



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 Bovensiep, Public Works Director  
William J. Huotari, City Engineer

Subject: Cost Participation Agreement for Road Work on Adams, Long Lake to Square Lake

### **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, National Highway Performance Program (NHPP) funds were secured and will be used to rehabilitate Adams Road, between Long Lake and Square Lake Roads. This is the final mile of Adams Road to be rehabilitated and will complete Adams Road between Big Beaver and South Boulevard.

The proposed project will mill (grind off) the pavement and overlay it with asphalt; provide widenings for extensions of center, right turn and passing lanes; modernize the traffic signal; upgrade pedestrian crossings to comply with American's with Disabilities Act (ADA) requirements; and improve drainage where necessary.

RCOC designed the project and will perform the resulting construction engineering (inspection, testing and project management) at no cost to the project or city. Construction will take place in the summer of 2021. Tree clearing and utility relocation has already started so that road work can commence without delay.

### **Financial:**

The estimated total project cost is \$2,834,202. Exhibit A provides details as to each agencies share of project costs. Troy's share of the project is estimated at \$300,000. RCOC share is \$1,234,118. NHPP Funds in the amount of \$1,300,084 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 rehabilitation of Adams Road, from Long Lake Road to Square Lake Road in the amount of \$2,834,202 with the City of Troy share estimated at \$300,000. Furthermore, staff recommends that the Mayor and City Clerk be authorized to execute the agreement.



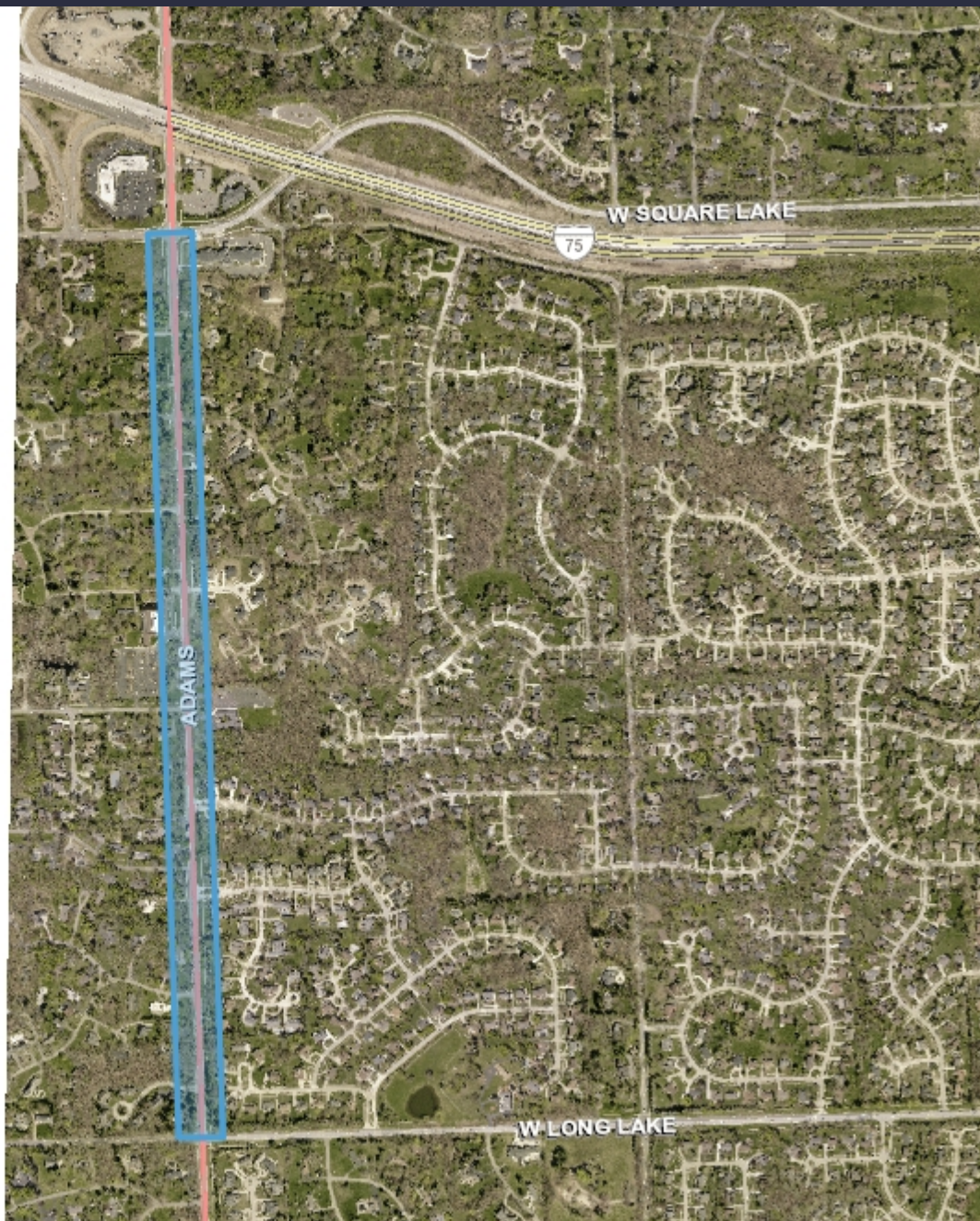
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## **CITY COUNCIL AGENDA ITEM**

