construction & Management Co., Inc. will attempt to exceed the 19% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



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

<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> PROJECT 27Y – REHABILITATION OF THE CUYAHOGA VIADUCT (PHASE I) <b>VENDOR:</b> BECDIR CONSTRUCTION CO. <b>AMOUNT:</b> \$4,698,429.00	<b>Resolution No.:</b> 2021-49
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Engineering & Project Development
<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 a contract to provide construction services for Project 27Y –Rehabilitation of the Cuyahoga Viaduct (Phase I).
- 2.0 **DESCRIPTION/JUSTIFICATION:** The work to be performed under this contract includes, but is not limited to, addressing areas of deterioration and extending the life of the bridge and maintaining the structural integrity of the bridge system in Spans 1-5 and Span 30.
- 3.0 **PROCUREMENT BACKGROUND:** The Invitation for Bids (“IFB”) was posted on the GCRTA Procurement website and advertised in the local newspapers. Thirty-nine (39) interested parties, including potential subcontractors, downloaded the solicitation package. Three (3) responsive bids were received and opened on April 21, 2021, as follows:

Company Name	Total Base Bid
BECDIR Construction Co.	\$4,698,429.00
Suburban Maintenance & Construction, Inc.	\$4,832,484.75
Schirmer Construction LLC	\$5,421,593.20

The Basis of Award is the lowest responsive bid from a responsible bidder for the Total Base Bid price. BECDIR Construction Co. was determined to be a responsible bidder. The Total Base Bid price of \$4,698,429.00 from BECDIR Construction Co. is 19% less than the Engineer’s Estimate of \$5,795,093.00.

- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 16% DBE participation goal was established for this procurement. BECDIR Construction Company has committed to meeting the DBE goal through the utilization of the following firms:

DBE(s) Name/Address	DBE Category	Scope of Work	Amount
Timeline Photography LLC	Female-owned	Construction Video/Photo	\$2,800.00
Rockport Ready Mix Inc.	Female-owned	Concrete	\$24,300.00
RAR Contracting Co. Inc.	African American-owned	Aggregate Supplier	\$117,867x60% =\$70,720.00
Cuyahoga Supply & Tool Inc.	Female-owned	Material Supplier	\$153,530x60% =\$92,118.00
Key Cable & Supply, Inc.	Female-owned	Electrical Supplier	\$22,951x60% =\$13,770.00
Cuyahoga Fence, LLC	Female-owned	Steel Rail	\$67,770.00
Cook Paving & Construction	African American Female-owned	Mill & Asphalt Paving	\$13,885.00
Armstrong Steel Erectors, Inc.	Native American-owned	Jacking & Temporary Support	\$38,000.00
Denise's Flagging & Construction, Inc.	African American Female owned	Flagging	\$12,040.00
RAR Contracting Co. Inc.	African American-owned	Trucking	\$131,260.00
American Roadway Logistics, Inc.	Female-owned	Traffic Maintenance	\$2,2655.00
Keepainting, LLC	African American-owned	Concrete Sealing & Spot Painting	\$282,075.00
	<b>TOTAL</b>		<b>\$752,005.00= 16%</b>

5.0 POLICY IMPACT: Does not apply.

6.0 ECONOMIC IMPACT: This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to pending Capital Grant amendment OH-2020-044-5307 and 100% Local funds, for a total contract amount not to exceed \$4,698,429.00 (\$3,758,743.20 in federal funds which represents 80% of total cost).

7.0 ALTERNATIVES: Reject this offer. Rejection of this offer will allow for the continued degradation of the Cuyahoga Viaduct.

8.0 RECOMMENDATION: This project was discussed by the Board of Trustees at the May 11, 2021 Operational Planning & Infrastructure Committee meeting. It is recommended that the bid of BECDIR Construction Co. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.

9.0 ATTACHMENTS: None.

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

*J. Laur, Ph.D., Acting*

General Manager, Chief Executive Officer



RESOLUTION NO. 2021-49

AUTHORIZING CONTRACT NO. 2021-044 BECDIR CONSTRUCTION CO. FOR PROJECT 27Y – REHABILITATION OF THE CUYAHOGA VIADUCT (PHASE I), AS SPECIFIED AND AS REQUIRED, IN AN AMOUNT NOT TO EXCEED \$4,698,429.00 (RTA DEVELOPMENT FUND, ENGINEERING & PROJECT DEVELOPMENT DEPARTMENT BUDGET)

WHEREAS, the Authority deems it necessary to acquire construction services, as required, under Project 27Y –Rehabilitation of the Cuyahoga Viaduct (Phase I); and

WHEREAS, the bid of BECDIR Construction Co., located at 15764 West Akron-Canfield Road, Berlin Center, Ohio 44401, was received on April 21, 2021 in an amount not to exceed \$4,698,429.00; and

WHEREAS, the General Manager, Chief Executive Officer deems the bid of BECDIR Construction Co. to be the lowest responsive bid from a responsible bidder 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 bid of BECDIR Construction Co. for Project 27Y – Rehabilitation of the Cuyahoga Viaduct (Phase I), be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with BECDIR Construction Co. for Project 27Y – Rehabilitation of the Cuyahoga Viaduct (Phase I).

Section 3. This procurement shall be payable through the RTA Development Fund, Engineering & Project Development Department budget, including but not limited to pending Capital Grant amendment OH-2020-044-5307 and 100% Local funds, for a total contract amount not to exceed \$4,698,429.00 (\$3,758,743.20 in federal funds which represents 80% of total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements; and all applicable laws relating to the contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that BECDIR Construction Co. will attempt to exceed the 16% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer

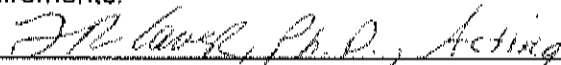


<b>TITLE/DESCRIPTION:</b>  <b>CONTRACT:</b> CCTV CAMERA EQUIPMENT AND SERVICES  <b>VENDOR:</b> ZADAR TECHNOLOGY, INC.  <b>AMOUNT:</b> NOT TO EXCEED \$100,000.00 FOR A BASE ONE-YEAR PERIOD WITH TWO, ONE-YEAR OPTIONS IN AN AMOUNT NOT TO EXCEED \$100,000.00 PER YEAR, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$300,000.00	<b>Resolution No.:</b> 2021-50
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Transit Police
<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 a sole source contract to provide cameras, equipment, hardware, licenses, and related services for a period of one year, with two one-year option years.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** GCRTA currently has over 305 analog cameras that are no longer being supported, nor built by the manufacturer. The existing analog cameras need to be upgraded due to the high risk of crimes being reported in various areas within the GCRTA. This action will allow the Authority to continue to monitor and record all activity; utilize the upgraded cameras as both a deterrence and for post incident documentation; and provide the ability to authenticate and validate, while providing limited access to the CCTV database for authorized users.
  
- 3.0 **PROCUREMENT BACKGROUND:** The sole source contract is exempt from competitive bidding as authorized by Section 306.43(H)(3) of the Ohio Revised Code. The internet protocol ("IP") licensing needed to install IP cameras is proprietary software. Zadar Technology, Inc. is the only vendor that can program, add, or delete cameras from GCRTA systems. Zadar Technology, Inc. offered to provide cameras, equipment, hardware, licenses, and related services for the upgrade in an annual amount not to exceed \$100,000.00 for a base one-year period with two, one-year options in an amount not to exceed \$100,000.00 for each option year, for a total contract amount not to exceed \$300,000.00.  
  
 A cost analysis has been performed and the Procurement Department has determined the proposed rate is fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 0% DBE goal was established for this procurement due to a lack of certified DBE firms.
  
- 5.0 **POLICY IMPACT:** Does not apply.

- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Capital Fund, Transit Police Department budget, in an annual amount not to exceed \$100,000.00 for a base one-year period with two, one-year options in an amount not to exceed \$100,000.00 per year, for a total contract amount not to exceed \$300,000.00.
- 7.0 **ALTERNATIVES:** Reject this offer. Rejection of this offer would leave the Authority's Transit Police Department without the ability to adequately provide enhanced security throughout various GCRTA locations.
- 8.0 **RECOMMENDATION:** It is recommended that the offer of Zadar Technology, Inc. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 **ATTACHMENTS:** None.

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



General Manager, Chief Executive Officer

RESOLUTION NO. 2021-50

AUTHORIZING CONTRACT NO. 2021-55 WITH ZADAR TECHNOLOGY, INC. TO PROVIDE CAMERA EQUIPMENT AND SERVICES FOR AN AMOUNT NOT TO EXCEED \$100,000.00 FOR THE BASE ONE-YEAR PERIOD WITH TWO, ONE-YEAR OPTIONS IN AN AMOUNT NOT TO EXCEED \$100,000.00 PER YEAR, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$300,000.00 (RTA CAPITAL FUND, TRANSIT POLICE DEPARTMENT BUDGET)

WHEREAS, the Authority currently utilizes cameras to monitor, record, and document activity throughout various GCRTA locations; and

WHEREAS, the Authority utilizes Zadar Technology, Inc. located at 2593 Center Road, Hinckley, Ohio 44233 for its cameras, equipment, licenses, system, and other related services; and

WHEREAS, the Ohio Revised Code, Section 306.43(H) (3) provides that competitive bidding is not required when the expenditure is for a renewal or renegotiation of a lease or license for telecommunications or electronic data processing equipment, services or systems, or for the upgrade of such equipment, services, or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns; and

WHEREAS, the internet protocol ("IP") licensing, which is needed for the install, is proprietary to Zadar Technology, Inc., the original installer of the software and the only vendor that can program, add, or delete cameras from the GCRTA System; and

WHEREAS, Zadar Technology, Inc. has offered to provide cameras, equipment, licenses, hardware, and related services, as needed for the upgrade, in an amount not to exceed \$100,000.00 for a period of one year with two, one-year options, in an amount not to exceed \$100,000.00 per year, resulting in a total contract amount not to exceed \$300,000.00; and

WHEREAS, the General Manager, Chief Executive Officer deems that the offer of Zadar Technology, Inc. to be in the best interest of the Authority, price 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 Zadar Technology, Inc. to provide cameras, equipment, licenses, hardware, and related services, as needed, for a one-year base period, with two, one-year options, is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with Zadar Technology, Inc. to provide cameras, equipment, licenses, hardware, and related services for a period of one year with two, one-year options, and is further authorized to exercise said options.

Section 3. This procurement will be funded through the RTA Capital Fund, Transit Police Department budget, in an amount not to exceed \$100,000.00 for a period of one year with two, one-year options, in an amount not to exceed \$100,000.00 per year, resulting in a total contract amount not to exceed \$300,000.00.

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

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Zadar Technology, Inc. will attempt to exceed the 0% DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> KRONOS ANNUAL SOFTWARE SUBSCRIPTION AND SUPPORT RENEWAL  <b>VENDOR:</b> KRONOS INCORPORATED  <b>AMOUNT:</b> NTE \$117,844.03 FOR A ONE YEAR PERIOD	<b>Resolution No.:</b> 2021-51
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Innovation and Technology Department
<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 renew a sole source contract for annual software subscription & support of Kronos applications and equipment for a period of one year.
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority has been utilizing Kronos software technology and applications since 1998. Annual maintenance, licensing, and support are required to maintain the Kronos applications and equipment (time clocks). Kronos is a companion product for payroll processing. Kronos technology and applications are proprietary products designed exclusively by Kronos Incorporated.
- 3.0 **PROCUREMENT BACKGROUND:** This contract for maintenance and support services is exempted from competitive bidding under Section 306.43(H)(3) of the Ohio Revised Code. Kronos applications are proprietary, making them the only source authorized to provide licensing and maintain the system. After negotiations, Kronos Incorporated offered to provide subscription support for the Kronos software products for a negotiated amount not to exceed \$117,844.03 for a one year period. This is the budgeted amount for this renewal. The Innovation and Technology Department reviewed the offer for adherence to technical scope.  
  
 A price analysis has been performed and the Procurement Department has determined that the price is fair and reasonable to the Authority.
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** All Affirmative Action requirements have been met. A 0% DBE participation goal was established for this procurement because it is for the maintenance of proprietary software, which work is limited and exclusive to the original provider and installer by agreement.
- 5.0 **POLICY IMPACT:** Does not apply.
- 6.0 **ECONOMIC IMPACT:** The contract will be funded through the General Fund, Innovation and Technology Department budget, in an amount not to exceed \$117,844.03 for a period of one year.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would leave the Kronos software applications unlicensed, unsupported and would jeopardize the functionality of critical HR/Payroll systems vital to the organization.
- 8.0 RECOMMENDATION: It is recommended that the offer of Kronos Incorporated be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENTS: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-51

AUTHORIZING CONTRACT NO. 2021-057 WITH KRONOS INCORPORATED TO PROVIDE KRONOS ANNUAL SUBSCRIPTION AND SUPPORT RENEWAL FOR A PERIOD OF ONE YEAR IN AN AMOUNT NOT TO EXCEED \$117,844.03 (GENERAL FUND, INNOVATION AND TECHNOLOGY DEPARTMENT BUDGET)

WHEREAS, the Authority currently utilizes Kronos-licensed products for human resource management and payroll processing; and

WHEREAS, annual subscription and support are required to use and maintain this software application; and

WHEREAS, these services are available from Kronos Incorporated, located at 900 Chelmsford Street, Lowell, MA 01851, the original licensor of these products; and

WHEREAS, the Ohio Revised Code, Section 306.43(H)(3) provides that competitive bidding is not required when the expenditure is for a renewal or renegotiation of a lease or license for telecommunications or electronic data processing equipment, services or systems, or for the upgrade of such equipment, services or systems, or for the maintenance thereof as supplied by the original source or its successors or assigns; and

WHEREAS, Kronos Incorporated has offered to provide said subscription and support at a negotiated amount not to exceed \$117,844.03 for a period of one year; and

WHEREAS, the General Manager, Chief Executive Officer deems the offer of Kronos Incorporated, as negotiated, to provide maintenance and support services for the Kronos software applications, to be in the best interest of the Authority 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 Kronos Incorporated, as negotiated, to provide Kronos software maintenance and support services for a period of one year be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with Kronos Incorporated to provide said services.

Section 3. The contract will be funded through the General Fund, Innovation and Technology Department budget, in an amount not to exceed \$117,844.03 for a period of one year.

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor with the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.



Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Kronos Incorporated will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



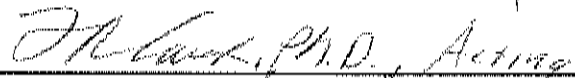
Greater Cleveland Regional Transit Authority  
**STAFF SUMMARY AND COMMENTS**

<b>TITLE/DESCRIPTION:</b> <b>CONTRACT: AUTHORIZING THE PURCHASE OF UP TO 10 ELDORADO NATIONAL AEROTECH PARATRANSIT COACHES</b>  <b>VENDOR: MYERS EQUIPMENT CORP.</b>  <b>AMOUNT: NOT TO EXCEED \$877,810.00</b>	<b>Resolution No.:</b> 2021-52
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Fleet Management Department
<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 resolution will authorize the Authority to enter into a contract for the manufacture and delivery of up to 10, wheelchair equipped, Eldorado National Aerotech Paratransit coaches, through the State of Ohio, Department of Transportation, Cooperative Purchasing Program ("Cooperative Purchasing Program").
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** These transit vehicles will be used by the Authority's Paratransit District. The 10 coaches purchased under authority of this Resolution will replace the GCRTA's 7500 fleet. The 7500 fleet were purchased in 2013 and have exceeded their useful life in age and/or mileage, in accordance with the Authority's vehicle replacement policy and guidelines.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Board of Trustees has authorized the General Manager, Chief Executive Officer to utilize the Cooperative Purchasing Program by Resolution No. 2004-076. This allows the Authority to place orders against State of Ohio, Department of Transportation contracts. Under Ohio Revised Code Section 306.43(H)(4), competitive procedures are not required when the purchase of goods or services is made from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government, or as a third-party beneficiary under a state or federal procurement contract, or as a participant in a department of administrative services contract under division (B) of Section 125.04 of the Revised Code. The Cooperative Purchasing Program includes contracts for Paratransit coaches. The Authority will purchase 10 Eldorado National Aerotech Paratransit coaches at a unit price of \$87,781.00 for a total price not to exceed \$877,810.00. This amount is approximately 33% below the budgeted amount of \$900,796.80 for this purchase.  
  
