



GEAUGA COUNTY BOARD OF COMMISSIONERS

James W. Dvorak Timothy C. Lennon Ralph Spidalieri

470 Center Street, Building 4 • 12611 Ravenwood Drive, Suite 350 • Chardon, Ohio 44024

July 11, 2023

JoAnna Santilli, Director
Geauga Transit
12555 Merritt Road
Chardon, Ohio 44024

Dear Ms. Santilli:

Please be advised that during session on July 11, 2023, the Board of County Commissioners took the following action:

Motion: by Commissioner Lennon, seconded by Commissioner Dvorak to approve and execute the First Addendum to the Interagency Transit Service Agreement between the Geauga County Board of Commissioners and Laketran to amend the terms in Section 4 and Section 10 with all other remaining terms and conditions remaining in full force and effect.

| | | |
|------------------------|--------------------------------|------------|
| <i>Roll Call Vote:</i> | <i>Commissioner Lennon</i> | <i>Aye</i> |
| | <i>Commissioner Dvorak</i> | <i>Aye</i> |
| | <i>Commissioner Spidalieri</i> | <i>Aye</i> |

Very truly yours,

Christine Blair
Commissioners' Clerk

c: Auditor's Office
LakeTran
Budget and Finance Manager

FIRST ADDENDUM

This Addendum is made as of the 18 day of July, 2023, by and between the Geauga County Board of Commissioners, 12611 Ravenwood Dr., Suite 350, Chardon, Ohio (“County”) and Laketran, 555 Lakeshore Blvd, Painesville, Ohio 44077 (“Laketran”) (collectively referred to as “Parties.”)

This Addendum shall be the First Addendum to the Interagency Transit Service Agreement (“Interagency Agreement”) executed on May 7, 2023, by the County and Laketran. A copy of the original Interagency Agreement is attached hereto.

The Parties agree to amend the Interagency Agreement as follows:

Section 4 – Term shall be replaced in its entirety with the following paragraphs:

The term of this Agreement shall commence on the date first noted above and will terminate upon mutual consent of the Parties or subject to the termination provisions in Sections 11 and 12.

(a) With the exception of funds described in subsection (e) below, the County will transfer all physical assets, documents and records, and funds, as described herein, to Laketran no later than July 28, 2023.

(b) Laketran shall hire the Geauga Transit employees and require the employees to begin employment with Laketran on July 1, 2023.

(c) Laketran shall fully administer each and every aspect of the shared ride public transportation system in Geauga County and assume full control and operation of the Geauga Transit facility on Merritt Drive in Chardon on July 1, 2023.

(d) As of July 1, 2023, the Geauga County Auditor shall retain limited authority through September 30, 2023 with respect to fiscal filing and reporting functions, including but not limited to, wages, taxes, OPERS benefits, and other required fiscal issues.

(e) It is agreed by the Parties that Twenty Thousand Dollars (\$20,000.00) shall be held without the accrual of interest by the Geauga County Treasurer in order for the Geauga County Auditor to satisfy any and all encumbrances, make necessary filings, and such funds shall be accounted for and final balances remitted no later than September 30, 2023; provided further, that any remaining balance of the aforementioned Twenty Thousand Dollars (\$20,000.00) be paid to Laketran after such encumbrances are satisfied, necessary

filings are made and final balances are remitted by the Geauga County Auditor as provided herein.

In addition, Section 10 – Personal Liability, shall be replaced in its entirety with the following paragraphs:

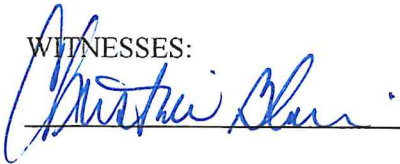
No officer, director, trustee, commissioner, or employee of Laketran, the County or Geauga County shall be personally liable for the performance of the terms of this Agreement unless otherwise provided under federal or state law.

Additionally, Laketran agrees to release and forever discharge the Geauga County Auditor and ADP Chief Administrator from personal liability, for any claims, actions, causes of action, or demands for damages on account of or arising out of or in any manner connected to post-separation functions related to this Agreement.

All of the remaining terms and conditions of the Interagency Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this instrument to be executed as of the day and year first above written.

