



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: April 21, 2021

To: Mark F. Miller, City Manager

From: Robert Bruner, Assistant City Manager
Robert C. Maleszyk, Chief Financial Officer
Lisa Burnham, Accounting Manager
Kurt Bovensiepe, Public Works Director
William J. Huotari, City Engineer

Subject: Agreement for Traffic Control Device – Coolidge Highway and Square Lake Road
(Signal No. 85) - Project No. 21.106.5

History:

The existing traffic signal at Coolidge Highway and Square Lake Road is proposed to be modernized or upgraded as part of the Road Commission for Oakland County (RCOC) 2021 Traffic Signal Upgrade program. This intersection includes only City of Troy roads (Coolidge Highway and Square Lake Road). Troy therefore has a 100% share of the project cost and the RCOC has no share of the project cost. The RCOC is however providing the design of the traffic signal modernization, at no cost to the City, and including the modernization in their 2021 program.

Ownership and maintenance of traffic signals is based on road jurisdiction (number of legs of an intersection) or entities that benefit from the traffic signal. Costs are shared proportionately based on the percentage jurisdiction and/or benefitting entities.

Financial:

The estimated total project cost is \$300,000 and will be paid for entirely by the City of Troy. Funds for Troy's share of the work are included in the 2022 Major Road Fund. The City is invoiced once the work is complete, so funds will not be spent until after July 1, 2021.

Recommendation:

Staff recommends that City Council approve the attached Agreement for Traffic Control Device (Signal No. 85) between the City of Troy and the Board of County Road Commissioners of Oakland County at an estimated cost to the City of Troy of \$300,000 for the traffic signal modernization at the intersection of Coolidge Highway and Square Lake Road.

Furthermore, staff recommends that the Mayor and City Clerk be authorized to execute the agreement.


Legal Review:

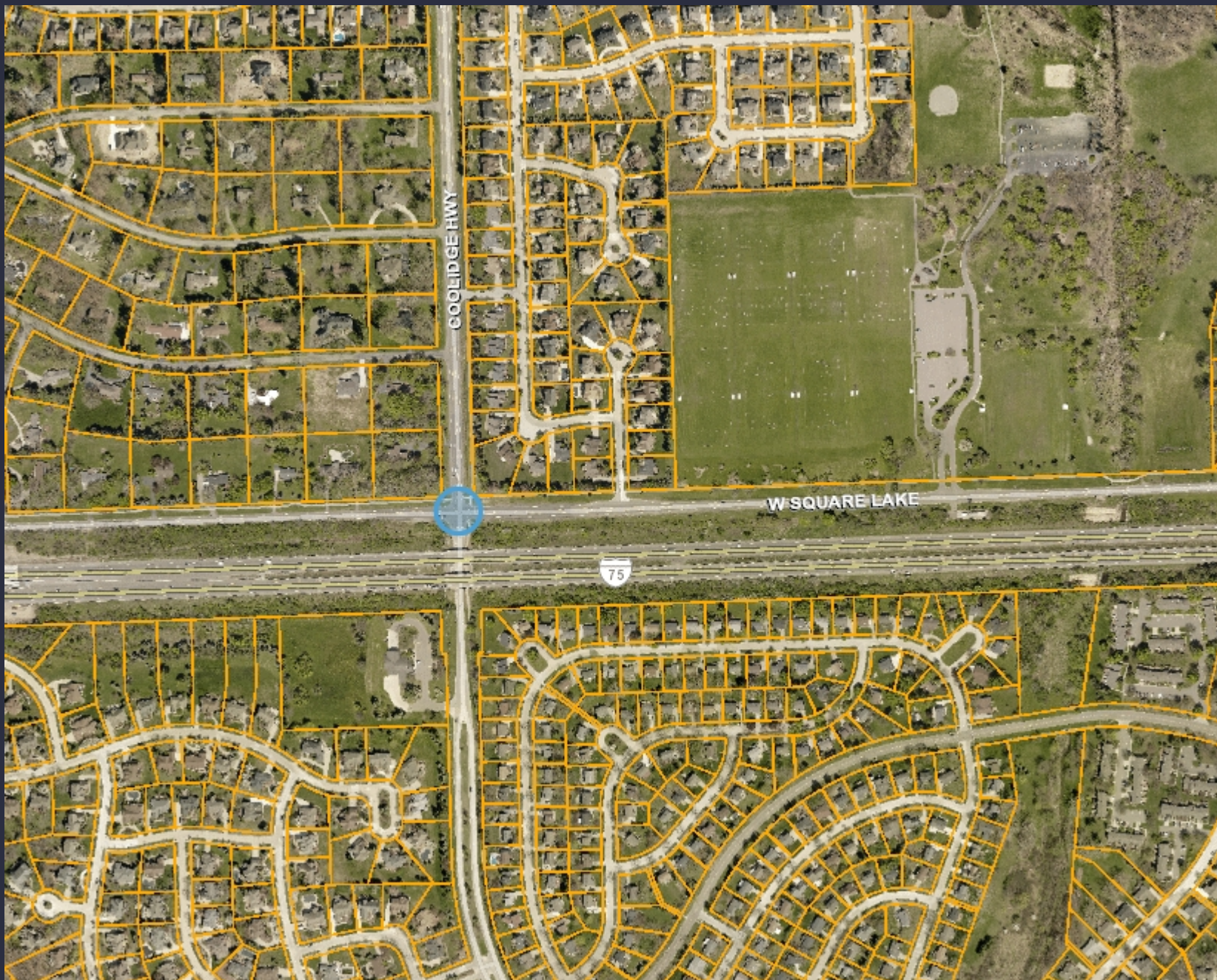
This item was submitted to the City Attorney for review pursuant to City Charter Section 3.17.