 A price analysis has been performed, and the Procurement Department has determined the price submitted by Myers Equipment Corp. is fair and reasonable to the Authority.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** Per federal regulations, the Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements included in the State Cooperative Purchasing Program.
  
- 5.0 **POLICY IMPACT:** Does not apply.
  
- 6.0 **ECONOMIC IMPACT:** This procurement will be funded through the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2017-029 in the amount of \$14,867.36 and FTA Capital Grant OH-2021-009 in the amount of \$862,942.64, for a total contract amount not to exceed \$877,810.00 (\$702,248.00 in federal funds which represents 80% of the total cost).

- 7.0 ALTERNATIVES: Reject this bid. Rejection of this bid would impact the Authority's ability to provide reliable and timely Paratransit service.
- 8.0 RECOMMENDATION: It is recommended that the bid of Myers Equipment Corp. be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENT: None.

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-52

AUTHORIZING CONTRACT NO. 2021-064 WITH MYERS EQUIPMENT CORP. FOR THE PURCHASE OF UP TO 10 ELDORADO NATIONAL AEROTECH PARATRANSIT COACHES, AS SPECIFIED, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$877,810.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to replace 10 Paratransit Coaches Service Quality ADA accessible vans that have reached their useful life; and

WHEREAS, wheelchair equipped Eldorado National Aerotech Paratransit Coaches are available through the State of Ohio, Department of Transportation Cooperative Purchasing Program ("Cooperative Purchasing Program"); and

WHEREAS, Section 5513.01(B) of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts executed by the State of Ohio, Department of Transportation; and

WHEREAS, the Board of Trustees of the Authority authorized the utilization of the Cooperative Purchasing Program in Resolution No. 2004-076; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code states that competitive procedures are not required when the purchase is made from another political subdivision, public agency, public transit system, regional transit authority, the state, or the federal government, or as a third party beneficiary under a state or federal procurement contract, or as a participant in a department of administrative services contract under division (B) of Section 125.04 of the Revised Code; and

WHEREAS, Myers Equipment Corp., located at 8860 Akron-Canfield Road, Canfield, OH 44406, has offered to manufacture and deliver up to 10 Paratransit Coaches, as specified, at a unit price of \$87,781.00 for a total amount not to exceed \$877,810.00; and

WHEREAS, the General Manager, Chief Executive Officer has deemed it in the best interest of the Authority to procure the required vehicles utilizing the Cooperative Purchasing Program from Myers Equipment Corp. 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 bid of Myers Equipment Corp., for the manufacture and delivery of up to 10 Paratransit Coaches, as specified, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer be and she is hereby authorized to enter into a contract with Myers Equipment Corp. for the manufacture and delivery of up to 10 Paratransit Coaches, as specified, for a total contract amount not exceed \$877,810.00.

Section 3. This procurement will be funded through the RTA Development Fund, Fleet Management Department budget, including but not limited to FTA Capital Grant OH-2017-029 in the amount of \$14,867.36 and FTA Capital Grant OH-2021-009 in the amount of \$862,942.64, for a total contract amount not to exceed \$877,810.00 (\$702,248.00 in federal funds which represents 80% of the total cost).

Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements and all applicable laws relating to contractual obligations of the Authority.

Section 5. That the Greater Cleveland Regional Transit Authority's Board of Trustees expects that Myers Equipment Corp. will attempt to exceed the 0% minimum DBE goal assigned to this procurement.

Section 6. That this resolution shall become effective immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



<b>TITLE/DESCRIPTION:</b> <b>CONTRACT:</b> PURCHASE OF TWO (2) 2021 FORD POLICE UTILITY CANINE VEHICLES, EQUIPMENT AND ACCESSORIES  <b>VENDOR:</b> STATEWIDE FORD LINCOLN  <b>AMOUNT:</b> NOT TO EXCEED \$111,308.00	<b>Resolution No.:</b> 2021-53
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Fleet Management Department
<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 resolution will authorize the Authority to enter into a contract for the delivery of two (2) 2021 Ford Police Utility Canine vehicles, equipment and accessories, through the State of Ohio, Department of Administrative Services, State Term Schedule (STS). These vehicles will be equipped with TSA specified canine equipment and installation of the BluePrint System in the State of Ohio for Soundoff Signal.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The Authority intends to replace two (2) police canine vehicles that have exceeded their life expectancy and are becoming costly to maintain. These vehicles will be equipped with TSA specified canine equipment for the proper safety and transport of the canine in the vehicle during their tour of duty, and the Soundoff Signal BluePrint control system prior to delivery.
  
- 3.0 **PROCUREMENT BACKGROUND:** The Board of Trustees has authorized the General Manager, Chief Executive Officer to utilize the State of Ohio Cooperative Purchasing Program, as set forth in Chapter 410 of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority. This allows the Authority to purchase equipment from the Ohio Department of Administrative Services, Office of State Purchasing contracts. The Authority is able to enter into a contract for equipment as authorized by Ohio Revised Code, Section 306.43 (H)(4).  
  
 This resolution will authorize the purchase and delivery of two (2) 2021 Ford Police Utility Canine vehicles, equipment and accessories, as defined in the contract with Statewide Ford Lincoln. The unit price of the Ford Police Utility Canine vehicle through the Cooperative Purchasing Program, Contract No. 900321, is \$32,280.00. The accessories, delivery, and installation of the TSA specified canine equipment and the Soundoff Signal BluePrint equipment brings the unit price to \$55,654.00, resulting in a total amount not to exceed \$111,308.00. The prices established under the state program are the result of a competitive process.
  
- 4.0 **AFFIRMATIVE ACTION/DBE BACKGROUND:** Per federal regulations, the Office of Business Development does not conduct Affirmative Action reviews or establish goals on procurements included in the State Cooperative Purchasing Program.
  
- 5.0 **POLICY IMPACT:** Does not apply.
  
- 6.0 **ECONOMIC IMPACT:** This contract shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to 100% Local Funds, in an amount not to exceed \$111,308.00.

- 7.0 ALTERNATIVES: Reject this offer. Rejection of this offer would delay the ability of the Authority to purchase replacement police vehicles, prolonging the Authority's need to maintain equipment that has exceeded life expectancy.
- 8.0 RECOMMENDATION: It is recommended that the offer of Statewide Ford Lincoln be accepted and the resolution passed authorizing the General Manager, Chief Executive Officer to enter into a contract.
- 9.0 ATTACHMENT: None

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

  
\_\_\_\_\_  
General Manager, Chief Executive Officer

RESOLUTION NO. 2021-53

AUTHORIZING CONTRACT NO. 2021-065 WITH STATEWIDE FORD LINCOLN, FOR THE PURCHASE AND DELIVERY OF TWO (2) 2021 FORD POLICE UTILITY CANINE VEHICLES, EQUIPMENT, AND ACCESSORIES, AS SPECIFIED, THROUGH THE STATE OF OHIO, DEPARTMENT OF ADMINISTRATIVE SERVICES, COOPERATIVE PURCHASING PROGRAM FOR A TOTAL PRICE NOT TO EXCEED \$111,308.00 (RTA DEVELOPMENT FUND, FLEET MANAGEMENT DEPARTMENT BUDGET)

WHEREAS, the Authority has identified the need to purchase new vehicles to replace police canine vehicles that have exceeded their useful life; and

WHEREAS, such equipment is available through the State of Ohio, Department of Administrative Services State Term Schedule (STS); and

WHEREAS, Section 125.04 of the Ohio Revised Code provides political subdivisions within the State of Ohio the opportunity to participate in contracts executed by the State of Ohio, Department of Administrative Services, for the purchase of equipment, materials, supplies, or other tangible assets; and

WHEREAS, the Board of Trustees authorized utilization of the Cooperative Purchasing Program in Resolution 1990-069, as set forth in Chapter 410 of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority; and

WHEREAS, Section 306.43(H)(4) of the Ohio Revised Code permits a regional transit authority to enter into such a contract; and

WHEREAS, Statewide Ford Lincoln, with offices located at 1108 W. Main Street, Van Wert, OH 45891, has offered to install equipment and deliver two (2) 2021 Ford Police Utility Canine vehicles, for a total negotiated contract amount not to exceed \$111,308.00; and

WHEREAS, the General Manager, Chief Executive Officer deemed in the best interest of the Authority to procure the required equipment from Statewide Ford Lincoln utilizing the State of Ohio Cooperative Purchasing Program 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 Statewide Ford Lincoln to provide two (2) 2021 Ford Police Utility Canine vehicles, with added equipment and accessories, be and the same is hereby accepted.

Section 2. That the General Manager, Chief Executive Officer of the Authority be and she is hereby authorized to enter into a contract with Statewide Ford Lincoln to provide two (2) 2021 Ford Police Utility Canine vehicles, with added equipment and accessories, to the Authority.

Section 3. This contract shall be payable from the RTA Development Fund, Fleet Management Department budget, including but not limited to 100% Local funds, in an amount not to exceed \$111,308.00.



Section 4. That said contract shall be binding upon and an obligation of the Authority contingent upon compliance by the contractor to the Specifications and Addenda, thereto, if any; the Affirmative Action Plan adopted by the Board of Trustees; bonding and insurance requirements; and all applicable laws relating to contractual obligations of the Authority.

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

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary- Treasurer



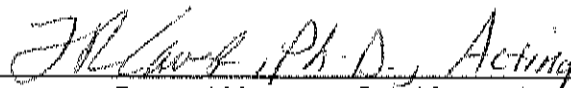
Greater Cleveland Regional Transit Authority  
**STAFF SUMMARY AND COMMENTS**

<b>TITLE/DESCRIPTION:</b>  AMENDING BUDGET APPROPRIATIONS FOR THE FY 2021 CAPITAL IMPROVEMENT FUND BUDGET TO PROVIDE FOR AN INCREASE OF \$144,603,665	<b>Resolution No.:</b> 2021-54
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Office of Management & Budget
<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 authorize an increase in the Fiscal Year ("FY") 2021 Capital Improvement Fund budget appropriation by \$144,603,665.
  
- 2.0 **DESCRIPTION/JUSTIFICATION:** The proposed amendment to the FY 2021 Capital Improvement Fund budget will increase the overall appropriation by \$144,603,665 in order to establish the proper budget authority to cover funding to be received from: (1) the Federal Transit Administration ("FTA") under the Coronavirus Response and Relief Supplemental Appropriations Act ("CRRSAA"), and the American Rescue Plan ("ARP") Act; (2) the Ohio Emergency Management Agency ("OEMA") Covid Mass Vaccination Sites program; and (3) the Ohio Department of Transportation ("ODOT") Rides to Community Immunity ("RCI") program.  
  
 Through Resolution 2021-018, the Authority estimated the CRRSAA award to be \$60.0 million. The Authority received an additional \$7.4 million above the estimate. The ARP, OEMA, and ODOT awards were received after February 2021.
  
- 3.0 **PROCUREMENT BACKGROUND:** Does not apply.
  
- 4.0 **POLICY IMPACT:** The FY 2021 Capital Improvement Fund budget provides for the upkeep of the Authority's existing infrastructure, facilities, equipment, vehicle replacement programs, and also provides for the implementation of projects included in the Long-Range Plan. This increase in the FY 2021 Capital Improvement Fund budget will enable the Authority to utilize relief funds to reimburse the Operating budget for operating expenses incurred due to the COVID-19 pandemic.
  
- 5.0 **ECONOMIC IMPACT:** These revisions will increase the total FY 2021 Capital Improvement Fund budget appropriation established in Resolution Nos. 2020-39, 2020-100, and 2021-18 by \$144,603,665. The funds expensed under these grant will be 100% federally funded, with no local match requirement. The funds received will increase the FY 2021 Capital Improvement Fund budget to \$395,778,417.
  
- 6.0 **ALTERNATIVES:** Not approve the budget revision as proposed. The Authority will either need to find alternative funding sources and/or decrease service to maintain a balanced budget.
  
- 7.0 **RECOMMENDATION:** The proposed amendment to the FY 2021 Capital Improvement Fund budget appropriation was reviewed by the Board's Operational Planning & Infrastructure Committee on May 11, 2021. It is recommended that the Board adopt the amended FY 2021 Capital Improvement Fund budget appropriation as proposed.
  
- 8.0 **ATTACHMENTS:**

- A. 2021 – 2025 Combined Amended Capital Improvement Plan
- B. 2021 – 2025 Amended RTA Development Fund Capital Improvement Plan
- C. 2021 – 2025 RTA Capital Fund Capital Improvement Plan

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



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General Manager, Chief Executive Officer

ATTACHMENT A

**2021 - 2025 AMENDED COMBINED CAPITAL IMPROVEMENT PLAN**  
**Combined Budget Authority**

PROJECT CATEGORY	2021 Budget	2022 Plan	2023 Plan	2024 Plan	2025 Plan	2021-2025
Bus Garages	\$0	\$700,000	\$3,525,000	\$3,400,000	\$0	\$7,625,000
Bus Improvement Program	\$21,300,000	\$21,300,000	\$21,066,750	\$21,066,750	\$21,066,750	\$105,800,250
Equipment & Vehicles	\$4,923,245	\$7,499,620	\$7,171,104	\$4,259,076	\$4,210,160	\$28,063,205
Facilities Improvements	\$14,888,260	\$18,780,000	\$16,715,000	\$13,580,000	\$13,080,350	\$77,043,610
Other Projects	\$2,859,576	\$5,837,500	\$2,637,500	\$2,637,500	\$21,637,500	\$35,609,576
Preventive Maint./Oper. Reimb.	\$222,603,666	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$226,603,666
Rail Projects	\$22,903,678	\$31,750,000	\$30,550,000	\$39,400,000	\$34,080,000	\$158,603,678
Rail Car Replacement Program	\$106,000,000	\$15,467,500	\$21,982,500	\$41,892,500	\$41,804,650	\$227,147,150
Transit Centers	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
<b>TOTALS</b>	<b>\$395,778,417</b>	<b>\$102,634,620</b>	<b>\$104,947,854</b>	<b>\$127,535,826</b>	<b>\$137,099,410</b>	<b>\$867,996,127</b>

ATTACHMENT B

**2021 - 2025 RTA AMENDED DEVELOPMENT FUND CAPITAL IMPROVEMENT PLAN  
RTA DEVELOPMENT FUND BUDGET AUTHORITY**

PROJECT CATEGORY	2021 Budget	2022 Plan	2023 Plan	2024 Plan	2025 Plan	2021-2025
Bus Garages	\$0	\$700,000	\$3,525,000	\$3,400,000	\$0	\$7,625,000
Bus Improvement Program	\$21,300,000	\$21,300,000	\$21,066,750	\$21,066,750	\$21,066,750	\$105,800,250
Equipment & Vehicles	\$3,340,428	\$5,756,620	\$5,506,620	\$2,506,620	\$2,506,620	\$19,616,908
Facilities Improvements	\$13,307,260	\$16,325,000	\$14,305,000	\$11,270,000	\$10,770,350	\$65,977,610
Other Projects	\$2,859,576	\$5,837,500	\$2,637,500	\$2,637,500	\$21,637,500	\$35,609,576
Preventive Maint./Oper. Reimb.	\$222,603,666	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$226,603,666
Rail Projects	\$22,903,670	\$31,750,000	\$30,550,000	\$39,400,000	\$34,000,000	\$158,603,670
Rail Car Replacement Program	\$106,000,000	\$15,467,500	\$21,982,500	\$41,892,500	\$41,804,650	\$227,147,150
Transit Centers	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
<b>TOTALS</b>	<b>\$392,614,600</b>	<b>\$98,436,620</b>	<b>\$100,873,370</b>	<b>\$123,473,370</b>	<b>\$133,085,870</b>	<b>\$848,483,830</b>

