



LORAIN COUNTY COMMISSIONERS



Michelle Hung
President

David J. Moore
Vice President

Matt Lundy
Member

July 22, 2021

Ken Carney
LC Engineer
247 Hadaway Street
Elyria, Ohio 44035

Dear Mr. Carney:

Lorain County Board of Commissioners adopted Resolution #21-470, on July 21, 2021 entering into an Agreement for Maintenance with the City of Elyria for a portion of Indian Hollow Road in Carlisle Township.

This is being forwarded for your information along with the document. Once Engineer executes, please return a copy for my files.

Sincerely,

Theresa L. Upton
Clerk

tlu/enclosure

Cc: Melissa Tursack, Purchasing
File

RECEIVED
2021 JUL 22 PM 3:23
KEN CARNEY
LORAIN COUNTY ENGINEER

a.13

RESOLUTION NO. 21-470

In the matter of entering into an Agreement)
for Maintenance with the City of Elyria for)
a portion of Indian Hollow Road in Carlisle)
Township)

July 21, 2021

WHEREAS, the City of Elyria and Lorain County have recently approved plans and specifications for the Harvest Meadow Subdivision which includes frontage along Indian Hollow Road; and

WHEREAS, the Lorain County Engineer has determined that an Agreement for Maintenance is required between both agencies to outline the maintenance and future capital improvements of this section of Indian Hollow Road; and

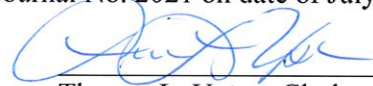
WHEREAS, the City of Elyria and the Lorain County Engineer have prepared an Agreement for Maintenance Of A Portion of Indian Hollow Road; and

WHEREAS, the City of Elyria has approved and executed the Agreement for Maintenance Of A Portion of Indian Hollow Road.

NOW, THEREFORE BE IT RESOLVED, by the Lorain County Board of Commissioners that we hereby approve the Agreement for Maintenance Of A Portion of Indian Hollow Road.

Motion by Hung, seconded by Moore to adopt Resolution. Upon roll call the vote taken thereon, resulted as: Ayes: Hung, Moore & Lundy / Nays: None
Motion carried.

I, Theresa L. Upton, Clerk to the Lorain County Board of Commissioners do hereby certify that the above Resolution No. 21-470 is a true copy as it appears in Journal No. 2021 on date of July 21, 2021



Theresa L. Upton, Clerk

AGREEMENT FOR MAINTENANCE OF A PORTION OF INDIAN HOLLOW ROAD

A. The Lorain County Engineer and the City of Elyria agree to share equally the cost of maintenance of a portion of Indian Hollow Road (County Road No. 26), sixty feet wide, within these geographic boundaries: The 1,471 feet long length of Indian Hollow Road that is adjacent to the north and south limits of the Harvest Meadow Subdivision in the City of Elyria. Said boundaries extend from the monument box at the centerline of Mardun Road about 64 feet to the north, and 1,407 feet to the south. Said shared maintenance shall include: Repair, resurfacing, rehabilitation, reconstruction or replacement of said road's asphalt pavement, road base, shoulders, berms, drainage system and appurtenances.

B. Furthermore, the parties mutually agree that the City of Elyria, at its sole cost, provide or construct and repair or maintain any widening, or any other improvement of said road, roadway drainage system, and appurtenances, including construction of turning lanes, sidewalks, erection and replacement of traffic control signalization and signage, or provision and maintenance of street lighting system, that the City of Elyria, in its sole judgment, deems necessary.

C. Furthermore, the parties mutually agree that Lorain County shall maintain, at its sole cost, all ordinary, necessary and appropriate maintenance, repair and upkeep to the road and appurtenances that consist of the following: Removal of snow and ice, and application of abrasives; Mowing and control of roadside vegetation; Application of pavement markings; Repair or replacement of uniform traffic control signs; Emergency repair, storm damage cleanup and removal of obstacles; Inspection; All other ordinary, necessary and appropriate maintenance, repair and upkeep.

D. City of Elyria shall be the responsible party for liabilities arising out of or resulting from the City's performance of its responsibilities and obligations under paragraph (B) of this Agreement.

E. The Lorain County Board of Commissioners and Lorain County Engineer shall be the responsible party for liabilities arising out of or resulting from the County or Engineer's performance of its responsibilities and obligations under paragraph (C) of this Agreement.

F. This agreement shall remain in effect for an indefinite term from its date of execution; however, it may be revised or terminated by mutual agreement. The parties shall review this agreement upon any proposal of further subdivision or annexation of territory along Indian Hollow Road.

This Agreement dated this 21st day of July, 2021.

CITY OF ELYRIA

By: 

Frank Whitfield, Mayor

Approved as to form:

By: 

AJSA Law Director

LORAIN COUNTY BOARD OF COMMISSIONERS

By: 

Michelle Hung, President

Approved as to form:

By: 

Prosecuting Attorney

LORAIN COUNTY ENGINEER

By: 