



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, Controller
Kurt Bovensiepe, Public Works Director
William J. Huotari, City Engineer

Subject: Cost Participation Agreement for 2021 Concrete Replacement Program with RCOC

History:

Through our continued partnership with the Road Commission for Oakland County (RCOC) and our willingness to use outside funding to improve roads in Troy, federal funds were secured in addition to Tri-Party program funds and RCOC funds, all of which will be used to rehabilitate multiple County roads in Troy under two (2) contracts. One contract was bid through MDOT with Dilisio Contracting, Inc. being the low bidder. The second contract was bid through the RCOC with Cipparrone Contracting, Inc. being the low bidder.

The proposed work will remove and replace deteriorated concrete pavement on various County roads, including: John R, Livernois, Dequindre, Big Beaver, Maple, Crooks and Long Lake Roads.

RCOC designed both projects and will perform the resulting construction engineering (inspection, testing and project management) at no cost to the project or city. Construction has started on the maintenance project on Crooks Road using RCOC maintenance funds. Additional work areas on Crooks Road and Long Lake Road are predicated on Troy approving the attached agreement. Work on the MDOT portion of the project is anticipated to start later this spring, again predicated on Troy approving the attached agreement.

Financial:

The estimated total project cost is \$7,125,000. Exhibit A provides details as to each agency's share of the project costs. Troy's share of the project is estimated at \$711,938. RCOC share is \$1,919,031. Oakland County share is \$394,031. Federal Funds in the amount of \$4,100,000 are available for the remainder of the project cost. Funds for Troy's share of the work are included in the 2021 Major Road Fund.

Recommendation:

Staff recommends that City Council approve the attached Cost Participation Agreement between the City of Troy and the Board of County Road Commissioners for Oakland County for the removal and replacement of concrete pavement on various County roads in the amount of \$7,125,000 with the City of Troy share estimated at \$711,938. Furthermore, staff recommends that the Mayor and City Clerk be authorized to execute the agreement.