ATTACHMENT C

**2021 - 2025 RTA CAPITAL FUND CAPITAL IMPROVEMENT PLAN  
RTA CAPITAL FUND BUDGET AUTHORITY**

PROJECT CATEGORY	2021 Budget	2022 Plan	2023 Plan	2024 Plan	2025 Plan	2021-2025
Bus Garages	\$0	\$0	\$0	\$0	\$0	\$0
Bus Improvement Program	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Vehicles	\$1,582,817	\$1,743,000	\$1,664,484	\$1,752,456	\$1,703,540	\$8,446,297
Facilities Improvements	\$1,581,000	\$2,455,000	\$2,410,000	\$2,310,000	\$2,310,000	\$11,066,000
Other Projects	\$0	\$0	\$0	\$0	\$0	\$0
Preventive Maint./Oper. Reimb.	\$0	\$0	\$0	\$0	\$0	\$0
Rail Projects	\$0	\$0	\$0	\$0	\$0	\$0
Transit Centers	\$0	\$0	\$0	\$0	\$0	\$0
<b>TOTALS</b>	<b>\$3,163,817</b>	<b>\$4,198,000</b>	<b>\$4,074,484</b>	<b>\$4,062,456</b>	<b>\$4,013,540</b>	<b>\$19,512,297</b>

RESOLUTION NO. 2021-54

AMENDING BUDGET APPROPRIATIONS FOR THE FY 2021 CAPITAL IMPROVEMENT FUND BUDGET TO PROVIDE FOR AN INCREASE OF \$144,603,665

WHEREAS, there is both a legal and a managerial requirement to establish the revenues to be received for the upcoming fiscal year, including all taxes, user fees, and other types of revenues, as well as estimates of all expenditures or outlays for the capital programs of this public transportation system to be paid or met from said revenue during each fiscal year; and

WHEREAS, in order to meet those requirements, a Capital Improvement Fund budget for the Greater Cleveland Regional Transit Authority ("Authority") for Fiscal Year ("FY") 2021, beginning January 1, 2021 and ending December 31, 2021, was prepared and adopted by the Board of Trustees on May 12, 2020 through Resolution No. 2020-39, on December 15, 2020 through Resolution No. 2020-100, and on February 16, 2021 through Resolution No. 2021-18; and

WHEREAS, the federal and state governments provided funds under the Coronavirus Response and Relief Supplemental Appropriation Act ("CRRSAA"); the American Rescue Plan ("ARP") Act, the Ohio Emergency Management Agency ("OEMA") COVID Mass Vaccination Sites program, and the Ohio Department of Transportation ("ODOT") Rides to Community Immunity ("RCI") program to support communities and public transportation as we continue to respond to the COVID-19 pandemic; and

WHEREAS, the Greater Cleveland Regional Transit Authority was awarded an additional \$7,416,467 from the Federal Transit Administration ("FTA") under CRRSAA and an estimated \$136,014,421 under ARP; \$200,000 from OEMA and \$972,777 from ODOT; and

WHEREAS, through Resolution 2021-18, \$60.0 million of CRRSAA funds were previously approved on February 16, 2021 to cover operating expenses incurred due to the COVID-19 pandemic in FY 2020; and

WHEREAS, the additional funding from FTA (under CRRSAA and ARP), OEMA and ODOT was awarded after the Capital Improvement Fund budget was amended in February 2021 and the Authority now needs to increase the FY 2021 Capital Improvement Fund budget appropriation by \$144,603,665; and

WHEREAS, increasing the appropriation for the Capital Improvement Fund by \$144.6 million will establish a sufficient balance in the FY 2021 Capital Budget to align with funding to be advanced and reimburse the Operating budget for operating expenses incurred due to COVID-19.

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

Section 1. That the appropriation budget set forth in Resolution No. 2021-18, adopted February 16, 2021, be and is hereby amended as follows:

FY 2021 CAPITAL IMPROVEMENT FUND BUDGET APPROPRIATION

Current 2021 Appropriation

Amended 2021 Appropriation

\$251,174,752

\$395,778,417

Section 2. That Resolution No. 2021-18 shall remain unchanged in all other respects.

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

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest:

\_\_\_\_\_  
Secretary-Treasurer





Greater Cleveland  
Regional Transit Authority

Interoffice Memo

To: Rev. Charles P. Lucas, President  
and Members, Board of Trustees

From: Floun'say R. Caver, Ph.D. *Floun'say R. Caver, Ph.D.*  
Acting General Manager, Chief Executive Officer

Date: May 20, 2021

Subject: Proposed FY 2022-2026 Capital Improvement Plan

At the May 11, 2021 Operational Planning & Infrastructure Committee meeting, the Office of Management and Budget and Engineering & Project Development presented the fiscal year ("FY") 2022 – 2026 Capital Improvement Plan. Since then, the Authority has met with The Greater Cleveland Partnership ("GCP") and the Civic Connections members including the City of Cleveland, Northeast Ohio Regional Sewer District, Port of Cleveland and Cuyahoga County regarding upcoming projects and economic development in the Greater Cleveland area.

Based on the outcome of this meeting, the Authority revised the 2022-2026 Capital Improvement Plan to align with the initiatives of the other public agencies in the region. This includes aligning the design and construction of the MetroHealth Line, E. 79<sup>th</sup> Street Light Rail Station reconstruction, Light Rail Retaining and Guard Wall Phase 3, and Light Rail Track Rehabilitation Program. Most of the changes occurred in the out-years (2023-2026) with a small adjustment in 2022. The original FY 2022 CIP was \$109.9 million, whereas the updated FY 2022 CIP is now \$102.6 million, with most changes being made in Facilities Improvements, Preventive Maintenance Reimbursement, Rail Projects, and Rail Car Replacement Program. The 5-year CIP is now \$600.9 million, compared to the presented \$548.2 million. The majority of the changes were in Facilities, Other Projects, Preventive Maintenance, Rail Projects, and Rail Car Replacement Program.

If additional changes are needed to the proposed CIP, they will be brought back to the Board as needed.

FRC/KS/MJS/CY



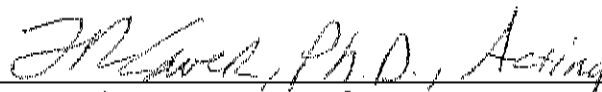
<b>TITLE/DESCRIPTION:</b>  APPROPRIATING THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY'S EXPENDITURES OR OUTLAYS FOR THE FISCAL YEAR ("FY") 2022 CAPITAL IMPROVEMENT BUDGET	<b>Resolution No.:</b> 2021-55
	<b>Date:</b> May 20, 2021
	<b>Initiator:</b> Office of Management & Budget
<b>ACTION REQUEST:</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 authorize appropriations for Fiscal Year 2022 ("FY 2022") for the Authority's Capital Improvement Budget covering locally funded and grant-funded projects.
- 2.0 **DESCRIPTION/JUSTIFICATION:** FY 2022 begins January 1, 2022 and ends December 31, 2022. There is a six month process to incorporate new or revised grant funded capital projects into the Northeast Ohio Area-wide Coordinating Agency's ("NOACA") Transportation Improvement Plan ("TIP") and Ohio's State Transportation Improvement Plan ("STIP") prior to their inclusion in any current and future federal and non-federal grant programs. In order to advance the availability of capital grant funds for the upcoming fiscal year, the development of the FY 2022 Capital Improvement Budget began in September 2020 and involved extensive staff analysis and preparation as well as one (1) meeting of the Board's Operational Planning and Infrastructure Committee on May 11, 2021. One public hearing was held on May 11, 2021 to discuss the proposed FY 2022 Capital Improvement Budget. The Capital Improvement Budget proposed for adoption herein represents the Authority's spending plans for capital improvements throughout the transit system in FY 2022.
- 3.0 **PROCUREMENT BACKGROUND:** Does not apply.
- 4.0 **DBE/AFFIRMATIVE ACTION BACKGROUND:** Does not apply.
- 5.0 **POLICY IMPACT:** The FY 2022 Capital Improvement Budget provides for the upkeep of the Authority's existing infrastructure, facilities, equipment, vehicle replacement programs and also provides for the implementation of projects included in the Long-Range Plan.
- 6.0 **ECONOMIC IMPACT:** The proposed FY 2022 Capital Improvement Budget provides the budget authority for the spending of \$102,634,620 for capital improvement projects, of which \$98,436,620 is for the RTA Development Fund and \$4,198,000 is for the RTA Capital Fund.
- 7.0 **ALTERNATIVES:** Modify the proposed FY 2022 Capital Improvement Budget by adding or subtracting expenditures or revenues for specific capital projects, or delay adoption of the proposed Capital Improvement Budget, which would delay the availability of grant funds in the upcoming fiscal year.
- 8.0 **RECOMMENDATION:** The proposed FY 2022 Capital Improvement Budget was reviewed May 11, 2022 by the Operational Planning & Infrastructure Committee and is recommended for adoption by the Board of Trustees. It is recommended that the Board approve the proposed FY 2022 Capital Improvement Budget as proposed herein.

9.0 ATTACHMENTS:

- A. 2022 – 2026 Combined Capital Improvement Plan
- B. 2022 – 2026 RTA Development Fund Capital Improvement Plan
- C. 2022 – 2026 RTA Capital Fund Capital Improvement Plan
- D. Combined Capital Improvement Fund Balance Analysis
- E. RTA Development Fund Balance Analysis
- F. RTA Capital Fund Balance Analysis

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



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General Manager, Chief Executive Officer

ATTACHMENT A

**2022 - 2026 COMBINED CAPITAL IMPROVEMENT PLAN**  
**Combined Budget Authority**

PROJECT CATEGORY	2022 Budget	2023 Plan	2024 Plan	2025 Plan	2026 Plan	2022-2026
Bus Garages	\$700,000	\$3,525,000	\$3,400,000	\$0	\$0	\$7,625,000
Bus Improvement Program	\$21,300,000	\$21,066,750	\$21,066,750	\$21,066,750	\$21,066,750	\$105,567,000
Equipment & Vehicles	\$7,499,620	\$7,171,104	\$4,259,076	\$4,210,160	\$7,237,612	\$30,377,572
Facilities Improvements	\$18,780,000	\$16,715,000	\$13,580,000	\$13,080,350	\$14,986,000	\$77,141,350
Other Projects	\$5,837,500	\$2,637,500	\$2,637,500	\$21,637,500	\$21,637,500	\$54,387,500
Preventive Maint./Oper. Reimb.	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$11,500,000	\$15,500,000
Rail Projects	\$31,750,000	\$30,550,000	\$39,400,000	\$34,000,000	\$30,500,000	\$166,200,000
Rail Car Replacement Program	\$15,467,500	\$21,982,500	\$41,892,500	\$41,804,650	\$21,450,000	\$142,597,150
Transit Centers	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
<b>TOTALS</b>	<b>\$102,634,620</b>	<b>\$104,947,854</b>	<b>\$127,535,826</b>	<b>\$137,099,410</b>	<b>\$128,677,862</b>	<b>\$600,895,572</b>

ATTACHMENT B

2022 - 2026 RTA DEVELOPMENT FUND CAPITAL IMPROVEMENT PLAN  
RTA DEVELOPMENT FUND BUDGET AUTHORITY

PROJECT CATEGORY	2022 Budget	2023 Plan	2024 Plan	2025 Plan	2026 Plan	2022-2026
Bus Garages	\$700,000	\$3,525,000	\$3,400,000	\$0	\$0	\$7,625,000
Bus Improvement Program	\$21,300,000	\$21,066,750	\$21,066,750	\$21,066,750	\$21,066,750	\$105,567,000
Equipment & Vehicles	\$5,756,620	\$5,506,620	\$2,506,620	\$2,506,620	\$5,493,612	\$21,770,092
Facilities Improvements	\$16,325,000	\$14,305,000	\$11,270,000	\$10,770,350	\$12,676,000	\$65,346,350
Other Projects	\$5,837,500	\$2,637,500	\$2,637,500	\$21,637,500	\$21,637,500	\$54,387,500
Preventive Maint./Oper. Reimb.	\$1,000,000	\$1,000,000	\$1,000,000	\$1,000,000	\$11,500,000	\$15,500,000
Rail Projects	\$31,750,000	\$30,550,000	\$39,400,000	\$34,000,000	\$30,500,000	\$166,200,000
Rail Car Replacement Program	\$15,467,500	\$21,982,500	\$41,892,500	\$41,804,650	\$21,450,000	\$142,597,150
Transit Centers	\$300,000	\$300,000	\$300,000	\$300,000	\$300,000	\$1,500,000
<b>TOTALS</b>	<b>\$98,436,620</b>	<b>\$100,873,370</b>	<b>\$123,473,370</b>	<b>\$133,085,870</b>	<b>\$124,623,862</b>	<b>\$580,493,092</b>

ATTACHMENT C

**2022 - 2026 RTA CAPITAL FUND CAPITAL IMPROVEMENT PLAN  
RTA CAPITAL FUND BUDGET AUTHORITY**

PROJECT CATEGORY	2022 Budget	2023 Plan	2024 Plan	2025 Plan	2026 Plan	2022-2026
Bus Garages	\$0	\$0	\$0	\$0	\$0	\$0
Bus Improvement Program	\$0	\$0	\$0	\$0	\$0	\$0
Equipment & Vehicles	\$1,743,000	\$1,664,484	\$1,752,456	\$1,703,540	\$1,744,000	\$8,607,480
Facilities Improvements	\$2,455,000	\$2,410,000	\$2,310,000	\$2,310,000	\$2,310,000	\$11,795,000
Other Projects	\$0	\$0	\$0	\$0	\$0	\$0
Preventive Maint./Oper. Reimb.	\$0	\$0	\$0	\$0	\$0	\$0
Rail Projects	\$0	\$0	\$0	\$0	\$0	\$0
Transit Centers	\$0	\$0	\$0	\$0	\$0	\$0
<b>TOTALS</b>	<b>\$4,198,000</b>	<b>\$4,074,484</b>	<b>\$4,062,456</b>	<b>\$4,013,540</b>	<b>\$4,054,000</b>	<b>\$20,402,480</b>

## Amended Capital Improvement Fund Balance Analysis

	2020 Actual	2021 Amended Budget	2022 Plan	2023 Plan	2024 Plan
<b>Beginning Balance</b>	44,377,784	32,437,292	20,369,975	29,187,369	41,574,052
<b>Revenue</b>					
Transfer from General Fund	13,397,525	27,917,636	12,301,120	16,234,243	14,541,450
Transfer from Reserve Fund	0	49,000,000	10,000,000	10,000,000	10,000,000
Investment Income	1,079,699	265,000	265,000	265,000	765,000
Federal Capital Grants	42,000,277	92,633,201	78,749,296	80,698,696	88,283,460
CARES Act / CRRSAA Assistance	111,977,170	67,416,467	0	0	0
State Capital Grants	2,702,681	10,464,375	10,136,598	10,136,598	1,384,658
Debt Service Proceeds	0	0	0	0	0
Other Revenue	12,800	0	0	0	0
<b>Total Revenue</b>	<b>171,170,152</b>	<b>247,696,679</b>	<b>111,452,014</b>	<b>117,334,537</b>	<b>114,974,567</b>
<b>Total Resources</b>	<b>215,547,936</b>	<b>280,133,971</b>	<b>131,821,989</b>	<b>146,521,906</b>	<b>156,548,619</b>
<b>Expenditures</b>					
Capital Outlay	71,133,474	191,174,752	102,634,620	104,947,854	127,535,826
Capital Outlay - CARES Act / CRRSAA	111,977,170	67,416,467	0	0	0
Other Expenditures	0	1,172,777	0	0	0
<b>Total Expenditures</b>	<b>183,110,644</b>	<b>259,763,996</b>	<b>102,634,620</b>	<b>104,947,854</b>	<b>127,535,826</b>
<b>Available Ending Balance</b>	<b>32,437,292</b>	<b>20,369,975</b>	<b>29,187,369</b>	<b>41,574,052</b>	<b>29,012,793</b>

