



500 West Big Beaver
Troy, MI 48084
troymi.gov



CITY COUNCIL AGENDA ITEM

Date: June 27, 2022

To: Mark F. Miller, City Manager

From: Robert Bruner, Assistant City Manager
Robert C. Maleszyk, Chief Financial Officer
Dee Ann Irby, Controller
Kurt Bovensiepe, Public Works Director
William J. Huotari, City Engineer

Subject: Cost Participation Agreement for Road Work on Maple Road, Rochester Road to Dequindre Road – Project No. 15.105.6

History:

The attached cost participation agreement details costs associated with the resurfacing of Maple Road, from Rochester Road to Dequindre Road.

City Council previously approved the cost participation agreement for Maple Road, Coolidge Highway to Rochester Road by Resolution # 2022-05-071-J-8 (May 23, 2022). The contractor, Cadillac Asphalt, has agreed to extend their unit prices to the remainder of Maple Road allowing the City and RCOC to take advantage of lower unit prices. In addition, the extension and ultimately completion of Maple Road removes a conflict with another joint RCOC/Troy project on 14 Mile that will be under construction in the spring and summer of 2023.

RCOC designed, received bids and will perform the resulting construction engineering (inspection, testing and project management) at no cost to the project or city. Construction on Phase 1 (Coolidge Highway to Rochester Road) is already underway. The contractor started at Coolidge Highway and will continue working their way to the east to the end of the project limits at Dequindre Road.

Financial:

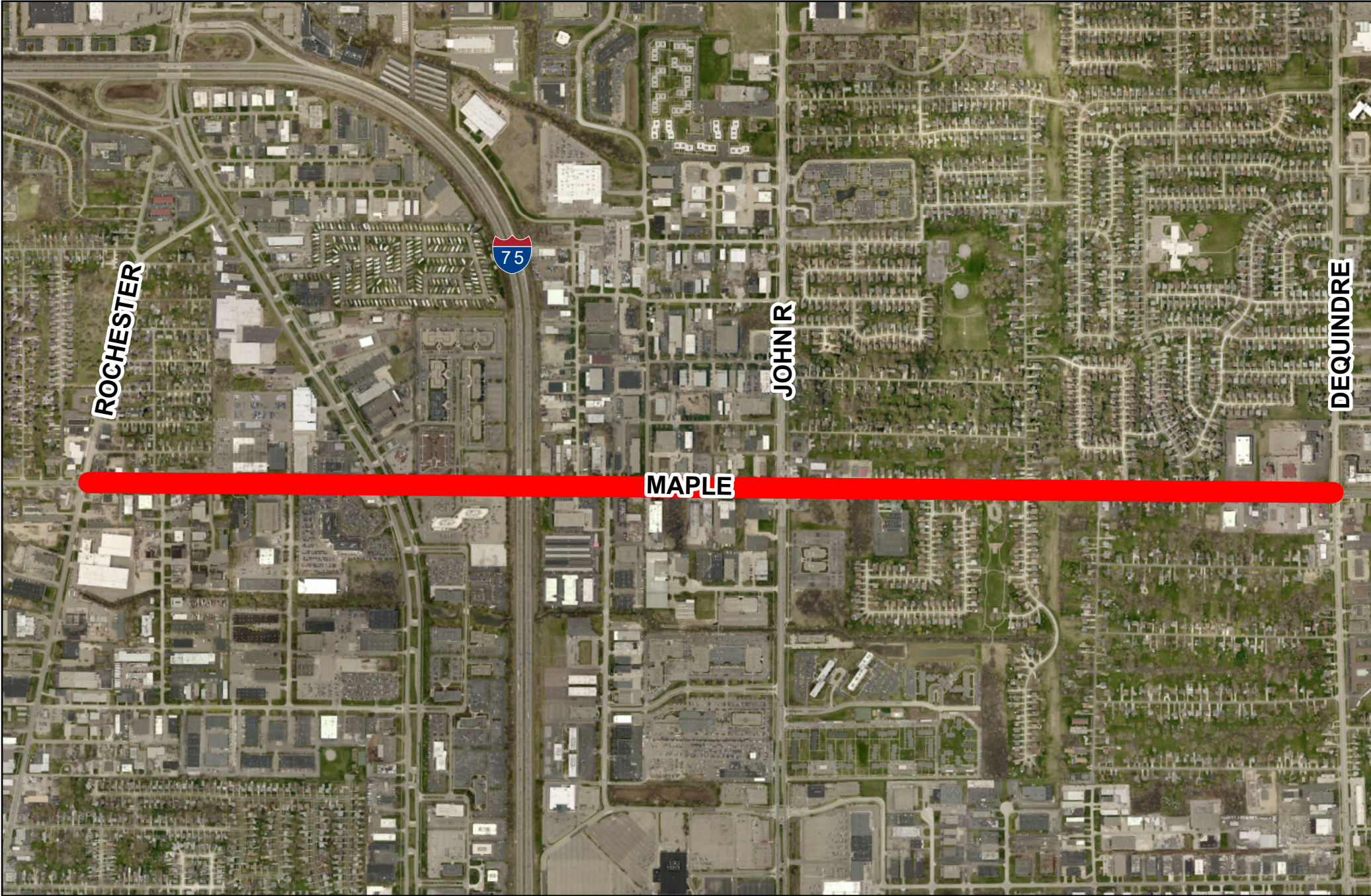
The estimated total project cost is \$1,350,000. Exhibit A provides details as to each agencies share of the project costs. Project costs are to be split by Troy (\$225,000); Oakland County (\$225,000); and RCOC (\$900,000) based on the use of Tri-Party program funds. Funds for Troy's share of the work are included in the proposed 3-Year Capital Budget for Major Roads. The RCOC will invoice the city for our share after February 1, 2023 (\$80,416) and February 1, 2024 (\$144,584), respectively.