WITNESSES:




7-18-2023
Date

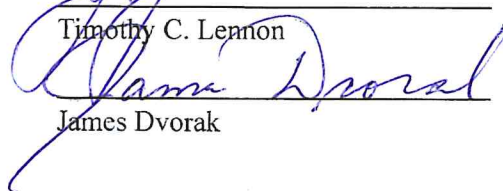
**GEAUGA COUNTY BOARD OF
COMMISSIONERS**



Ralph Spidalieri, President

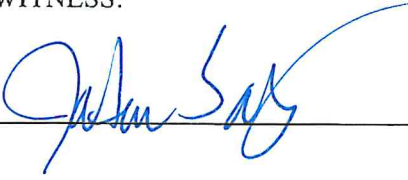


Timothy C. Lennon



James Dvorak

WITNESS:



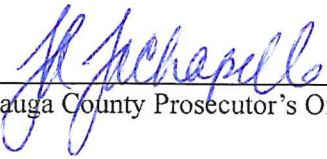
7/7/23
Date

LAKETRAN:

By: 

Title: CEO

Approved as to Form:



Geauga County Prosecutor's Office

7-17-23
Date

Approved as to Form:



Thrasher, Dinsmore & Dolan LPA

7/6/23
Date



CERTIFICATE OF COVERAGE

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE COVERAGE DOCUMENT BELOW

COMPANY AFFORDING COVERAGE:

Ohio Transit Risk Pool
One Park Centre Dr., #300
Wadsworth, OH 44281
Phone: 330-334-6877 Fax: 330-336-7150

MEMBER:

Laketran
555 Lakeshore Blvd.
Painesville, OH 44077


LAK-2023-11

THE COVERAGE DOCUMENTS LISTED BELOW HAVE BEEN ISSUED TO THE MEMBER NAMED ABOVE FOR THE COVERAGE PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM, OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT, WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE COVERAGE AFFORDED BY THE DOCUMENTS DESCRIBED HEREIN ARE SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH DOCUMENTS.
LIMITS OF COVERAGE: OTRP WILL NOT PAY MORE THAN THE APPLICABLE LIMITS OF COVERAGE SHOWN IN THE DECLARATIONS THAT RESULT FROM ANY ONE OCCURRENCE IN THE EVENT OF A MULTIPLE LINES LOSS OTRP'S OCCURRENCE. LIMIT STATED IN THE DECLARATION PAGE SHALL APPLY.

| TYPE OF COVERAGE | COVERAGE DOCUMENT # | EFFECTIVE DATE | EXPIRATION DATE | LIMITS |
|---|---------------------|----------------|-----------------|---------------------------------|
| GENERAL LIABILITY Commercial General Liability | OTRP-MOC[L]-2023 | 12/01/22 | 11/30/23 | Each Occurrence \$10,000,000.00 |
| AUTOMOBILE LIABILITY | | | | |
| PROPERTY ____ A/PD ____ Commercial | | | | |
| EMPLOYER'S LIABILITY | | | | |
| OTHER COVERAGES | | | | |

CANCELLATION: Should any of the above described coverages be cancelled before the expiration date thereof, the issuing company will endeavor to mail 30 days written notice to the Certificate Holder named below. But failure to mail such notice shall impose no obligation or liability of any kind upon the Company, its Agents or Representatives.

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS
Geauga County Board of Commissioners listed as an additional insured for General Liability

| | |
|---------------------|--|
| CERTIFICATE HOLDER: | AUTHORIZED SIGNATURE:  5/23/2023 (Date) |
|---------------------|--|



Memorandum of Coverage: OTRP-MOC[L]-2023
Endorsement: END-006

“ASSUMPTION OF CONTRACTUAL LIABILITY”
ENDORSEMENT

THIS ENDORSEMENT CHANGES THE MOC, PLEASE READ IT CAREFULLY

This endorsement attaches to, and forms part of, OTRP-MOC[L]-2023 and modifies the terms provided under the following: **Subject to all terms and limitations, this endorsement shall only grant coverage as required under the agreement between the parties.**

Laketran

Agreement between Laketran and Geauga County Board of Commissioners, 12611 Ravenwood Dr., Ste 350, Chardon, OH, 44024, effective from June 30, 2023 until terminated by either party.

Adopted by OTRP Board: June 23, 2023

Effective: June 1, 2023 (12:01 a.m. Eastern Standard Time)

Subject otherwise to all terms, clauses and conditions of OTRP-MOC[L]-2023