ATTACHMENT E

RTA Development Fund Balance Analysis

	2020 Actual	2021 Amended Budget	2022 Plan	2023 Plan	2024 Plan
<b>Beginning Balance</b>	<b>41,417,033</b>	<b>28,926,433</b>	<b>85,881,763</b>	<b>27,187,369</b>	<b>39,574,052</b>
<b>Revenue</b>					
Debt Service Proceeds	0	0	0	0	0
Transfer from RTA Capital Fund	10,684,255	25,834,255	8,663,543	12,224,759	10,543,994
Transfer from the Reserve Fund	0	49,000,000	10,000,000	10,000,000	10,000,000
Investment Income	920,228	200,000	200,000	200,000	700,000
Federal Capital Grants	42,000,277	92,633,201	78,749,296	80,698,696	88,283,460
CARES/CRRSAA Act Assistance	111,977,170	67,416,467	0	0	0
ARP Assistance		136,014,421			
State Capital Grants	2,702,681	10,464,375	10,136,598	10,136,598	1,384,658
Other Revenue	12,800	0	0	0	0
<b>Total Revenue</b>	<b>168,297,411</b>	<b>381,562,719</b>	<b>107,749,437</b>	<b>113,260,053</b>	<b>110,912,112</b>
<b>Total Resources</b>	<b>209,714,444</b>	<b>410,489,151</b>	<b>193,631,200</b>	<b>140,447,422</b>	<b>150,486,163</b>
<b>Expenditures</b>					
Capital Outlay	68,810,841	188,010,934	98,436,620	100,873,370	123,473,370
CARES Act / CRRSAA	111,977,170	67,416,467	0	0	0
ARP		68,007,211	68,007,211	0	0
Other Expenditures	0	1,172,777	0	0	0
<b>Total Expenditures</b>	<b>180,788,011</b>	<b>324,607,389</b>	<b>166,443,831</b>	<b>100,873,370</b>	<b>123,473,370</b>
<b>Ending Balance</b>	<b>28,926,433</b>	<b>85,881,763</b>	<b>27,187,369</b>	<b>39,574,052</b>	<b>27,012,793</b>



**ATTACHMENT F**  
**RTA Capital Fund Balance Analysis**

	2020 Actual	2021 Amended Budget	2022 Plan	2023 Plan	2024 Plan
<b>Beginning Balance</b>	2,960,752	3,510,860	2,495,423	2,000,000	1,999,999
<b>Revenue</b>					
Transfer from General Fund	13,397,525	27,917,636	12,301,120	16,234,243	14,541,450
Investment Income	159,471	65,000	65,000	65,000	65,000
Other Revenue	0	0	0	0	0
<b>Total Revenue</b>	<b>13,556,996</b>	<b>27,982,636</b>	<b>12,366,120</b>	<b>16,299,243</b>	<b>14,606,450</b>
<b>Total Resources</b>	<b>16,517,748</b>	<b>31,493,496</b>	<b>14,861,543</b>	<b>18,299,242</b>	<b>16,606,449</b>
<b>Expenditures</b>					
Asset Maintenance	1,053,895	1,581,000	2,455,000	2,410,000	2,310,000
Routine Capital	1,268,738	1,582,818	1,743,000	1,664,484	1,752,456
Other Expenditures	0	0	0	0	0
Transfer to RTA Development Fund	10,684,255	25,834,255	8,663,543	12,224,759	10,543,994
Reimbursement to FTA	0	0	0	0	0
<b>Total Expenditures</b>	<b>13,006,888</b>	<b>28,998,073</b>	<b>12,861,543</b>	<b>16,299,243</b>	<b>14,606,450</b>
<b>Ending Balance</b>	<b>3,510,860</b>	<b>2,495,423</b>	<b>2,000,000</b>	<b>1,999,999</b>	<b>1,999,999</b>

RESOLUTION NO. 2021-55

APPROPRIATING THE GREATER CLEVELAND REGIONAL TRANSIT  
AUTHORITY'S EXPENDITURES OR OUTLAYS FOR THE FISCAL YEAR  
("FY") 2022 CAPITAL IMPROVEMENT BUDGET

WHEREAS, there are both legal and managerial requirements to establish the revenues to be received for the upcoming fiscal year, including all taxes, user fees, and other types of revenues, as well as estimates of all expenditures or outlays for the capital improvement program of the Greater Cleveland Regional Transit Authority ("GCRTA") to be paid or met from said revenue, during each fiscal year; and

WHEREAS, in order to meet those requirements, a Capital Improvement Budget for the GCRTA for the Fiscal Year beginning January 1, 2022 and ending December 31, 2022 ("FY 2022") has been prepared; and

WHEREAS, said budget has been made available for public inspection for at least ten (10) days by having at least two (2) copies thereof on file in the GCRTA Office of Management and Budget; and

WHEREAS, the Operational Planning & Infrastructure Committee of the Board of Trustees discussed the proposed FY 2022 Capital Improvement Budget on May 11, 2021 and one public hearing was held on May 11, 2021 with public notice given by (1) publication in the Cleveland Call & Post on April 21, 2021 and Cleveland Plain Dealer on April 23, 2021, and (2) posting in the Main Office Building of the GCRTA, at the Customer Service Center in the Tower City Rotunda, on the GCRTA Facebook page and Twitter page, and on the GCRTA internet website.

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

Section 1. That the appropriations for the current expenditures or outlays of the RTA Capital and RTA Development Funds during FY 2022 are as indicated below and the amounts to be expended and encumbered in each classification during FY 2022 are hereby set aside and appropriated:

**CAPITAL IMPROVEMENT FUNDS**

RTA Capital Fund	\$ 4,198,000
RTA Development Fund	<u>98,436,620</u>
Total Capital Improvements	<u>\$102,634,620</u>

Section 2. That transfers of funds may be made in this capital appropriation budget from one project to another, or from one department to another, or from one line item to another, but not from one fund to another without Board of Trustees approval.

Section 3. That this budget may be amended from time to time in order to appropriate additional capital grant funds that may be received in FY 2022.

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

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attest: \_\_\_\_\_  
Secretary-Treasurer



TITLE/DESCRIPTION:  APPROVING REVISED LIST OF POSITIONS DESIGNATED TO USE PURCHASING CARDS	Resolution No.: 2021-56
	Date: May 20, 2021
	Initiator: Accounting
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 resolution seeks Board of Trustee approval of the revised list of positions designated to use Purchasing Cards ("P-Cards") for Authority business.

2.0 DESCRIPTION/JUSTIFICATION: This action will increase the number of positions designated to use Purchasing Cards to purchase items in accordance with the Procurement Policy.

The Authority management has undertaken a review of the current list of employees and positions designated to use Purchasing Cards. Currently, there are 105 authorized positions for Purchasing Card use. Following management review, it was proposed that the list of authorized users be revised. Staff recommended the addition of only new positions. The proposed revised list to add 4 new positions will increase the number of authorized users from 105 to 109.

3.0 PROCUREMENT BACKGROUND: Does not apply.

4.0 AFFIRMATIVE ACTION/DBE BACKGROUND: Does not apply.

5.0 POLICY IMPACT: This action is consistent with the Procurement Policy, which allows for the use of P-Cards for purchases not exceeding the small purchase limit.

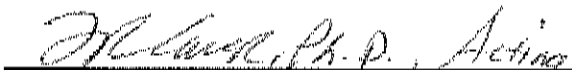
6.0 ECONOMIC IMPACT: All P-Card transactions will be funded from the user department's annual budget allocation.

7.0 ALTERNATIVES: Reject this resolution. Rejection of this resolution would result in maintaining a list of P-card users that does not reflect needed changes.

8.0 RECOMMENDATION: It is recommended that this effort seeking approval from the Board of Trustees of the revised list of positions designated to use purchasing cards, be accepted and the resolution passed.

9.0 ATTACHMENTS: NONE

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

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General Manager, Chief Executive Officer

RESOLUTION NO. 2021-56

APPROVING REVISED LIST OF POSITIONS DESIGNATED TO USE  
PURCHASING CARDS

WHEREAS, the Board of Trustees adopted Resolution 2003-064 on May 20, 2003, authorizing the use of purchasing cards for Authority business by designated employees and positions; and

WHEREAS, the Board of Trustees amended Resolution No. 2003-064 pursuant to Resolution No. 2006-052 on March 21, 2006, Resolution No. 2008-058 on April 15, 2008, Resolution No. 2009-111 on December 15, 2009, Resolution No. 2011-027 on March 22, 2011, Resolution No. 2011-117 on December 20, 2011, Resolution No. 2013-125 on December 17, 2013, Resolution No. 2015-119 on December 15, 2015, Resolution No. 2018-074 on July 14, 2018, Resolution No. 2019-119 on December 17, 2019, and Resolution No. 2020-081 on December 15, 2020; authorizing additional employees and positions designated to use purchasing cards; and

WHEREAS, Authority management has undertaken a review of the current list of 105 purchasing card users, resulting in a recommendation to add 4 new positions, for a revised list of 109 authorized users.

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

Section 1. That the following additional positions are designated to use purchasing cards:

Manager - Infrastructure (Information Technology)

Maintenance Leader (Paratransit)

Executive Secretary (Administration & External Affairs Division)

Executive Secretary (Innovation & Technology Division)

Section 2. That Attachment A to this resolution is a complete list of positions designated to use purchasing cards and includes the addition of four (4) authorized users.

Section 3. That this Attachment A replaces the attachments to all prior resolutions referred to in this resolution.

Section 4. That the CEO, General Manager is authorized to update future changes in job titles.

Section 5. That beyond these modifications, Resolution 2003-064 remains unchanged.

Section 6. That this resolution shall become effective immediately upon its adoption.

Attachment A: Positions Designated to use Purchasing Cards.

Adopted: May 25, 2021

\_\_\_\_\_

President

Attest: \_\_\_\_\_  
Secretary-Treasurer

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 ATTACHMENT A  
 POSITIONS AND EMPLOYEES DESIGNATED TO USE PURCHASING CARDS

	<b>Executive Division</b>	
1	Executive	General Manager, CEO
2	Executive	Executive Assistant to General Manager
3	Executive	Executive Assistant/Executive Secretary/Treasurer to BOT
4	Executive	Executive Secretary
5	Internal Audit	Executive Director, Internal Audit
	<b>Administration &amp; External Affairs Division</b>	
6	DGM - Administration & External Affairs	Executive Secretary
7	Marketing	Supervisor, Marketing Development
8	Marketing	Marketing Manager
9	Marketing	Marketing Associate
	<b>Engineering &amp; Project Mgmt. Division</b>	
10	Engineering & Project Management	Executive Secretary, Engineering & Project Management
11	Engineering & Project Management	Administrative Assistant
12	Engineering & Project Management	Administrative Assistant
	<b>Finance &amp; Administration Division</b>	
13	Finance & Administration	Office Manager, Finance & Administration
14	Accounting	Director, Accounting
15	Office of Business Development	Director, Office of Business Development
16	Office of Management & Budget	Director, Office of Management & Budget
17	Procurement	Procurement Team Leader



GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 ATTACHMENT A  
 POSITIONS AND EMPLOYEES DESIGNATED TO USE PURCHASING CARDS

18	Revenue	Supervisor, Computer Room
19	Support Services	Manager, Support Services
	<b>Human Resources Division</b>	
20	Human Resources	Executive Secretary
21	Human Resources	Talent Management Coordinator
22	Labor & Employee Relations-Administration	Administrative Assistant
23	Labor & Employee Relations-Administration	Lead Benefits Specialist
24	Training & Employee Development - Maintenance Training	Vehicle Maintenance Instructor
	<b>Innovation &amp; Technology Division</b>	
25	DGM - Innovation & Technology Division	Executive Secretary
26	ITS/End User Support	Manager, ITS/End User Support
27	Information Technology - Network Services	Manager, Infrastructure
	<b>Legal Affairs Division</b>	
28	Legal Affairs	DGM, Legal Affairs
29	Risk Management	Director, Risk Management
30	Claims	Manager, Claims
31	Safety	Director, Safety
32	Safety	Business Analyst
	<b>Operations Division</b>	
33	Operations	Executive Secretary

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
ATTACHMENT A  
POSITIONS AND EMPLOYEES DESIGNATED TO USE PURCHASING CARDS

34	Operations	Manager, Asset & Configuration
35	Triskett -Administration	Administrative Assistant, Triskett
36	Triskett -Transportation Administration	Manager, Transportation Triskett
37	Triskett-Equipment	Manager, Equipment Triskett
38	Triskett-Facilities	Manager, Facilities Triskett
39	Triskett-Maintenance	Maintenance Leader, Triskett
40	Hayden-Administration	District Director, Hayden
41	Hayden-Administration	Administrative Assistant
42	Hayden-Facilities	Manager, Facilities Hayden
43	Hayden-Equipment	Manager, Equipment Hayden
44	Hayden-Equipment	Assistant Equipment Manager, Hayden
45	Hayden-Maintenance	Maintenance Leader, Hayden
46	Rail-Administration	Secretary I
47	Rail-Transportation	Manager, Transportation Rail
48	Rail-Facilities-Administration	Manager, Facilities Rail
49	Rail-Facilities-Administration	Supervisor, Rail Facilities
50	Rail-Facilities-Administration	Supervisor, Rail Facilities
51	Rail-Facilities-Administration	Supervisor, Janitorial Services
52	Rail-Facilities Maintenance West Side	Maintenance Leader
53	Rail-Equipment-Administration	Manager, Rail Equipment
54	Rail-Equipment-Administration	Equipment Administrator Rail
55	Rail-Administration	Operations Staff Assistant, Rail
56	Rail-Administration	Staff Assistant
57	Rail Facilities East Side	Maintenance Leader
58	Rail Facilities East Side	Maintenance Technician
59	Rail Facilities-Power & Way(Track & Signals)	Manager, Power & Way
60	Rail Facilities-Power & Way(Track & Signals)	Administrative Assistant

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY

ATTACHMENT A

POSITIONS AND EMPLOYEES DESIGNATED TO USE PURCHASING CARDS

61	Fleet Management-Administration	Director, Fleet Management
62	Fleet Management-Administration	Administrative Assistant/Engineering Fleet Planning
63	Fleet Management-Administration	Railcar Project Lead/Manager
64	Fleet Management-Facilities	Manager, Facilities Fleet Management
65	Fleet Management-Facilities-Administration	Manager, Fleet Planning and Engineering
66	Fleet Management-Inventory	Manager, Supply Chain Management
67	Fleet Management-Inventory	Material Contract & Release Specialist
68	Fleet Management-Inventory	Material Contract & Release Specialist
69	Fleet Management-Inventory	Material Planner
70	Fleet Management-Administration	QA Warranty Administrator, Fleet Management
71	Fleet Engr. & Quality Assurance - Administration	Configuration Management Eng\--Vehicles
72	Fleet Engineering & Quality Assurance - Q/A Warranty Administration	Quality Assurance/Warranty Mechanical
73	Fleet Engineering & Quality Assurance - Q/A Warranty Administration	Quality Assurance/Warranty Mechanical -CDL
74	Fleet Engr. & Quality Assurance - Q/A Warranty Administration	Quality Assurance/Warranty Mechanical -CDL
75	Fleet Engr. & Quality Assurance - Q/A Warranty Administration	Quality Assurance/Warranty Electrical
76	Fleet Engr. & Quality Assurance - Equipment Engineering - Bus	Vehicle Engineer
77	Fleet Engr. & Quality Assurance - Equipment Engineering - Bus	Vehicle Engineer
78	Fleet Management-CBM	Supervisor, CBM
79	Fleet Management-CBM Equipment	Supervisor, Electronic Repair
80	Fleet Management-CBM Equipment	Manager, Electronic Repair
81	Fleet Management-CBM Unit Rebuild	Supervisor-Performance
82	Fleet Management-CBM	Manager, Equipment CBM
83	Paratransit-Administration	District Director, Paratransit
84	Paratransit-Administration	Clerk Typist
85	Paratransit-Facilities	Manager, Facilities Paratransit
86	Paratransit-Facilities	Maintenance Leader
87	Service Management-Administration	Planning Secretary
88	Service Management-Facilities Administration	Supervisor, Janitorial Services
89	Service Management-Facilities Maintenance	Maintainer

**GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
ATTACHMENT A  
POSITIONS AND EMPLOYEES DESIGNATED TO USE PURCHASING CARDS**

90	Service Management - Operations	Maintenance Leader
91	Service Management-Facilities Shelter Maintenance	Maintainer
92	Service Management-Facilities Administration	Bus Shelter & Bus Garage Maintenance Supervisor
93	Service Management-Facilities Administration (MO)	Manager, Central Facilities
94	Service Quality Management	Office Manager, Service Quality Management
95	Intelligent Transportation Systems(ITS)	Manager, Intelligent Transportation System
96	Transit Police	Executive Secretary
97	Transit Police	Security Systems Manager
98	Transit Police	Lieutenant
99	Transit Police	Commander-Transit Police
100	Transit Police	Commander-Transit Police
101	Transit Police	Sergeant-Transit Police
102	Transit Police	K-9 Team Transit Police
103	Transit Police	K-9 Team Transit Police
104	Transit Police	K-9 Team Transit Police
105	Transit Police	K-9 Team Transit Police
106	Transit Police	K-9 Team Transit Police
107	Transit Police	K-9 Team Transit Police
108	Transit Police	K-9 Team Transit Police
109	Transit Police	K-9 Team Transit Police



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

TITLE/DESCRIPTION: CONTRACT: NON-BINDING LETTER OF INTENT		Resolution No.: 2021-57
DEVELOPMENT PARTNER: AJAPPJR, LLC		Date: May 20, 2021
PURPOSE: FOR TRA NSIT-ORIENTED DEVELOPMENT OF GCRTA PROPERTY LOCATED AT COLUMBUS ROAD AND ABBEY AVENUE, ADJACENT TO THE WEST 25 <sup>TH</sup> STREET RAPID TRANSIT STATION		Initiator: Programming & Planning
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 resolution seeks Board approval to execute a non-binding Letter of Intent with AJAPPJR, LLC ("Developer") to perform real estate due diligence on property owned by the Greater Cleveland Regional Transit Authority ("GCRTA") located at the intersection of Abbey Avenue and Columbus Road in Cleveland, Ohio and known as part of Permanent Parcel Numbers 007-11-021, 007-11-022 and 007-11-025 (the "Property").
- 2.0 DESCRIPTION/JUSTIFICATION: GCRTA acquired this Property in 1988 by purchase from The Cleveland Union Terminals Company to support the operation and improvement of the Red Line Rapid Transit System.