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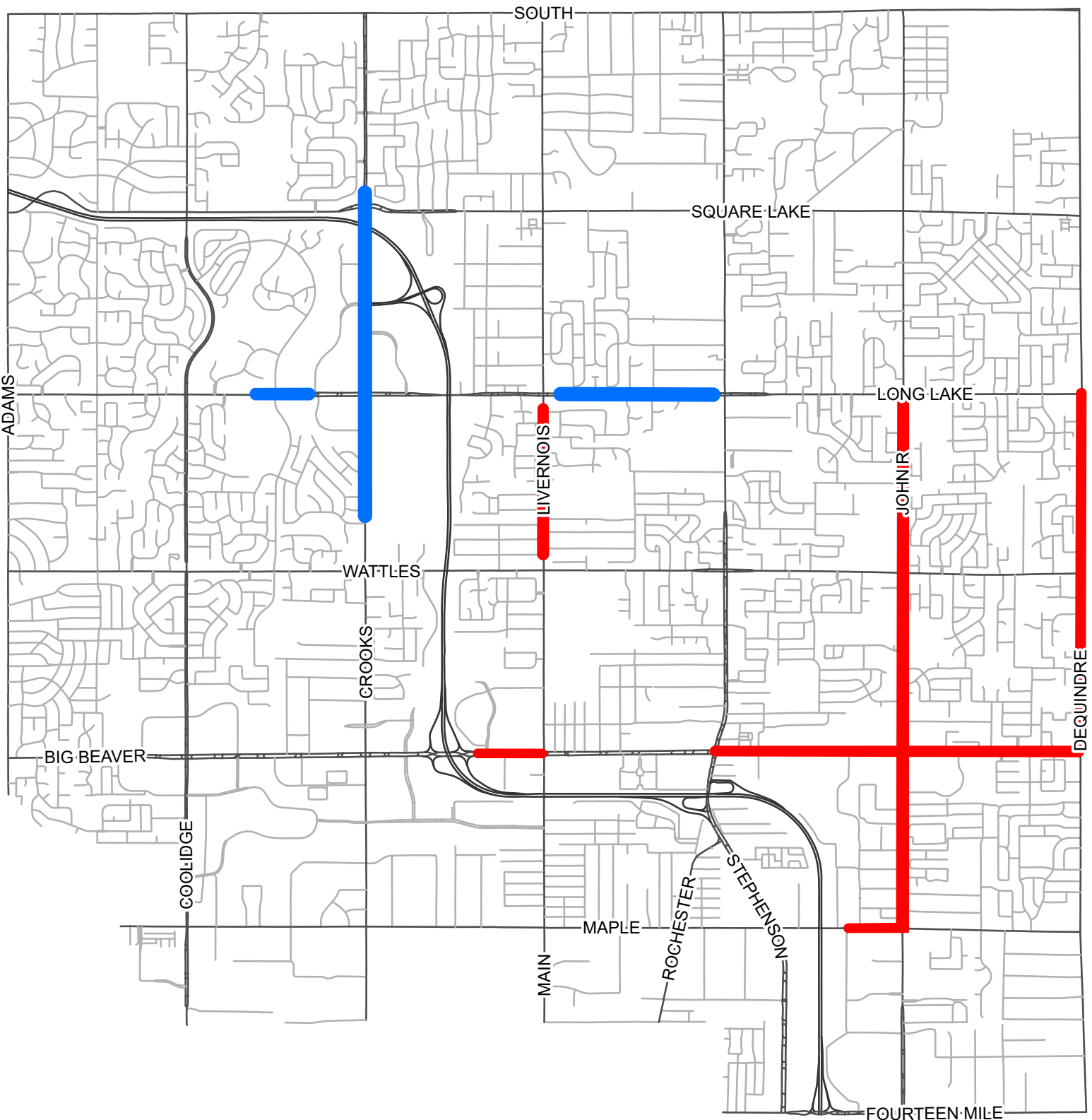
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Legal Review:

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

WJH/G:\Contracts\Contracts - 2021\21-xx RCOC_Troy CPR\City Council Item\To CC re 2021 Concrete Replacement Program_Cost Participation Agreement_r1.docx

2021 Concrete Replacement Program



2021 Concrete Replacement

- MDOT
- Maintenance



COST PARTICIPATION AGREEMENT

CONSTRUCTION

2021 Concrete Replacement Program

Various County Roads

City of Troy

Board Project No. 55521

This Agreement, made and entered into this ____ day of _____, 2021, by and between the Board of County Road Commissioners of the County of Oakland, Michigan, hereinafter referred to as the BOARD, and the City of Troy, hereinafter referred to as the COMMUNITY, provides as follows:

WHEREAS, the BOARD and the COMMUNITY have programmed the concrete replacement work on various county roads, as described in Exhibit "A", attached hereto, and made a part hereof, which improvements involve roads under the jurisdiction of the BOARD and within the COMMUNITY, which improvements are hereinafter referred to as the PROJECT; and

WHEREAS, the estimated total cost of the PROJECT is \$7,125,000 (PART 1 = \$2,000,000 Maintenance Department Concrete Program & PART 2 = \$5,125,000 Engineering Department Project); and

WHEREAS, said PROJECT (Part 1 and 2) involves certain designated and approved Tri-Party Program funding in the amount of \$1,182,093, which amount shall be paid through equal contributions by the BOARD, the COMMUNITY and the Oakland County Board of Commissioners, hereinafter referred to as the COUNTY; and

WHEREAS, the BOARD will enter into a contract with MDOT for partial funding of the PROJECT (Part 2) with federal program dollars under the Surface Transportation Program Emergency Relief funds in the amount of \$4,100,000; and

WHEREAS, the BOARD, as the requesting party therein, will be the party financially responsible to MDOT to bear all costs of the PROJECT (Part 2) in excess of federal funds, hereinafter referred to as the LOCAL SHARE; and

WHEREAS, the BOARD and the COMMUNITY have reached a mutual understanding regarding the cost sharing of the PROJECT and wish to commit that understanding to writing in this Agreement.