GIS Online

Legend:

 Tax Parcel



Notes:

Map Scale: 1=716

Created: April 8, 2021



Note: The information provided by this application has been compiled from recorded deeds, plats, tax maps, surveys, and other public records and data. It is not a legally recorded map survey. Users of this data are hereby notified that the source information represented should be consulted for verification.

**STATE OF MICHIGAN
BOARD OF COUNTY ROAD COMMISSIONERS
OAKLAND COUNTY
AGREEMENT FOR TRAFFIC CONTROL DEVICE**

Type of Work: Traffic Signal Modernization and Maintenance

Location: Coolidge Highway and Square Lake Road

**Signal No: 85
Date Effective:**

Under authority of state law and by virtue of resolution formally adopted by their respective governing bodies, the under-signed hereby agree to participate in the cost of installation, removal, maintenance, modernization and operation of the above traffic control device on the basis of the following division of costs. (Title to equipment shall remain with the purchasing agency, unless purchased for roads not under the jurisdiction of the Board of County Road Commissioners of the County of Oakland.) Invoices for costs are to be billed monthly by the Road Commission for Oakland County ("RCOC").

DIVISION OF COSTS

AGENCY	MODERNIZATION		MAINTENANCE
	Percent	Estimated Cost	Percent
City of Troy	100 %	\$ 300,000.00	100 %
Total	100 %	\$ 300,000.00	100 %

It is further agreed that the RCOC will be the agency invoiced for energy billings and/or communications billings ("BILLINGS"). The RCOC will pay the invoices for the BILLINGS and subsequently invoice the CITY OF TROY seeking reimbursement for payment of the BILLINGS pursuant to the division of costs stated above. The RCOC's payment of the BILLINGS shall be included as maintenance costs on the RCOC invoice to the CITY OF TROY.

It is further agreed that the agency responsible for making original and replacement installations and performing maintenance shall be the RCOC. The CITY OF TROY is the agency responsible for the costs related to installation. The CITY OF TROY is the agency responsible for participating in maintenance costs, and the RCOC will invoice the CITY OF TROY for the maintenance costs pursuant to the division of costs stated above.

CITY OF TROY shall pay all RCOC invoices within 30 days of the date of the invoice.

Each party to this agreement will remain responsible for any and all claims arising out of its own acts and/or omissions during the performance of the agreement, as provided by this agreement or by law. In addition, this is not intended to increase or decrease either party's liability for or immunity from tort claims. This agreement is also not intended to nor will it be interpreted as giving either party a right of indemnification, either by contract or by law, for claims arising out of the performance of this agreement.

In the event the traffic control device referred to in this agreement is located on a road or street that is under the jurisdiction of the RCOC and by virtue of this agreement will be maintained by an agency other than the RCOC, then and in that event the said agency hereby acknowledges that it is undertaking the RCOC's duty to maintain the said traffic control device, further agrees to provide insurance coverage protecting the RCOC, and further agrees to provide a Certificate of Insurance acceptable to the RCOC upon the agency's execution of this agreement.

This agreement is terminable on thirty days written notice by any party. The CITY OF TROY shall pay any outstanding invoices upon written notice of the termination, and the final invoice shall be paid immediately upon receipt.

**APPROVED:
ROAD COMMISSION FOR OAKLAND COUNTY**

Date_____

By_____

Danielle Deneau, P.E.
DIRECTOR OF TRAFFIC-SAFETY
Title of Authorized Official

**APPROVED:
CITY OF TROY**

Date_____

By_____

MAYOR OF TROY
Title of Authorized Official

CITY OF TROY

Date_____

By_____

CITY CLERK
Title of Authorized Official

*Certified copy of resolution must be submitted with this form for new installations.