

RESOLUTION NO. 2003 – 7

RESOLUTION AUTHORIZING THE AMENDMENT TO THE AGREEMENT BETWEEN HULL AND ASSOCIATES AND THE PORT OF GREATER CINCINNATI DEVELOPMENT AUTHORITY.

WHEREAS, as part of operation of the Port of Greater Cincinnati Development Authority (the "Port Authority"), this Board has determined it is necessary to retain professional environmental services for various aspects of the operations of the Port Authority; and

WHEREAS, as part of the Port Authority mission to perform economic development activities, this Board has determined that professional services in connection with economic development related activities at the Port Authority's 3603 Kemper Road site is necessary; and

WHEREAS, Hull and Associates represents and covenants that it has the requisite personnel, competence, skill and physical resources to perform such services in the First Amendment to Environmental Consultant Contract attached to this Resolution for the Port Authority in relation to redevelopment activities at Brownfields Redevelopment at 3603 Kemper Road site, Cincinnati, Ohio; and

WHEREAS, Hull and Associates has made a proposal to the Port Authority to provide those Environmental Services (Specifically services for the Clean Ohio Redevelopment Fund project) in the form of an agreement, dated March 6, 2003, a copy of which is on file with this Board and attached to the First Amendment to Environmental Consultant Contract;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Port of Greater Cincinnati Development Authority:

Section 1. The Chairperson or his designee is hereby authorized for and in the name of the Port Authority and on its behalf and on behalf of this Board, after approval of the form thereof by General Counsel to the Port Authority, with such changes therein as are not inconsistent with this Resolution and as are not substantially adverse to the Port Authority and which are permitted by Sections 4582.21 through 4582.99, Ohio Revised Code, and shall be approved by the officer executing that document. The approval of such changes and that such changes are not substantially adverse to the Port Authority shall be conclusively evidenced by the execution of that document by the Chairperson or his designee. The Chairperson or his designee is authorized to spend an amount or amounts up to, in the aggregate, \$195,324, pursuant to the First Amendment to Environmental Consultant Contract.

Section 2. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this resolution were taken, and that all deliberations of this Board and of any of its committees that resulted in such formal action were held, in meetings open to the public, in compliance with the law.

Section 3. This resolution shall be in full force and effect upon its adoption.

Adopted: March 6, 2003

Yeas: 13

Chairperson

Nays: 0

Attest: _____
Secretary