The Property is vacant land that has been on GCRTA's list of excess property since 2012 and is no longer required for GCRTA operations. A portion of the site is proposed for a transit-oriented development ("TOD"). GCRTA engaged in a Request for Qualifications ("RFQ") process in accordance with GCRTA's joint development and TOD policies and procedures. The highest ranked proposal was from Carnegie Management and Development Corporation ("Carnegie"). On March 26, 2019, GCRTA adopted Resolution No. 2019-33 to approve a non-binding letter of intent with Carnegie. On October 25, 2019, GCRTA and Carnegie executed the letter of intent. Carnegie later advised GCRTA that it was withdrawing from the project on September 1, 2020.

The proposal from MRN Ltd./AJAPPJR, LLC was ranked second highest through the RFQ process. Developer is a highly respected local developer, owner and manager of quality mixed-use real estate projects, especially in Northeast Ohio. Following Carnegie's withdrawal, GCRTA confirmed that Developer remained interested in the project.

In order to perform standard real estate due diligence, Developer will require access to the Property. GCRTA and Developer need to enter into a non-binding Letter of Intent for preliminary due diligence, with the intent to negotiate and execute a Development and Use Agreement by October 1, 2021. Developer will follow all GCRTA procedures related to access to rail-related property. Access will not adversely affect GCRTA rail operations.

A mixed-use TOD was determined to be the highest and best use for the excess property, and will promote the property and economic development goals of GCRTA. This project will enhance the value of GCRTA's remaining TOD sites throughout the system.

A determination will be made during the initial due diligence whether to enter into the Development and Use Agreement ("DUA"). This DUA will require approval from the Board of Trustees in accordance to Section 470.08 of the Real Estate Policies, as well as concurrence from the FTA.

- 3.0 PROCUREMENT BACKGROUND: N/A
- 4.0 DBE/AFFIRMATIVE ACTION BACKGROUND: N/A
- 5.0 POLICY IMPACT: This RFQ process complies with the TOD guidelines established by GCRTA and is consistent with the Real Estate Policies of GCRTA.
- 6.0 ECONOMIC IMPACT: There is no monetary cost to GCRTA to grant Developer access to the Property.
- 7.0 ALTERNATIVES: GCRTA can refuse to execute the non-binding Letter of Intent and terminate the RFQ process.
- 8.0 RECOMMENDATION: On May 11, 2021 the Audit, Safety Compliance and Real Estate Committee was briefed on the non-binding Letter of Intent. Staff recommends the Board of Trustees authorize the execution of the non-binding Letter of Intent with AJAPPJR, LLC to advance the RFQ process for the Columbus Road TOD project.
- 9.0 ATTACHMENT: Attachment A – Draft Letter of Intent.

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



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General Manager, Chief Executive Officer



Greater Cleveland  
Regional Transit Authority

May \_\_, 2021

**\*\*DRAFT\*\***

Mr. Ari Maron  
Manager  
AJAPPJR, LLC  
629 Euclid Avenue  
Cleveland, OH 44114

Re: **Letter of Intent** for the Columbus Rd. Transit Oriented Development Project,  
Cleveland, Ohio

Dear Mr. Maron:

This Letter of Intent ("***LOI***") sets forth a summary of the material terms and conditions under which the Greater Cleveland Regional Transit Authority ("***GCRTA***") and AJAPPJR, LLC (the "***Developer***" and together with GCRTA being referenced from time to time herein, individually as a "***Party***" and collectively as the "***Parties***"), or its designated assignee as Ownership Entity for the Columbus Road Transit Oriented Development Project (the "***Project***") as more specifically set forth in Section 3 below, would be willing to enter into a mutually agreeable binding agreement for developing the Project ("***Development and Use Agreement***" or "***DUA***"). The terms and conditions under consideration include but are not limited to the following:

**1. Project Description.**

The Project will consist of a multi-story mixed use development along the transit corridor located on approximately 3 acres of GCRTA-owned real property, along with all improvements and hereditaments thereon, bounded by Abbey Avenue, Columbus Road, West 25<sup>th</sup> Street, and Gehring Street in the City of Cleveland (the "***Project Site***"), as generally depicted on the site plan attached hereto as **Exhibit A**. In addition, GCRTA will consider offering development air rights for the Project over additional property currently used for transit operations. The Developer submitted professional qualifications, development team members' qualifications, a concept forming the basis for this Project and financial information on October 11, 2018 in response to the Request for Qualifications (RFQ) issued by GCRTA on August 27, 2018.

The Project will be a Transit-Oriented Development ("***TOD***") comprised of a mix of some or all of office, retail and residential space and will include structured parking, outdoor public space, other public components and multi-modal transit links. The Project is intended to stimulate a potential renovation with improved access to the current W. 25<sup>th</sup> Street Red Line Rail Station located adjacent to the Site. The exact ratio of the project



components has yet to be determined, but will be subject to Developer's reasonable discretion and expertise, based on market demand, feasibility analysis, community input, and other variables. However, the Parties reasonably anticipate the Project will include a minimum of 125 residential units and Fifty Thousand Square Feet (50,000 sq. ft.) of retail and office space to comply with the minimum Project requirements.

The Project will demonstrate high quality design and architecture. It will include a balanced and thoughtful mix of uses and incorporate economically feasible, sustainable development practices to be in line with the following commercial design guidelines and TOD principles ("*Development Objectives*"):

- Leverage presence of W. 25th Street Station and improve connectivity and contextual compatibility with surrounding neighborhoods (Ohio City, Tremont, Flats/Rivergate, and Duck Island);
- Provide physical modifications to the West 25<sup>th</sup> Street Station to facilitate access from adjacent neighborhoods and support increased transit ridership;
- Enhance the transportation network to better balance accommodations for all travel modes (motorized and non-motorized);
- Support a sustainable, livable, and walkable environment;
- Create a mix of uses that are complementary and symbiotic to establish a synergy of economic stability; and
- Provide an economically feasible TOD that will: (i) support 16-hour activity within the TOD area, (ii) incorporate underutilized and publically-owned land, (iii) provide site-specific Project components, (iv) respond to market demands through design and Project programming, and (v) establish zoning guidelines that are compatible with the Project's needs as a planned development by creating innovative architecture and areas sensitive to the fabric of the community.

## 2. Project Components.

**The following Project Components are required:**

- a. **Office and Retail Development.** The Project will include a mix of retail and office users. The square footage total for each use will be determined by feasibility studies and market demands to ensure the Project is a success and will be incorporated into the final approved Plans, but will result in at least a combined total of 50,000 sq. ft. constructed.
- b. **Residential Development.** The Project will include residential units that will be (i) reflective of current and anticipated market conditions, (ii) respectful and sensitive





to the scale and character of the surrounding neighbors and (iii) responsive to the changing dynamics of housing demand and availability within the City of Cleveland. There will be a minimum of 125 residential units constructed.

- c. **Parking.** The Project will be benefitted by sufficient parking necessary to support the proposed uses utilizing portions of the Project area, together with other locations in close (walkable) proximity to the Project, all in a manner that is convenient yet unobtrusive to facilitate their respective operations. Final parking requirements will be established by the City of Cleveland; however, parking should reflect the needs of the users, as well as future anticipated parking demands, and changes to community transportation preferences.
- d. **Walkability and Green Space.** The Project will incorporate high quality, pedestrian-friendly green space. The acreage and location of green space dedicated in the Project will be based on programming needs with input from community stakeholders, including integrating and being compatible with the proposed improvements known as the Red Line Greenway project by the Cleveland Metroparks. Developer will have as its goal that green spaces are included in the Project which: (i) complement adjacent users, (ii) offer areas of relaxation and respite, (iii) encourage use of the RTA, (iv) promote simple, walkable connections and outdoor activities throughout the Project, and (v) are in keeping with the green space approach typically included in current comparable TOD sites in similarly sized cities and projects.
- e. **Community Engagement.** Developer and its team will engage the community to ensure that the surrounding neighbors, adjacent landowners, local development corporations, advisory committees, and tenants remain informed. Developer may setup a website to enable members of the community to provide input as the Project progresses, to which Developer will review and respond. Specifically, Developer will remain open to working with GCRTA, the City of Cleveland, Ohio City Incorporated, Tremont West Development Corporation, Duck Island Block Club, West Side Market Tenants Association, Cleveland Metroparks, and any other adjacent community stakeholders with an interest in the Project, and shall keep the community apprised of milestones and updates on the Project as they become publicly available.

**The following Project Components are potential:**

- f. **Residential Senior Housing.** In addition to standard market-rate residential units as set forth in Section 2.b, the Project may include age-restrictive residential units to meet anticipated market demand for senior residential units within the City of



Cleveland (“*Senior Housing*”). Developer shall work to include Senior Housing in the Project’s residential development, provided it is economically feasible.

- g. Hotel/Hospitality.** The Project may include a hotel and/or hospitality user to accommodate and encourage visitors to the Project, and enhanced tourism within the community and the City of Cleveland.
- h. Community/Institutional Unit.** To the extent economically feasible, the Project may include an educational unit and user dedicated to direct, positive impact in the neighborhood, i.e., employment training and placement. Developer shall work with community stakeholders to determine need and feasibility in meeting this goal.
- i. Enhance the West 25<sup>th</sup> Street Station.** Based on economic stimulus funding available for station improvements, the Parties will collaborate to improve the station and Developer will endeavor to integrate the station into the Project to enhance connectivity and pedestrian accessibility.
- j. Air Rights.** The Project may require acquisition of the air rights currently owned by GCRTA along the transit corridor from the West 25<sup>th</sup> Street Station south, as necessary to accommodate the TOD and open space requirements proposed by the Developer.
- k. Historical Significance.** GCRTA and Developer acknowledge the historical significance of the Project Site to the City of Cleveland and the surrounding communities that come together at the Project Site, including but not limited to the West Side Market and Ohio City, Tremont, Duck Island and the west bank of the Flats. To the extent economically feasible, Developer shall make an effort to be sensitive to the architectural character of the area and integrate contextual elements to achieve compatibility of the Project’s design with its surroundings and honor the history it represents.
- l. Timing Requirements.** GCRTA and Developer acknowledge that time is of the essence on this Project; however, the transformative nature of the Project necessitates a deliberate process through which the design is properly vetted for responsiveness to market demands with community input adequately recognized. In this regard, the schedule must show a meticulous devotion to allotting the appropriate time for the proper evolution of the design for the Project. GCRTA and Developer shall diligently pursue good faith negotiations and execution of a Development and Use Agreement by October 1, 2021. Other milestone dates will be used as non-binding benchmarks to be adjusted as the Project progresses:



- Complete due diligence on the Project Site by December 31, 2022.
- Secure air rights as necessary from GCRTA by closing date on conveyance of Project Site.
- Receive final approval for the Project design from the City of Cleveland Planning Commission by December 31, 2022
- Close on conveyance of Project Site to Entity (defined below) and commence construction on the Project by July 1, 2023.

GCRTA and Developer will work together with other community stakeholders to refine the Project schedule as progress is made.

### **3. Economic Relationship between GCRTA and Developer and Project Site Acquisition.**

#### **a. Interest in the Project Site.**

- i. ***Ownership Interest.*** Upon Project Site Conveyance, as is more specifically set forth below, Developer shall create a bankruptcy-remote subsidiary entity to function as the owner of the Project, of which Developer will be the Managing Member (the “*Entity*”). Developer, as the Managing Member for the Entity and the Project, shall be primarily responsible for the development, management and operation of the Project. Developer shall be the majority member of the Entity; however, GCRTA will maintain a mutually agreed upon percentage of membership based on the Project Appraisal (as defined below) of no less than four percent (4%) of the total membership units, which shall constitute a non-voting and non-managerial interest in the Entity entitled to receive distributions as a shareholder in the Entity, subject to appropriate cash-flow and reserve benchmarks and requirements as the Parties shall agree in the DUA or entity formation documents, as applicable. GCRTA and Developer acknowledge that this Entity shall be structured to ensure GCRTA retains a long-term revenue interest in the Project, in addition to the Project’s contributing to increased ridership and renewed interest in public transit. GCRTA and Developer also acknowledge that the mutually agreed upon membership percentage of GCRTA in the Entity will never be subject to additional cash call or dilution by an act of the Managing Member.
- ii. ***Leasehold Interest.*** Prior to execution of the DUA and in the event GCRTA determines that the membership interest outlined in Section 3.a.i. is not in GCRTA’s best interest, in lieu of GCRTA becoming a



member in the Entity, GCRTA and Developer shall negotiate a mutually agreeable ground lease between the parties designating GCRTA as Landlord and Developer as Tenant for the Project Site.