Recommendation:

Staff recommends that City Council approve the attached Cost Participation Agreement between the City of Troy and the Board of Road Commissioners of the County of Oakland for the resurfacing of Maple Road, from Rochester Road to Dequindre Road in the amount of \$1,350,000 with the City of Troy share estimated at \$225,000. 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.



**Pavement Resurfacing
Maple - Rochester to Dequindre**



COST PARTICIPATION AGREEMENT

CONSTRUCTION

Maple Road

Rochester Road to Dequindre Road

City of Troy

Board Project No. 56901

This Agreement, made and entered into this ____ day of _____, 2022, 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 resurfacing of Maple Road from Rochester Road to Dequindre 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 \$1,350,000; and

WHEREAS, said PROJECT involves certain designated and approved Tri-Party Program funding in the amount of \$675,000, 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 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 is \$1,350,000 and shall be allocated in the following order:

- a. Tri-Party Program funding in the amount of \$675,000.

The Tri-Party Program funds of \$675,000 includes \$241,247 from fiscal year 2023 and \$433,753 from fiscal year 2024 which has not yet been announced. If these funds are not available, the COMMUNITY shall be responsible for the \$675,000 share.

- b. The BOARD shall contribute \$675,000 toward the PROJECT.
- c. Any PROJECT costs above the total PROJECT of \$1,350,000 will be funded 50% by the BOARD and 50% by the COMMUNITY. The COMMUNITY'S 50% will be funded first with any available Tri-Party Program funds. If no Tri-Party Program funds are available, any PROJECT costs above \$675,000 will be funded 100% by the COMMUNITY.

4. After February 1, 2023, the BOARD shall submit an invoice to the COMMUNITY in the amount of \$80,416 (being 100% of the COMMUNITY'S fiscal year 2023 Tri-Party Program contribution).

After February 1, 2024, the BOARD shall submit an invoice to the COMMUNITY in the amount of \$144,584 (being 100% of the COMMUNITY'S fiscal year 2024 Tri-Party Program contribution).

After February 1, 2023, the BOARD shall submit an invoice to the COUNTY in the amount of \$80,416 (being 100% of the COUNTY'S fiscal year 2023 Tri-Party contribution).

After February 1, 2024, the BOARD shall submit an invoice to the COUNTY in the amount of \$144,584 (being 100% of the COUNTY'S fiscal year 2024 Tri-Party Program contribution).

a. The invoice shall be sent to:

Lynn Sonkiss, Manager of Fiscal Services
Executive Office Building
2100 Pontiac Lake Road, Building 41 West

5. 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_____

By_____

Its_____

EXHIBIT A
TRI-PARTY PROGRAM
Maple Road
Rochester Road to Dequindre Road
Complete Name of City of Troy
Board Project No. 56901

Resurfacing of Maple Road from Rochester Road to Dequindre Road.

ESTIMATED PROJECT COST

Contractor Payments: \$1,350,000

Total Estimated Project Cost: **\$1,350,000**

COST PARTICIPATION BREAKDOWN

	COMMUNITY	COUNTY	BOARD	TOTAL
TRI-PARTY PROGRAM	\$225,000	\$225,000	\$225,000	\$675,000
Contribution			\$675,000	\$675,000
TOTAL SHARES	\$225,000	\$225,000	\$900,000	\$1,350,000