



500 West Big Beaver  
Troy, MI 48084  
troymi.gov



## CITY COUNCIL AGENDA ITEM

Date: July 19, 2021

To: Mark F. Miller, City Manager

From: Robert J. 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: 2022 Oakland County Local Road Improvement Program  
New King Drive - Project No. 20.106.5

### **History:**

The Oakland County Local Road Improvement Program was established in 2016 by the Oakland County Board of Commissioners to assist local cities and villages with maintenance and improvements on local roads under their jurisdiction.

This program provides limited financial assistance to Oakland County cities and villages. Local municipalities must match funding from Oakland County. Communities are allocated funds based upon a formula consisting of road miles, population and crash data.

This program is more flexible than the current Tri-Party Road Program. It allows Oakland County to assist its cities and villages with maintenance and safety projects on non-county roads for the purposes of improving economic development in Oakland County cities and villages. Project funding is to be utilized solely for the purposes of road improvements to roads under the jurisdiction of local cities and villages and must be real capital improvements to roadways (no administrative expenses, personnel, consultants, etc.). Non-motorized projects do not qualify. Projects authorized under this program must contribute to the purpose of encouraging and assisting businesses to locate and expand within the county.

### **Project Information:**

The project submitted for consideration and subsequently approved by the Committee for 2022 is for the removal and replacement of select concrete pavement on New King Drive, Corporate to the north end and New King Drive, east to Crooks.

### **Financial:**

The 2022 Local Road Improvement Matching Fund program amount for Troy is \$414,190. The estimated cost of the work on New King is \$650,000. Troy's share of the work on New King will be funded with 2022 Oakland County Local Road Improvement Program funds in the amount of \$207,095 and Major Road Capital funds in the amount of \$235,810 or a total Troy share of \$442,905. The Board of Commissioners of the County of Oakland share is \$207,095.



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Funds are included in the 2023 Major Road Fund (Account No. 401.447.479.7989.201065).

### **Recommendation:**

Staff recommends that City Council approve the attached Cost Participation Agreement between the City of Troy and the Board of Commissioners of the County of Oakland for the Local Road Improvement Program in the amount of \$650,000 at an estimated cost to the City of Troy of \$442,905 for the removal and replacement of select concrete pavement on New King Drive, Corporate to the north end and New King Drive, east to Crooks. Funds are included in the 2023 Major Road Fund (Account No. 401.447.479.7989.201065). 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.

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NEW KING

NEW KING

CROOKS

CORPORATE







May 23, 2022

Greetings,

We are pleased to inform you that the Board of Commissioners has approved your application for funding under the 2022 Local Road Improvement Program. Poor conditions on our roads create an impediment to the economic development of our community and diminish the excellent quality of life our residents expect. Oakland County is proud to be a partner with your local government to provide much needed investment in our local transportation infrastructure.

**For execution, you will receive a separate email requesting a digital signature on your Cost Participation Agreement.** This email will come from JoAnn Stringfellow at the email address: [echosign@echosign.com](mailto:echosign@echosign.com). If you are not the designated signer, please click the “**DELEGATE**” link in the email and enter the name and email address of the appropriate individual. Following approval by your governing authority as applicable, and execution of the agreement, please electronically sign the agreement. If you require additional signature lines, please email [aubrya@oakgov.com](mailto:aubrya@oakgov.com). All signers will automatically receive a digital sealed copy of the executed document for your records.

After you receive the digital sealed and executed agreement, you can invoice our Management and Budget office as instructed in the agreement for payment.

If you have any questions regarding the program or agreement, please feel to contact Amy Aubry, Analyst of the Board of Commissioners, at 248-425-7056 or [aubrya@oakgov.com](mailto:aubrya@oakgov.com).

Sincerely,

The Oakland County Board of Commissioners

## **LOCAL ROAD IMPROVEMENT MATCHING FUND PROGRAM**

### **COST PARTICIPATION AGREEMENT**

Concrete slab replacement on New King Drive (Corporate to Crooks Road)

City of Troy

Board Project No. 2022-32

This Agreement, made and entered into this \_\_\_\_\_, by and between the Board of 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 has established the Local Road Improvement Matching Fund Program, hereinafter the PROGRAM, for the purposes of improving economic development in Oakland County cities and villages. The terms and policies of the PROGRAM are contained in Attachment A. The BOARD intends the PROGRAM to assist its municipalities by offering limited funds, from state statutory revenue sharing funds, for specific, targeted road maintenance and/or improvement projects on roadways under the jurisdiction of cities and villages; and

WHEREAS, the BOARD shall participate in a city or village road project in an amount not exceeding 50% of the cost of the road improvement, hereinafter referred to as the PROJECT, and also not exceeding the Preliminary Distribution Formula as it relates to the COMMUNITY, (Attachment B); and

WHEREAS, the COMMUNITY has identified the PROJECT as the Concrete slab replacement on New King Drive (Corporate to Crooks Road), which improvements involve roads under the jurisdiction of and within the COMMUNITY and are not under the jurisdiction of the Road Commission for Oakland County or state trunk lines; and

WHEREAS, the COMMUNITY has acknowledged and agreed to the BOARD's policies regarding the PROGRAM, Attachment A, and further acknowledge and agree that the PROJECT's purpose is to encourage and assist businesses to locate and expand within Oakland County and shall submit a report to the BOARD identifying the effect of the PROJECT on businesses in the COMMUNITY at the completion of the PROJECT. In addition, the COMMUNITY acknowledges that the program is meant to supplement and not replace funding for existing road programs or projects; and

WHEREAS, the COMMUNITY has acknowledged and agreed that the PROGRAM is expressly established as an annual program and there is no guarantee that the PROGRAM will be continued from year to year. The BOARD anticipates that most PROJECTS funded under the PROGRAM will be completed by the end of calendar year 2022. There is no obligation on behalf of the BOARD to fund either the PROJECT or the PROGRAM in the future; and

WHEREAS the COMMUNITY has acknowledged and agreed that the COMMUNITY shall assume any and all responsibilities and liabilities arising out of the administration of the PROJECT and that Oakland County shares no such responsibilities in administering the PROJECT; and

WHEREAS, the estimated total cost of the PROJECT is \$650,000; and

WHEREAS, said PROJECT involves certain designated and approved Local Road Improvement Matching Funds in an amount not to exceed \$207,095, which amount shall be paid to the COMMUNITY by the BOARD; 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 and BOARD resolution(s), it is hereby agreed between the COMMUNITY and the BOARD that:

1. The BOARD approves of the PROJECT, and in reliance upon the acknowledgements of the COMMUNITY, finds that the PROJECT meets the purpose of the PROGRAM.

2. The BOARD approves of a total funding amount under the PROGRAM for the PROJECT in an amount not to exceed \$207,095. The COMMUNITY shall submit an invoice to the COUNTY in an amount not to exceed \$207,095.

a. The Invoice shall be sent to:

Executive Office Building  
Attn: Sheryl Johnson, Fiscal Services  
2100 Pontiac Lake Road, Building 41 West  
Waterford, MI 48328

3. Upon receipt of said invoice and upon execution of this Agreement, the BOARD shall pay the COMMUNITY in an amount not to exceed \$207,095 from funds available in the PROGRAM.

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

**OAKLAND COUNTY BOARD OF COMMISSIONERS**

By: \_\_\_\_\_  
David T. Woodward

Its: Chairman \_\_\_\_\_

**COMMUNITY**

By: \_\_\_\_\_

Its: \_\_\_\_\_

**COMMUNITY**

By: \_\_\_\_\_

Its: \_\_\_\_\_