- b. **Due Diligence Period.** Developer will have a period of fifteen (15) months following the execution of the Development and Use Agreement (the "*Due Diligence Period*"), provided Developer is working in good faith, to conduct any inspections upon the Project Site as Developer deems necessary or desirable to confirm the feasibility of the Project and the condition of the Project Site, including without limitation, physical inspections, environmental inspections, tests and surveys, soil borings, geotechnical testing, surveys and title searches. GCRTA will provide Developer with copies of any inspections and reports previously conducted on the Project Site within fourteen (14) days of the execution of the Development and Use Agreement. GCRTA and Developer agree to maintain the confidentiality of said inspections and reports from third parties, except as may be required by law. Prior to the expiration of the Due Diligence Period as may be extended, Developer in its reasonable discretion may elect to terminate the DUA in writing, for any reason that arises during the Due Diligence Period creating or demonstrating considerable challenges to the Project's viability. Upon such termination, Developer will have no further rights, obligations, or liabilities under the DUA except for mutually agreeable provisions of the DUA that expressly survive termination.
- c. **Project Site Conveyance and Conditions to Closing.** If Developer does not elect to terminate the Development and Use Agreement as provided herein, and the parties proceed as set forth in Section 3.a.i. of this LOI, GCRTA will convey fee title to the Project Site to the Entity via limited warranty deed with reversionary rights. In consideration of Developer's commitment to pursue the goal of (i) constructing the Project in a first-class manner in accordance with the Development Objectives and the other provisions set forth in this LOI and (ii) the other economic benefits that are anticipated to be realized by the construction of the Project, GCRTA will convey the Project Site to the Entity for a mutually agreed upon price, which shall be derived from the fair market value of the Project Site ("*Purchase Price*") as determined by an MAI appraisal. GCRTA will convey fee title upon payment by the Developer of 50% of the Purchase Price and full execution of the documents and creation of the Entity. GCRTA's final membership in the Entity will be determined based on the residual value of the Project Site after Developer's payment of 50% of the Purchase Price at conveyance, relative to the anticipated value of the Project following completion, but in no case shall GCRTA's interest be less than 4% of the membership units. Conveyance of the Project Site to the Entity shall occur upon the following conditions being satisfied or waived: (A)



Developer has obtained executed commitment letters from one or more lenders sufficient for financing construction of Phase 1 of the Project; (B) Developer has obtained a third-party appraisal of the Project as designed with City Approvals (as explained below) setting forth the projected value of the various components of the Project ("*Appraisal*"); (C) Developer, with assistance and support from GCRTA, has obtained the necessary rezoning and any required lot splits or consolidations contemplated by Section 4.a. below; (D) GCRTA, through its Board or other governing bodies that bind it, have approved the Project and the conveyance; (E) City Approvals on the plans and specifications for the Project, and the required air rights, as contemplated by Section 4.b. below have been obtained from the City of Cleveland to complete the approved project design; (F) Developer and GCRTA have agreed on GCRTA's membership percentage based on the Appraisal and have executed the appropriate Entity formation documents evidencing same; and (G) such other customary closing conditions such as review and acceptance of satisfactory title and ALTA Survey, to be more particularly described in the DUA. The Parties acknowledge and agree that the Project may be advanced in one of more Phases, as determined in Developer's reasonable discretion. So long as the Project proceeds in accordance with the timing requirements provided in Section 2.1. above, the timing and individual components of any Phase and/or all of the Phases shall not delay or otherwise impair the timing and/or conditions of conveyance described above. If the foregoing conditions to transfer the Project Site are not satisfied as of July 1, 2023, pursuant to the timing requirements above, either Party shall have the option of terminating the DUA, and upon such termination, the Parties will have no further rights or obligations under the DUA except for provisions that expressly survive termination; provided, that Developer shall have the right to extend the Closing on conveyance and commencement of construction date provided above by one (1) 90-day extension, so long as Developer is diligently pursuing satisfaction of any remaining conditions.

- d. **Additional Conditions to Closing.** Developer acknowledges that approval of the Development and Use Agreement is required from the GCRTA Board of Trustees and that concurrence from the Federal Transit Administration ("*FTA*") is also required prior to any conveyance of title for the Project Site.
- e. **Appointment of Escrow Agent and Title Company.** Northern Title Agency, Inc., 19545 Center Ridge Road, Rocky River, Ohio 44116 Attn: Deborah S. Furry, President, is hereby designated and appointed by the Parties as the "*Escrow Agent*" to handle the funds and documents to be called for in the Development and Use Agreement. The Escrow Agent shall also be the "*Title Company*" responsible for issuing the Commitment and Title Policy in partnership with a local First American



Insurance Company agent acceptable to the Title Company as required pursuant to the DUA.

- f. **GCRTA Reversionary Right.** The DUA shall more fully address and contemplate the respective rights of the parties in connection with and relating to GCRTA's retention of a reversionary right to the Project Site in the event the Developer fails to demonstrate (to GCRTA's reasonable satisfaction, not to be unreasonably withheld) that it has fulfilled the following conditions: (1) within twenty-four (24) months after conveyance of the Project Site, Developer has obtained executed commitment letters from one or more lenders sufficient for financing the construction of Phase 1 of the Project, together with confirmation from such lender(s) that they are prepared to close the financing; (2) within ninety (90) days after conveyance of the Project Site, Developer shall have commenced construction of the Project as evidenced by commencing the pouring of the foundations of the Project (collectively referred to as the "*Reversionary Conditions*"), provided further that the exercise of such reversionary rights by GCRTA shall be subject to significant prior notice and full opportunity to reasonably cure and/or complete such Reversionary Conditions. In the event of a failure to fulfill any of the Reversionary Conditions, the Entity shall convey fee ownership of the Project Site to GCRTA in a manner mutually acceptable to the parties, provided that any additional consideration due from GCRTA shall not exceed ten dollars (\$10.00), even if its fee ownership is accomplished through a new deed, and Developer shall promptly reimburse GCRTA for its actual third party out of pocket costs and expenses (including attorney's fees) incurred in connection with this transaction, subject to the limitations of Section 12.b., below.
4. **Design and Construction Guidelines.** Developer will in good faith diligently pursue the goal of constructing the Project in accordance with the Development Objectives, and the provisions contained in this LOI. In addition, the Project will be constructed as approved by the City of Cleveland. The Project will reflect a design that is aesthetically pleasing from all sides and compatible with the neighborhood while meeting the economic requirements for constructing it. The Project will seamlessly integrate with the design, massing and materials of adjacent development and existing buildings in the surrounding neighborhood.

In addition, the Parties acknowledge that integral to the Project design scheme is coordination with the adjacent property under construction known as the Harbor Bay Advisors' Market Square Project. This coordination is vital to the evolution of this Project's design and success. Developer will prepare and submit to the City for approval its plans for the exterior configuration, appearance, orientation and permitted uses of the



Project. GCRTA will cooperate with Developer as is necessary in obtaining all such approvals.

- a. **Rezoning/Lot Split and Consolidation.** In the event the Project Site needs to be rezoned using Planned Unit Development Overlay zoning, as more particularly described in Chapter 334 of the Cleveland Zoning Code, the Parties will work together to commence the rezoning process as soon as possible after execution of the Development and Use Agreement. In light of Developer obtaining a survey of the Project Site in connection with its due diligence, Developer also shall engage such surveyor to undertake a lot consolidation and any lot splits required by Developer for the development of the Project.
  - b. **City Approvals.** The Project will be subject to review and approval by the various governing committees and advisory boards for the City of Cleveland, including without limitation, the City Planning Commission, the local community development corporations, the Design Review Advisory Committee for the Downtown and Near West Design Review Districts, any review as necessary by the Board of Zoning and the Northeast Ohio Regional Sewer District. The Developer shall be responsible for obtaining all building permits.
  - c. **Sustainability.** As part of meeting the Development Objectives relating to sustainability, the Project will achieve a minimum of LEED Silver certification from the U.S. Green Building Council. Developer in good faith will also explore design options for the Project that prioritize renewable energy, alternative transportation and green infrastructure, which may include, to the extent economically feasible, the following elements:
    - i. On-site renewable energy (examples may include installation of solar panels and/or geothermal energy systems) and/or a smart grid system with advanced energy metering; and
    - ii. A bicycle share program, ample bicycle facilities, including dedicated, secure storage areas, electric vehicle charging stations, or other alternative transportation options.
5. **Maintenance and Programming.** Developer will maintain the Project in a first class manner, consistent with the operations and maintenance plans for other high quality mixed-use developments in Northeast Ohio, including necessary landscaping.
6. **Use Restrictions.** The Project will be subject to usual and customary use restrictions, established by the Developer and described in detail in the Development and Use



Agreement, including prohibitions against noxious uses, as set forth on an exhibit that will be attached to the DUA.

7. **Financing.** Except as otherwise expressly provided herein, Developer will be responsible for funding development of the Project, whether through equity, conventional financing, institutional financing or otherwise, and may seek alternative sources to facilitate its financing efforts including government grants, port authority bonds, tax increment financing, tax abatement programs, city, state or other federal funding programs. The Developer will require the assistance of the GCRTA in its efforts to identify and apply for additional available county, state and federal funding for the Project and will consider providing additional incentives related to securing long-term financing for improving the economic viability of the Project.
8. **Residual Ownership.** The DUA shall more fully address and contemplate the respective rights of the parties in connection with and relating to GCRTA rights, on a going-forward basis as to ownership and/or access to all or any portion of the Project and/or the Project Site, in the event Developer elects to sell the Project to an unrelated entity at any time in the future, inclusive of GCRTA rights to separately sell its ownership position if the Developer elects to sell to an unrelated entity or refinance the project. Any proceeds from a sale or refinancing of the Project, to the extent not utilized to pay existing debt on the property and not otherwise re-invested (either on a direct or reserve basis), will upon mutual agreement of the Parties, be distributed on a *pari passu* basis to members, subject to any retention of ownership (but not access) rights in or to the Project or Project Site, following a sale.
9. **Bonds.** Developer, by and through its general contractor(s), will provide payment and performance bonds, or completion guaranties, to the extent required by its lender(s) and/or GCRTA, sufficient to ensure the completion of the Project in form and substance customary for developments similar to the Project.
10. **DBE Goals.** Developer will use commercially reasonable efforts to meet the Disadvantaged Business Enterprise goals mutually agreed upon by GCRTA and Developer and included in the DUA.
11. **Building Trades.** Developer recognizes the value of including building trades in the Project and will make good faith efforts to work with the building trades in connection with the Project.
12. **Miscellaneous.**





- a. Notwithstanding anything contained in this LOI to the contrary, the Parties acknowledge and agree that the scope, components and tenant mix of the Project as currently contemplated may need to be modified as a result of the investigations pursued by the Developer during the Due Diligence Period and throughout the course of the Project until its completion. The Project scope, components and tenant mix may be adjusted following the execution of this LOI based upon market demands, feasibility analysis, leasing efforts, underwriting requirements, economic climate and overall status of the local and national economies.
- b. Each Party shall be responsible for their respective legal fees, due diligence costs, the costs for any studies or reports ordered by either Party and, to the extent ordered or required by the Project, the Developer shall be responsible for any permit or approval fees required in connection with the Project. Except as set forth herein or in the Development and Use Agreement, the sharing of costs associated with the Project shall require the mutual agreement of the Parties. Where costs incurred are a result of any one Party's failure to perform its obligations (the "*Non-Performing Party*"), or the covenants and representations herein have not been met, as will be more fully set forth in the DUA, and the Project is either delayed or cancelled, provided the other party (the "*Performing Party*") has then reasonably fulfilled its obligations, covenants and representations, the Performing Party shall be reimbursed for such Performing Party's actual and reasonable out-of-pocket costs and directly related costs of pursuing the Project, funding and funds in connection with same, incurred during the Due Diligence Period, not to exceed Fifty Thousand and 00/100 Dollars (\$50,000.00).
- c. Developer will require that its general contractor and all subcontractors make all required local income tax payments due in connection with the construction of the Project.

### 13. Non-Binding Agreement

Both Parties acknowledge and agree that this letter is not a legally binding instrument and that additional material terms must be negotiated before a legally binding agreement is reached. The potential transaction reflected by this LOI is specifically conditioned upon (i) the preparation, negotiation and execution of a mutually acceptable DUA, and (ii) the approval by the GCRTA Board of Trustees of the DUA. Neither party hereto will have any obligation or liability to the other whatsoever at law or in equity (including any claims for detrimental reliance, partial performance, good faith or promissory estoppel or other similar types of claims) unless and until such time as both Parties will have executed and delivered a formal Development and Use Agreement. Notwithstanding anything herein to the contrary, this paragraph supersedes all other conflicting verbal understandings or agreements or language set forth herein. The Parties



Greater Cleveland  
Regional Transit Authority

acknowledge a desire to complete negotiation of a mutually acceptable Development and Use Agreement no later than October 1, 2021.

We look forward to advancing this process efficiently toward the execution of a Development and Use Agreement.

Sincerely yours,

Approved as to Legal Form

---

India L. Birdsong  
General Manager, Chief Executive Officer  
Greater Cleveland Regional Transit Authority

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Sheryl King Benford, General Counsel  
Deputy General Manager for Legal Affairs

**AGREED AND ACCEPTED:**

AJAPPJR, LLC

By: \_\_\_\_\_  
Ari Maron  
Manager



# Parcel Phase I: 1.895 acres



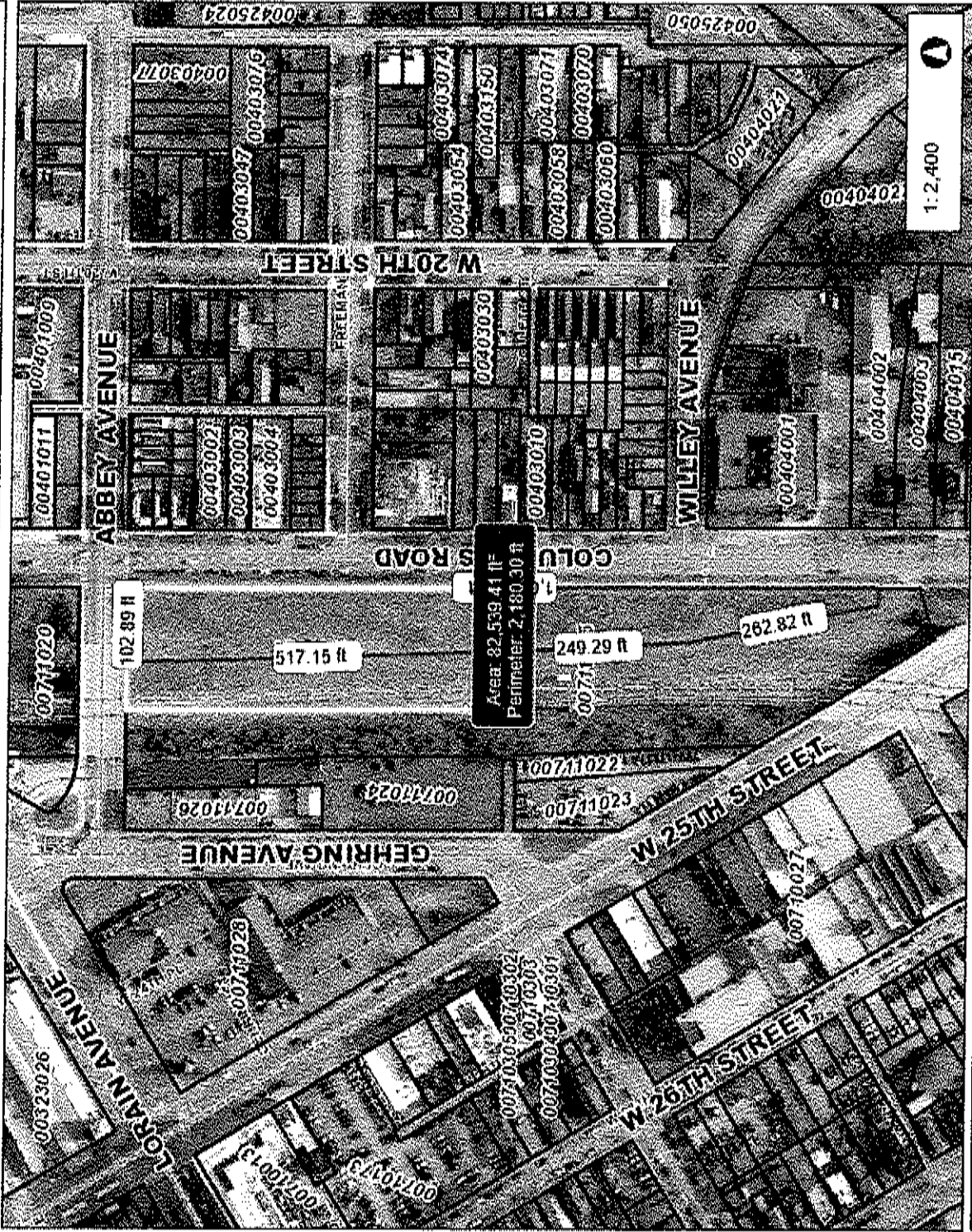
Date Created: 8/3/2020

### Legend

- Municipalities
- Right Of Way
- Platted Centerline
- Parcel

## Exhibit A

Cuyahoga County  
**Enterprise GIS**  
POWERED BY CUYAHOGA COUNTY ONLINE MAP



This map is a user generated static output from an internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.  
**THIS MAP IS NOT TO BE USED FOR NAVIGATION**

400 0 200 400 Feet

Projection:  
 WGS\_1984\_Web\_Mercator\_Auxiliary\_Sphere

RESOLUTION NO. 2021-57

AUTHORIZING THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY TO EXECUTE A NON-BINDING LETTER OF INTENT WITH AJAPPJR, LLC, AN OHIO LIMITED LIABILITY COMPANY, FOR TRANSIT-ORIENTED DEVELOPMENT OF GCRTA PROPERTY LOCATED AT COLUMBUS ROAD AND ABBEY AVENUE, ADJACENT TO THE WEST 25<sup>TH</sup> STREET RAPID TRANSIT STATION

