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132 North Elmwood Ave.
P.O. Box 703
Medina, Ohio 44258-0703
Phone: 330-725-8861
Fax: 330-722-9045
www.medinaoh.org

January 11, 2012

Ohio Public Utilities Commission
Docketing Division
180 East Broad Street
Columbus, Ohio 43215-3793

RE: Request for Extension
Case Nos. 10-655-RR-FED and 10-761-RR-STP
Rail Corridor Upgrade, City of Medina, Ohio

Commission:

The Public Utilities Commission of Ohio (PUCO) directed the Wheeling and Lake Erie Railway (Wheeling) to complete rail corridor upgrades and install active warning devices at grade crossings in the City of Medina by December 9, 2011.

On December 2, 2011 Wheeling requested a thirty (30) day extension of time to complete this project; on December 7, 2011 the PUCO granted this extension request.

Completion of this project involved funding, support and participation from several agencies, one of which is the City of Medina. In addition to financial support, the City of Medina is responsible for upgrading its existing vehicle traffic signal control systems at three (3) existing intersections adjacent to three (3) rail crossings. The project will result in a preemption interconnect between the City's and Wheeling's facilities. The locations of the three crossings are as follows:

1. 002-085L S. Huntington Street*
2. 002-088G S. Court Street*
3. 002-089N S. Broadway Street*

The City of Medina has determined that since the estimated cost of completion of the City's portion of this work exceeds \$25,000, this project had to be publicly bid (in lieu of awarding based on a proposal process). City processes requires City Council to authorize all publicly bid projects. The City and Wheeling entered into a reimbursement agreement for this improvement in late November, 2011. At the same time, City Council passed City of Medina Ordinance No. 170-11 authorizing commencement of the bid process. The City's portion of this work is currently advertised for bidding; bids are due to the City on January 25, 2012. We anticipate awarding this project and issuing a notice to proceed for the work by February 1, 2012.

With regards to project completion, various equipment and material vendors have informed us to expect a four to six week delivery period; various contractors have told us to expect one to two weeks field installation

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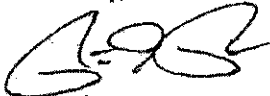
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Technician
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time for this project. Based on those discussions, the City's bid documents for this project include a mandatory contractual completion date of April 13, 2011. I note, upon completion there will be a period of time necessary to coordinate with Wheeling & Lake Erie to complete final testing and start up operations of the new equipment. Anticipating one to two weeks for that work, along with a few days for potential unforeseen or unavoidable delays (weather, etc.); we believe a May 1, 2012 final completion should be anticipated.

To summarize The City of Medina agrees with and fully supports Wheeling and Lake Erie's request for a time extension to May 1, 2012.

Thank you for your consideration, please feel free to contact me by phone (330-722-9034) or via email (ppatton@medinaoh.org) with any questions or comments.

Sincerely,



Patrick J. Patton, PE
City Engineer
City of Medina, Ohio

C: Jill Henry, George Martin / PUCO
Dan Reinsel/Wheeling & Lake Erie Railway