NOW, THEREFORE, in consideration of the mutual covenants set forth herein and in conformity with applicable law, it is hereby agreed between the COMMUNITY and the BOARD that:

1. The COMMUNITY approves of the PROJECT, declares its public necessity, and authorizes the BOARD to perform or cause to be performed, and complete the PROJECT along with all administration in reference thereto.
2. The PROJECT shall include total payments to the contractor. Any costs incurred by the BOARD prior to this agreement date shall be allowable.
3. The estimated total PROJECT cost for PART 1 is \$2,000,000 and shall be invoiced and funded proportionately and simultaneously as follows:
 - a. Tri-Party Program funding in the amount of \$1,000,000.
 - b. The BOARD shall contribute the construction engineering.
 - c. The BOARD shall also contribute \$1,000,000 toward the PROJECT.
 - d. Any PART 1 PROJECT costs above the \$2,000,000 will be funded 100% by the BOARD.
4. The estimated LOCAL SHARE for PART 2 is \$1,025,000 and shall be invoiced and funded proportionately and simultaneously as follows:
 - a. Tri-Party Program funding in the amount of \$182,093.
 - b. The COMMUNITY shall contribute \$317,907 toward the LOCAL SHARE.
 - c. The BOARD shall contribute the construction engineering.

- d. The BOARD shall contribute \$525,000 toward the LOCAL SHARE.
 - e. Any PART 2 costs above \$1,025,000 will be funded 100% by the BOARD.
- 5. Upon execution of this agreement, the BOARD shall submit an invoice to the COMMUNITY in the amount of \$711,938 (being 100% of the COMMUNITY'S Tri-Party contribution for Part 1 & 2 and 100% of the COMMUNITY'S contribution for Part 2).
 - 6. After execution of this agreement and approval by the COUNTY, the BOARD shall submit an invoice to the COUNTY in the amount of \$394,031 (being 100% of the COUNTY'S Tri-Party contribution for Part 1 & 2).
 - a. The invoice shall be sent to:

Lynn Sonkiss, Manager of Fiscal Services
Executive Office Building
2100 Pontiac Lake Road, Building 41 West
Waterford, MI 48328
 - 7. Upon receipt of said invoice(s), the COMMUNITY and the COUNTY shall pay to the BOARD the full amount thereof, within thirty (30) days of such receipt.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and date first written above.

BOARD OF ROAD COMMISSIONERS OF THE
COUNTY OF OAKLAND
A Public Body Corporate

By_____

Its_____

CITY OF TROY

By_____

Its_____

EXHIBIT A
TRI-PARTY PROGRAM
 2021 Concrete Replacement Program
 Various County Roads
 City of Troy
 Board Project No. 55521

Concrete slab replacement on various county roads in the City of Troy.

ESTIMATED PROJECT COST

Part 1 - Maintenance Department	\$2,000,000
Part 2 - Engineering Department	\$5,125,000
TOTAL FOR PART 1 & 2	\$7,125,000
Less Federal Funds for Part 2	\$4,100,000
Total Estimated Project Cost	<u><u>\$3,025,000</u></u>

COST PARTICIPATION BREAKDOWN

	COMMUNITY	COUNTY	BOARD	TOTAL
PART 1:				\$0
FY2020 Tri-Party Program	\$195,213	\$195,213	\$195,214	\$585,640
FY2021 Tri-Party Program	\$138,120	\$138,120	\$138,120	\$414,360
Contribution	\$0	\$0	\$1,000,000	\$1,000,000
PART 2:				
FY2021 Tri-Party Program	\$60,698	\$60,698	\$60,697	\$182,093
Contribution	\$317,907	\$0	\$525,000	\$842,907
TOTAL SHARES	\$711,938	\$394,031	\$1,919,031	\$3,025,000