WHEREAS, the Greater Cleveland Regional Transit Authority ("GCRTA") is the owner of record of the land located at the intersection of Abbey Avenue and Columbus Road in the City of Cleveland, Ohio, known as Permanent Parcel Numbers 007-11-021, 007-11-022 and 007-11-025 (the "Property"); and

WHEREAS, the Property was purchased by GCRTA in 1988 from The Cleveland Union Terminals Company to support and improve the Red Line West Rapid Transit Line and West 25<sup>th</sup> Street Rapid Transit Station; and

WHEREAS, the Property has been on GCRTA's list of excess properties with the Federal Transit Administration ("FTA") since 2012; and

WHEREAS, a Transit-Oriented Development Plan was completed in 2013 for the West 25<sup>th</sup> Street Station that recommended a transit-oriented development (TOD) program for this site; and

WHEREAS, GCRTA has advertised and marketed the Property for a TOD project through a competitive Request for Qualifications ("RFQ") process in accordance with GCRTA's policies and procedures for joint development adopted by the Board of Trustees in Resolution No. 1991-103 and the TOD policy adopted by the Board in Resolution No. 2007-054; and

WHEREAS, on November 20, 2019, the GCRTA RFQ review process selected the proposal from Carnegie Management and Development Corporation ("Carnegie"), located at 27500 Detroit Road, Suite 300, Westlake, Ohio 44115, as the highest ranked response to the RFQ process and the proposal from MRN Ltd./AJAPPJR, LLC, located at 629 Euclid Avenue, 2<sup>nd</sup> Floor, Cleveland, Ohio 44114, as the second highest ranked response to the RFQ process; and

WHEREAS, on March 26, 2019 the Board of Trustees approved the execution of a non-binding letter of intent with Carnegie; and

WHEREAS, following execution of the letter of intent and after engaging in due diligence activities over the ensuing months, on September 1, 2020 Carnegie advised GCRTA that it was withdrawing as a partner for the Columbus Road TOD project, which withdrawal was subsequently acknowledged by GCRTA; and

WHEREAS, GCRTA then confirmed that AJAPPJR, LLC, which had the second ranked development proposal, is presently interested in pursuing the TOD project with GCRTA; and

WHEREAS, AJAPPJR has successfully developed and managed quality mixed-use commercial real estate projects throughout Northeast Ohio and intends to develop a mixed-use TOD project on the Property; and

WHEREAS, a mixed-use TOD was determined to be the highest and best use for the Property in accordance with current TOD goals and objectives; and

WHEREAS, with the execution of the non-binding Letter of Intent, GCRTA will advance the RFQ process to a final phase needed to make a determination whether to enter into a binding Development and Use Agreement with AJAPPJR or terminate the RFQ process.

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

Section 1. That the property owned by the Authority and located at the intersection of Abbey Avenue and Columbus Road, Cleveland, Ohio and known as part of Permanent Parcel Numbers 007-11-021, 007-11-022 and 007-11-025 (the "Property") is excess property, as identified in 2012 by GCRTA staff and thus not required for GCRTA operations.

Section 2. That development of the Property for mixed-use is the highest and best use for the Property and the proposed development is consistent with the W. 25<sup>th</sup> Street Station Transit-Oriented Development ("TOD") Plan completed by GCRTA in 2013.

Section 3. That the General Manager, Chief Executive Officer is hereby authorized to execute a non-binding Letter of Intent with AJAPPJR, LLC authorizing AJAPPJR to have access to the Property to perform real estate due diligence, and is further authorized to execute other documents as required to complete the due diligence.

Section 4. That this resolution shall take effect immediately upon its adoption.

Adopted: May 25, 2021

\_\_\_\_\_  
President

Attested: \_\_\_\_\_  
Secretary-Treasurer

**GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
SALES AND USE TAXES  
ACTUAL RECEIPTS THROUGH MAY 2021**

MONTH RECEIVED	2019 ACTUAL	2020 ACTUAL	2021 (A) ESTIMATE	2021 MONTHLY ACTUAL VERSUS 2020 MONTHLY ESTIMATE		2020 YTD ACTUAL	2021 YTD ESTIMATE	2021 VERSUS 2020 YTD % CHANGE		2021 YTD ACTUAL	2021 VERSUS 2020 YTD % EST VARIANCE	
				MONTH % CHANGE	MONTHLY ESTIMATE			ACTUAL	ESTIMATE		CHANGE	ESTIMATE
JANUARY	\$17,311,711	\$18,303,734	\$17,599,541	1.13%	5.18%	\$18,303,734	\$17,599,541	1.13%	5.18%	\$18,510,754	\$17,599,541	5.18%
FEBRUARY	\$17,753,526	\$18,450,264	\$18,048,702	(2.54%)	(0.37%)	\$36,753,988	\$35,648,243	(0.71%)	2.37%	\$36,493,063	\$35,648,243	2.37%
MARCH	\$19,588,186	\$21,219,411	\$19,913,866	(2.61%)	3.77%	\$57,973,409	\$55,562,109	(1.41%)	2.87%	\$57,157,650	\$55,562,109	2.87%
APRIL	\$15,303,857	\$16,460,465	\$15,588,314	2.01%	7.92%	\$74,433,873	\$71,120,423	(0.65%)	3.96%	\$73,948,892	\$71,120,423	3.96%
MAY	\$15,802,827	\$15,293,102	\$16,065,570	12.89%	7.46%	\$89,726,976	\$87,185,993	1.66%	4.62%	\$91,212,618	\$87,185,993	4.62%
JUNE	\$18,297,841	\$15,926,194	\$18,602,067									
JULY	\$16,425,144	\$13,364,639	\$16,688,234									
AUGUST	\$17,918,246	\$17,532,128	\$18,216,161									
SEPTEMBER	\$19,225,063	\$19,653,853	\$19,544,706									
OCTOBER	\$17,757,984	\$18,570,261	\$18,053,234									
NOVEMBER	\$18,251,949	\$17,091,363	\$18,555,412									
DECEMBER	\$18,555,735	\$18,282,055	\$18,864,249									
<b>TOTAL</b>	<b>\$212,192,079</b>	<b>\$210,147,468</b>	<b>\$215,720,056</b>									

**Summary:**

**Month**  
12.89% (\$1,970,624) higher than May 2020 Actual  
7.46% (\$1,198,156) higher than May 2021 estimate

**YTD**

1.66% (\$1,485,642) higher than 2020 Actual  
4.62% (\$4,026,625) higher than 2021 estimate

(A) 2021 Monthly estimates changed based on more up to date information

THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 REPORT OF CASH RECEIVED - GENERAL FUND  
 FOR THE PERIOD ENDED APRIL 30, 2021 AND APRIL 30, 2020

	PRESENT MONTH	PRIOR YR. MONTH	Variance	%CHANGE INCR (DECR)	2021 YTD	2020 YTD	VARIANCE	%CHANGE INCR (DECR)
<b>PASSENGER FARES:</b>								
CASH FARES	\$804,879	\$522,749	\$282,130	53.97%	\$2,769,028	\$3,796,695	(\$1,027,667)	(27.07%)
PASS/TICKET SALES	566,270	445,847	120,423	27.01%	1,849,312	3,307,185	(1,457,873)	(44.08%)
CMSD - STUDENT FARECARDS	546,631	71,520	475,111	664.31%	567,242	689,854	(122,612)	(17.77%)
U-PASS	86,355	0	86,355	-----	545,968	1,193,970	(648,002)	(54.27%)
MOBILE TICKETING	334,431	217,892	116,539	53.48%	1,281,774	1,646,259	(364,485)	(22.14%)
<b>SUBTOTAL PASSENGER FARES</b>	<b>2,330,566</b>	<b>1,258,008</b>	<b>1,080,558</b>	<b>85.89%</b>	<b>7,013,324</b>	<b>10,633,963</b>	<b>(3,620,639)</b>	<b>(34.05%)</b>
<b>OPERATING SUBSIDIES:</b>								
SALES & USE TAX	16,791,242	16,460,465	330,777	2.01%	73,948,891	74,433,874	(484,983)	(0.65%)
<b>SUBTOTAL OPERATING SUBSIDIES</b>	<b>16,791,242</b>	<b>16,460,465</b>	<b>330,777</b>	<b>2.01%</b>	<b>73,948,891</b>	<b>74,433,874</b>	<b>(484,983)</b>	<b>(0.65%)</b>
<b>OTHER REVENUE:</b>								
ADVERTISING/CONCESSIONS/COMMISSIONS	56,416	24,200	32,216	133.12%	321,755	1,443,500	(1,121,745)	(77.71%)
NAMING RIGHTS LESS COMMISSIONS	87,500	0	87,500	-----	175,000	350,379	(175,379)	(50.05%)
RENTAL INCOME	49,519	30,769	18,750	60.94%	186,907	98,713	88,194	89.34%
INTEREST INCOME	7,328	153,842	(146,514)	(95.24%)	34,517	428,888	(394,371)	(91.95%)
OTHER	5,043	3,341	1,702	50.94%	37,454	23,833	13,621	57.15%
<b>SUBTOTAL OTHER REVENUE</b>	<b>205,806</b>	<b>212,152</b>	<b>(6,346)</b>	<b>(2.99%)</b>	<b>755,633</b>	<b>2,345,313</b>	<b>(1,589,680)</b>	<b>(67.78%)</b>
<b>REIMBURSEMENTS AND OTHER SOURCES OF CASH:</b>								
FUEL/CNG/PROPANE TAX REFUNDS	241,927	1,087,807	(845,880)	(77.76%)	680,087	1,308,629	(628,542)	(48.03%)
GRANT REIMBURSEMENT (FEDERAL, STATE, LOCAL MATCH)	9,201	2,258	6,943	307.48%	42,721	275,494	(232,773)	(84.49%)
PREVENTIVE MAINTENANCE (FEDERAL, STATE, LOCAL MATCH)	0	10,000,000	(10,000,000)	-----	0	20,000,000	(20,000,000)	-----
FEDERAL OPERATING ASSISTANCE	0	0	0	-----	0	107,806	(107,806)	-----
MISCELLANEOUS RECEIPTS	39,065	634,701	(595,636)	(93.85%)	217,449	1,911,450	(1,694,001)	(88.67%)
<b>SUBTOTAL REIMBURSEMENTS AND OTHER SOURCES OF CASH</b>	<b>290,193</b>	<b>11,724,766</b>	<b>(11,434,573)</b>	<b>(97.52%)</b>	<b>940,257</b>	<b>23,603,379</b>	<b>(22,663,122)</b>	<b>(96.02%)</b>
<b>TOTAL CASH RECEIVED - GENERAL FUND</b>	<b>19,625,807</b>	<b>29,655,391</b>	<b>(10,029,584)</b>	<b>(33.82%)</b>	<b>82,658,105</b>	<b>111,016,529</b>	<b>(28,358,424)</b>	<b>(25.54%)</b>



THE GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 REPORT OF CASH RECEIVED COMPARED TO BUDGET - GENERAL FUND  
 FOR THE PERIOD ENDED APRIL 30, 2021

	BUDGET MONTH	CURRENT MONTH	VARIANCE	% CHANGE	CURRENT % OF TOTAL	2021 YTD BUDGET	2021 YTD	VARIANCE	% CHANGE	CURRENT % OF TOTAL
<b>PASSENGER FARES</b>										
CASH FARES	\$ 976,421	\$ 804,879	(\$171,552)	(17.57%)	4.10%	\$ 3,712,335	\$ 2,769,026	(\$943,307)	(25.41%)	3.35%
PASS/TICKET SALES	671,489	566,270	(105,179)	(15.66%)	2.69%	3,046,417	1,849,312	(1,197,105)	(39.30%)	2.24%
CMRD - STUDENT FARECARDS	129,500	546,631	417,131	322.11%	2.79%	261,000	567,242	306,242	117.33%	0.69%
LPASS		86,355	86,355		0.45%	475,076	545,958	70,882	14.92%	0.66%
MOBILE TICKETING	364,939	334,431	(29,508)	(8.12%)	1.70%	1,406,557	1,281,774	(124,783)	(8.92%)	1.55%
<b>SUBTOTAL PASSENGER FARES</b>	<b>2,141,398</b>	<b>2,338,566</b>	<b>197,168</b>	<b>9.21%</b>	<b>11.97%</b>	<b>8,901,785</b>	<b>7,013,324</b>	<b>(1,888,461)</b>	<b>(21.21%)</b>	<b>8.48%</b>
<b>OPERATING SUBSIDIES:</b>										
SALES & USE TAX	15,558,314	16,791,242	1,232,928	7.92%	85.56%	71,120,423	73,948,891	2,828,468	3.98%	89.46%
<b>SUBTOTAL OPERATING SUBSIDIES</b>	<b>15,558,314</b>	<b>16,791,242</b>	<b>1,232,928</b>	<b>7.92%</b>	<b>85.56%</b>	<b>71,120,423</b>	<b>73,948,891</b>	<b>2,828,468</b>	<b>3.98%</b>	<b>89.46%</b>
<b>OTHER REVENUE:</b>										
ADVERTISEMENTS/CONCESSIONS/COMMISSIONS	59,575	56,416	(3,159)	(5.29%)	0.29%	940,285	321,755	(618,530)	(65.78%)	0.39%
NAMING RIGHTS (LESS COMMISSIONS)	37,956	87,500	49,544	122.59%	0.85%	455,472	375,000	(80,472)	(17.73%)	0.21%
RENTAL INCOME	26,820	49,519	22,699	84.64%	0.25%	166,134	386,907	220,773	132.83%	0.13%
INTEREST INCOME	344,712	7,318	(337,394)	(97.87%)	0.04%	975,444	34,517	(940,927)	(96.48%)	0.04%
OTHER	138,739	5,043	(133,696)	(96.37%)	0.03%	238,357	37,454	(200,903)	(84.29%)	0.05%
<b>SUBTOTAL OTHER REVENUE</b>	<b>567,802</b>	<b>205,806</b>	<b>(362,006)</b>	<b>(63.75%)</b>	<b>1.05%</b>	<b>2,695,693</b>	<b>755,633</b>	<b>(1,940,060)</b>	<b>(71.97%)</b>	<b>0.91%</b>
<b>REIMBURSEMENTS AND OTHER SOURCES OF CASH:</b>										
FUEL/COMPARE TAX REFUNDS	73,833	241,917	168,084	227.76%	1.23%	927,714	688,067	(239,647)	(25.84%)	0.81%
GRANT REIMBURSEMENT (FEDERAL STATE, LOCAL MATCH)	9,267	9,301	34	0.37%	0.05%	34,660	42,721	8,061	23.26%	0.05%
PREVENTIVE MAINTENANCE (FEDERAL STATE, LOCAL MATCH)					0.00%	9,581,207		(9,581,207)	(100.00%)	0.00%
FEDERAL OPERATING ASSISTANCE					0.00%					0.00%
MISCELLANEOUS RECEIPTS	39,685	39,865	180	0.45%	0.20%	522,398	217,449	(304,949)	(58.37%)	0.26%
<b>SUBTOTAL REIMBURSEMENTS AND OTHER SOURCES OF CASH</b>	<b>122,775</b>	<b>290,991</b>	<b>168,216</b>	<b>136.96%</b>	<b>1.48%</b>	<b>30,965,879</b>	<b>940,257</b>	<b>(10,025,622)</b>	<b>(32.38%)</b>	<b>1.18%</b>
<b>TOTAL CASH RECEIVED - GENERAL FUND</b>	<b>\$ 18,390,298</b>	<b>\$ 19,625,807</b>	<b>\$ 1,235,509</b>	<b>6.72%</b>	<b>106.00%</b>	<b>\$ 93,683,781</b>	<b>\$ 82,658,105</b>	<b>\$ (11,025,676)</b>	<b>(11.77%)</b>	<b>100.00%</b>



GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
INVENTORY OF TREASURY INVESTMENTS  
AS OF APRIL 30, 2021

FUND	PURCHASE DATE	MATURITY DATE	INSTRUMENT	INSTITUTION	TERM DAYS	TOTAL PRINCIPAL	ACCRUED INTEREST	AVERAGE DAYS TO MATURITY	AVERAGE YIELD
BOND RETIREMENT FUND	4/30/2021	5/3/2021	MONEY MARKET	HUNTINGTON BANK	3	\$6,792,151	\$0	3	0.02%
	5/8/2019	5/31/2021	TREASURY BILL FOR PREMIUM	HUNTINGTON BANK	752	\$719,364	\$4,238	30	2.10%
	5/8/2019	5/31/2022	TREASURY BILL FOR PREMIUM	HUNTINGTON BANK	1118	\$247,412	\$1,847	395	2.10%
	5/8/2019	11/30/2021	TREASURY BILL FOR PREMIUM	HUNTINGTON BANK	936	\$1,665,366	\$12,413	214	2.10%
<b>TOTAL BOND RETIREMENT FUND</b>					<b>\$9,424,292</b>	<b>\$18,499</b>		<b>0.54%</b>	
GENERAL FUND	3/31/2021	4/1/2021	MERCHANT ACCT-KEY MMKT	KEY BANK	3	\$327,880	\$0	3	0.35%
	3/1/2021	3/1/2024	FFCB	STIFEL NICOLAUS	1095	\$4,997,500	\$2,083	1035	0.25%
	4/22/2021	10/5/2021	NATXNY CP	HILLTOP SECURITIES	167	\$4,996,521	\$167	129	0.15%
	4/30/2021	5/3/2021	STAR OHIO	STATE OF OHIO	3	\$110,978,320	\$0	3	0.08%
	4/30/2021	5/3/2021	EMPLOYEE ACTIVITY FUND	KEY BANK	3	\$148,112	\$0	3	0.35%
	4/30/2021	5/3/2021	SALES TAX ACCOUNT	HUNTINGTON BANK	3	\$4,340	\$0	3	0.03%
	4/30/2021	5/3/2021	KEY ECR	KEY BANK	3	\$7,253,866	\$0	3	0.35%
<b>TOTAL GENERAL FUND</b>					<b>\$128,706,479</b>	<b>\$2,250</b>		<b>0.11%</b>	
INSURANCE FUND	4/30/2021	5/3/2021	STAR OHIO	STATE OF OHIO	3	\$4,809,668	\$0	3	0.08%
	4/30/2021	5/3/2021	KEY ECR	KEY BANK	3	\$1,127,686	\$0	3	0.35%
<b>TOTAL INSURANCE FUND</b>					<b>\$5,937,355</b>	<b>\$0</b>		<b>0.13%</b>	
LAW ENFORCEMENT FUND	4/30/2021	5/3/2021	LAW ENFORCEMENT	KEY BANK-SWEEP	3	\$30,567	\$0	3	0.35%
4/30/2021	5/3/2021	STAR OHIO	STAR OHIO	STATE OF OHIO	3	\$44,020	\$0	3	0.08%
<b>TOTAL LAW ENFORCEMENT FUND</b>					<b>\$74,587</b>	<b>\$0</b>		<b>0.14%</b>	
LOCAL MATCH FUND	3/17/2020	1/24/2023	LOCAL MATCH-FFCB	STIFEL NICOLAUS	1042	\$5,091,175	\$21,639	633	1.64%
4/30/2021	5/3/2021	2019 DEBT ACCT-STAR OHIO	STATE OF OHIO	STATE OF OHIO	3	\$13,265,049	\$0	3	0.08%
4/30/2021	5/3/2021	2019 DEBT ACCT-KEY ECR	KEY BANK	KEY BANK	3	\$778,429	\$0	3	0.75%
4/30/2021	5/3/2021	LOCAL MATCH-STAR OHIO	STATE OF OHIO	STATE OF OHIO	3	\$2,664,309	\$0	3	0.08%
4/30/2021	5/3/2021	LOCAL MATCH-KEY ECR	KEY BANK	KEY BANK	3	\$539,127	\$0	3	0.35%
4/30/2021	5/3/2021	GRANT-ECR	KEY BANK	KEY BANK	3	\$398,199	\$0	3	0.35%
4/30/2021	5/3/2021	CATCH BASIN-KEY ECR	KEY BANK	KEY BANK	3	\$101,883	\$0	3	0.35%
<b>TOTAL LOCAL MATCH FUND</b>					<b>\$22,838,171</b>	<b>\$21,639</b>		<b>0.46%</b>	
PENSION FUND	4/30/2021	5/3/2021	KEY ECR	KEY BANK	3	\$48,836	\$0	3	0.35%
4/30/2021	5/3/2021	STAR OHIO	STAR OHIO	STATE OF OHIO	3	\$1,228,941	\$0	3	0.08%
<b>TOTAL PENSION FUND</b>					<b>\$1,277,777</b>	<b>\$0</b>		<b>0.09%</b>	

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 INVENTORY OF TREASURY INVESTMENTS  
 AS OF APRIL 30, 2021

FUND	PURCHASE DATE	MATURITY DATE	INSTRUMENT	INSTITUTION	TERM DAYS	TOTAL PRINCIPAL	ACCRUED INTEREST	AVERAGE DAYS TO MATURITY	AVERAGE YIELD
RTA CAPITAL FUND	4/30/2021	5/3/2021	KEY ECR	KEY BANK	3	\$3,342,536	\$0	3	0.35%
	4/5/2021	4/5/2024	FFCB	STIFEL NICOLAUS	1095	\$2,000,000	\$458	1087	0.33%
	3/4/2021	3/4/2024	FNMA	STIFEL NICOLAUS	1095	\$499,790	\$253	1038	0.34%
<b>TOTAL RTA CAPITAL FUND</b>					<b>\$5,842,326</b>	<b>\$712</b>		<b>0.34%</b>	
RESERVE FUND	3/17/2020	1/24/2023	FFCB	STIFEL NICOLAUS	1042	\$5,091,175	\$21,639	633	1.64%
	4/30/2021	5/3/2021	KEY ECR	KEY BANK	3	\$1,028,538	\$0	3	0.35%
	4/30/2021	5/3/2021	STAR OHIO	STATE OF OHIO	3	\$46,410,272	\$0	3	0.08%
<b>TOTAL RESERVE FUND</b>					<b>\$52,529,985</b>	<b>\$21,639</b>		<b>0.23%</b>	
<b>TOTAL ALL FUNDS</b>					<b>\$226,630,973</b>	<b>\$64,738</b>	<b>71</b>	<b>0.20%</b>	

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
DEBT SERVICE SCHEDULE AND STATUS  
AS OF APRIL 30, 2021

Bonds	Final Maturity Date	Total Principal Outstanding 12/31/2020	Interest Payable/ 6/1/2021	Principal Payable/ 6/1/2021	Debt Service Requirement/ 6/1/2021	Interest Payable/ 12/31/2021	Principal Payable/ 12/31/2021	Debt Service Requirement/ 12/31/2021	Total Debt Requirement 2021
Series 2012-Sales Tax Rev.	Dec. 2024	10,500,000.00	262,500.00	0.00	262,500.00	262,500.00	3,300,000.00	3,562,500.00	3,825,000.00
Series 2014A-Sales Tax Rev.	Dec. 2025	10,305,000.00	240,725.00	0.00	240,725.00	240,725.00	3,730,000.00	3,970,725.00	4,211,450.00
Series 2015-Sales Tax Rev.	Dec. 2034	41,360,000.00	1,034,000.00	0.00	1,034,000.00	1,034,000.00	3,350,000.00	4,384,000.00	5,418,000.00
Series 2016-Sales Tax Rev.	Dec. 2031	15,000,000.00	374,900.00	0.00	374,900.00	374,900.00	10,000.00	384,900.00	759,800.00
Series 2019-Sales Tax Rev.	Dec. 2039	29,096,000.00	727,375.00	0.00	727,375.00	727,375.00	955,000.00	1,682,375.00	2,409,750.00
<b>Total Bonds</b>		<b>\$106,260,000.00</b>	<b>\$2,639,500.00</b>	<b>\$0.00</b>	<b>\$2,639,500.00</b>	<b>\$2,639,500.00</b>	<b>\$11,345,000.00</b>	<b>\$13,984,500.00</b>	<b>\$16,624,000.00</b>

Bond Retirement  
\$9,176,880

Current Balance (Set Aside for 2021)

Monthly Set Aside Required  
\$1,063,874

**GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY**  
**SUMMARY OF INVESTMENT PERFORMANCE**  
**YEAR TO DATE THROUGH APRIL 30, 2021**

MONTH	2021				2020					
	AVERAGE BALANCE	INTEREST EARNED	AVERAGE YIELD	STANDARD YIELD #	MARKET YIELD #	AVERAGE BALANCE	INTEREST EARNED	AVERAGE YIELD	STANDARD YIELD #	MARKET YIELD #
JANUARY	\$247,915,757	\$25,844	0.24%	0.10%	0.01%	\$153,025,000	\$306,867	1.94%	1.66%	1.49%
FEBRUARY	\$241,578,777	\$39,883	0.21%	0.09%	0.01%	\$147,326,500	\$177,033	1.93%	1.53%	1.22%
MARCH	\$233,701,962	\$31,822	0.22%	0.08%	0.01%	\$153,725,000	\$446,742	1.49%	1.25%	0.10%
APRIL	\$226,630,970	\$31,038	0.20%	0.07%	0.01%	\$150,720,000	\$364,880	1.17%	1.01%	0.01%
MAY						\$187,360,000	\$234,705	0.86%	0.77%	0.01%
JUNE						\$212,554,447	\$209,413	0.75%	0.53%	0.07%
JULY						\$221,871,717	\$98,135	0.74%	0.30%	0.01%
AUGUST						\$232,155,834	\$99,171	0.48%	0.14%	0.01%
SEPTEMBER						\$236,404,000	\$28,674	0.39%	0.13%	0.01%
OCTOBER						\$267,168,925	\$28,216	0.28%	0.13%	0.01%
NOVEMBER						\$255,122,283	\$4,471	0.24%	0.12%	0.01%
DECEMBER						\$240,885,693	\$9,764	0.27%	0.11%	0.01%
YEAR TO DATE	237,456,867	\$128,587	0.22%	0.09%	0.01%	\$184,786,142	\$2,008,071	0.68%	0.64%	0.25%
<b>RTA AVERAGE YIELDS OVER (UNDER) INDEX</b>										
				<b>0.13%</b>	<b>0.21%</b>				<b>0.24%</b>	<b>0.63%</b>

# Moving average coupon equivalent yields for 6 month Treasury Bills,

# Market Yield equals US Treasury Money Fund 7 Day Yield

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 REPORT ON INVESTMENT EARNINGS (CASH BASIS)  
 APRIL 2021

BOND RETIREMENT FUND			
HUNTINGTON MONEY MARKET			
	APRIL 2021		<u>\$128.09</u>
	2021 YEAR TO DATE		\$128.09
	2020 YEAR TO DATE		\$207.57
			\$7,100.74
GENERAL FUND			
HUNTINGTON-SALES TAX ACCOUNT			
STAROHIO			\$0.13
KEY BANK SWEEP ACCOUNT			\$7,240.66
PNC CUSTODY ACCOUNT			\$82.85
MERCHANT ACCOUNT-KEY BANK SWEEP ACCOUNT			\$2.13
			<u>\$2.01</u>
	APRIL 2021		\$7,327.78
	2021 YEAR TO DATE		\$34,516.61
	2020 YEAR TO DATE		\$275,045.85
INSURANCE FUND			
STAROHIO			<u>\$308.67</u>
	APRIL 2021		\$308.67
	2021 YEAR TO DATE		\$13,261.27
	2020 YEAR TO DATE		\$87,619.87
LAW ENFORCEMENT FUND			
KEY BANK SWEEP ACCOUNT			\$0.25
STAROHIO			<u>\$2.83</u>
	APRIL 2021		\$3.08
	2021 YEAR TO DATE		\$13.49
	2020 YEAR TO DATE		\$260.42

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 REPORT ON INVESTMENT EARNINGS (CASH BASIS)  
 APRIL 2021

LOCAL MATCH FUND  
 STAROHIO-LOCAL MATCH  
 STAROHIO-2019 DEBT  
 KEY BANK SWEEP ACCOUNT

\$170.99  
 \$851.32  
\$8.40  
 \$1,030.71  
 \$46,969.14  
 \$295,956.29

APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE

PENSION FUND  
 STAROHIO  
 KEY BANK SWEEP ACCOUNT

\$78.87  
\$0.40  
 \$79.27  
 \$355.87  
 \$1,114.80

APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE

EMPLOYEE ACTIVITY ACCOUNT  
 KEY BANK MONEY MARKET

\$1.22  
 \$1.22  
 \$5.08  
 \$144.73

APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE

RTA CAPITAL FUND  
 KEY BANK SWEEP ACCOUNT

\$28.02  
 \$28.02  
 \$174.69  
 \$99,928.07

APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE

GREATER CLEVELAND REGIONAL TRANSIT AUTHORITY  
 REPORT ON INVESTMENT EARNINGS (CASH BASIS)  
 APRIL 2021

RESERVE FUND  
 STAROHIO  
 KEY BANK SWEEP ACCOUNT

\$3,008.25  
\$4.68  
 \$3,012.93  
 \$54,555.78  
 \$168,587.17  
 \$11,919.77  
 \$150,059.50  
 \$935,757.94

APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE  
 APRIL 2021  
 2021 YEAR TO DATE  
 2020 YEAR TO DATE

TOTAL ALL FUNDS

2021 YEAR  
 TO DATE  
 \$150,060

APRIL  
 \$11,920

INTEREST RECEIVED (CASH BASIS)

ACCRUED INTEREST:

BEGINNING:

ENDING:

INTEREST INCOME EARNED:

AVERAGE INVESTMENT BALANCE (COST):

AVERAGE YIELD ON INVESTMENTS:

(\$86,211)  
 \$64,738  
 \$128,587

\$237,456,867

0.22%

0.20%

**COMPOSITION OF INVESTMENT PORTFOLIO**  
**AS APRIL 30, 2021**

Instrument	PRINCIPAL	FACE	PERCENT OF	AVERAGE	AVERAGE
	AMOUNT	AMOUNT	TOTAL	YIELD	MATURITY
Money Market Account	\$7,124,372	\$7,124,371	3.14%	0.04%	3
Key Bank Sweep Account	\$178,679	\$178,679	0.08%	0.35%	3
Star Ohio	\$179,400,579	\$179,400,579	79.16%	0.08%	3
Earnings Credit Rate Account	\$14,619,040	\$14,619,040	6.45%	0.35%	129
Commercial Paper	\$4,996,521	\$5,000,000	2.20%	0.15%	626
U.S. Government Securities	\$20,311,780	\$20,160,000	8.96%	1.07%	<u>71</u>
<b>Total Investment Portfolio</b>	<b><u>\$226,630,973</u></b>	<b><u>\$226,482,671</u></b>	<b><u>100.00%</u></b>	<b><u>0.20%</u></b>	



Greater Cleveland Regional Transit Authority  
 Banking and Financial Relationships  
 As of April 30, 2021

Bank/Financial Institution	Nature of relationship
Key Bank	Main banking services
PNC Bank	Custodial Account and Credit card
Fifth Third	Escrow Account
Huntington Bank	Bond Retirement and Sales Tax Account Underwriter STAR Ohio-Investments
Bank of New York Mellon	Bond Registrar
BMO Harris Bank	Fuel Hedge

**NOTE:**

This information is being provided for applicable individuals to be in compliance with:

- Ohio Revised Code Sections 102.03(D) and (E)
- Ohio Ethics Commission Informal Opinion Number 2003-INF-0224-1
- Ohio Ethics Commission Staff Advisory Opinion to Sheryl King Benford (DGM - Legal Affairs) dated May 6, 2020
- Ohio Ethics Commission Opinion Number 2011-08
- Ohio Ethics Commission Staff Advisory Opinion to R. Brent Minney dated March 27, 2012

Please refer to Chapter 656 of the Codified Rules and Regulations of the Greater Cleveland Regional Transit Authority (Travel Policy), Administrative Procedure 024 and Board of Trustees Resolution No. 2020-80 for additional information.