### **Legal Review:**

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

WJH/G:\Contracts\Contracts - 2021\21xx RCOC Adams Rd. Reconstruction Long Lake to Square Lake\City Council Item\To CC re Adams\_Long Lake to Square Lake\_Cost Participation Agreement\_r1.docx



Notes:



# **COST PARTICIPATION AGREEMENT**

## **CONSTRUCTION**

Adams Road

Long Lake Road to Square Lake Road

City of Troy

Board Project No. 55271

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, in cooperation with the Michigan Department of Transportation, hereinafter referred to as MDOT, have programmed the resurfacing of Adams Road from Long Lake Road to Square Lake Road, including the traffic signal modernization at Adams Road and Long Lake Road, 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 \$2,834,202; and

WHEREAS, the BOARD will enter into a contract with MDOT for partial funding of the PROJECT with federal program dollars under the National Highway Performance Program in the amount of \$1,300,084; and

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

WHEREAS, all the parties hereto have reached a mutual understanding regarding the cost sharing for the LOCAL SHARE 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 and MDOT 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 LOCAL SHARE is \$1,534,118 and shall be invoiced and funded proportionately and simultaneously as follows:
  - a. The COMMUNITY shall contribute \$300,000 toward the LOCAL SHARE and the BOARD shall contribute \$1,234,118 toward the LOCAL SHARE, simultaneously.
  - b. Any costs above the BOARD contribution of \$1,234,118 and the COMMUNITY contribution of \$300,000 will be funded 100% by the BOARD.
4. Upon execution of this agreement, the BOARD shall submit an invoice to the COMMUNITY in the amount of \$300,000 (being 100% of the COMMUNITY'S contribution).
5. The total actual LOCAL SHARE will be determined from the records of the BOARD upon completion of State financial audits of the PROJECT and a final determination of the total federal funds used on the PROJECT. Final adjustments in the financial obligations of the parties hereto will be made upon completion of the required audits.
6. Upon receipt of said invoice, the COMMUNITY 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

Adams Road

Long Lake Road to Square Lake Road

City of Troy

Board Project No. 55271

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Resurfacing of Adams Road from Long Lake Road to Square Lake Road including the traffic signal modernization at Adams Road and Long Lake Road.

ESTIMATED PROJECT COST
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Contractor Payments	\$2,834,202
Less Federal Funds	<u>\$1,300,084</u>
Total Estimated Local Share	<u><u>\$1,534,118</u></u>

COST PARTICIPATION BREAKDOWN
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	COMMUNITY	BOARD	TOTAL
Contribution	\$300,000	\$1,234,118	\$1,534,118
TOTAL SHARES	\$300,000	\$1,234,118	\$1,534,118