



## CITY COUNCIL ACTION REPORT

Date: March 5, 2014

To: Brian Kischnick, City Manager

From: Mark Miller, Director of Economic and Community Development  
Steve Vandette, City Engineer

Subject: 2014 Tri-Party Program – Concrete Slab Replacement  
Big Beaver, Coolidge to Civic Center

### **History:**

The Tri-Party Program provides funding for projects on County Roads. The City has directed these funds to concrete slab replacements on County roads for the past several years. These funds are used to replace the worst of the worst slabs, but \$300,000 a year is not sufficient funding to repair all areas needed on County roads.

Tri-Party Program funds for 2014 have been programmed for spot concrete slab replacements on Big Beaver, between City Hall and Coolidge as shown on the attached sheets. Federal funds have also been secured to allow for some additional concrete slab replacements as part of this project. Due to the federal funds, the project must be bid through MDOT. Work is anticipated to begin in July or August.

### **Financial:**

The agreement includes \$300,163 for the 2014 Tri-Party program; \$291,000 in federal funds under the National Highway Performance Program (NHPP); \$145,000 for design and construction engineering services by the RCOC; \$72,750 in local match from the RCOC on the NHPP funding; for a total agreement amount of \$808,913.

The City of Troy's share of the Tri-Party program is one-third (1/3) or \$100,054 of the total Tri-Party allocation. The remaining two-thirds (2/3) or \$200,109 is shared equally by the Board and the Oakland County Board of Commissioners (County). There is no city match required for the NHPP funds.

Funds for the City of Troy's share are included in the 2014-2015 Major Road fund.

### **Recommendation:**

Staff recommends that City Council approve the attached Cost Participation Agreement between the City of Troy and the Board of Road Commissioners for Oakland County (Board) for the 2014 Tri-Party Program to be used for concrete slab replacements on County Roads at an estimated cost to the City of Troy of \$100,054. Furthermore, staff recommends that the Mayor and City Clerk be authorized to execute the agreements.

**COST PARTICIPATION AGREEMENT**

**CONSTRUCTION**

2014 NHPP/Tri-Party Concrete Replacement

Big Beaver Road

Coolidge Highway to Civic Center Drive

City of Troy

Board Project No. 52201

This Agreement, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2014, by and between the Board of Road Commissioners for 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 various concrete slab replacement on Big Beaver Road from Coolidge Highway to Civic Center Drive, 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 \$808,913; 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 \$291,000; and

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

WHEREAS, the COMMUNITY'S share of said LOCAL MATCH involves certain designated and approved Tri-Party Program funding in the amount of \$300,163, which 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, all the parties hereto have reached a mutual understanding regarding the cost sharing for the LOCAL MATCH 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 preliminary engineering, construction engineering, and total payments to the contractor.
3. The estimated total LOCAL MATCH is \$517,913 and shall be funded in the following order:
  - a. Tri Party Program funding in the amount of \$300,163.
  - b. The BOARD shall contribute \$217,750 toward the LOCAL MATCH (\$145,000 for preliminary/construction engineering and \$72,750 for the Local Match on NHPP).
  - c. Any PROJECT costs above the Tri-Party Program funding of \$300,163 and the BOARD contribution of \$217,750 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 \$100,054 (being 100% of the COMMUNITY'S Tri-Party contribution).
5. After execution of this agreement and approval by the COUNTY, the BOARD shall submit an invoice to the COUNTY in the amount of \$100,054 (being 100% of the COUNTY'S Tri-Party contribution).

- a. The invoice shall be sent to:

Mr. Tim Soave, Manager of Fiscal Services  
Executive Office Building  
2100 Pontiac Lake Road, Building 41 West  
Waterford, MI 48328

6. The total actual LOCAL MATCH 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.
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 FOR THE  
COUNTY OF OAKLAND  
A Public Body Corporate

By \_\_\_\_\_

Its \_\_\_\_\_

CITY OF TROY

By \_\_\_\_\_

Its \_\_\_\_\_

**EXHIBIT A**  
**TRI-PARTY PROGRAM**  
**2014 NHPP/Tri-Party Concrete Replacement**  
**Big Beaver Road**  
**Coolidge Highway to Civic Center Drive**  
**City of Troy**  
**Board Project No. 52201**

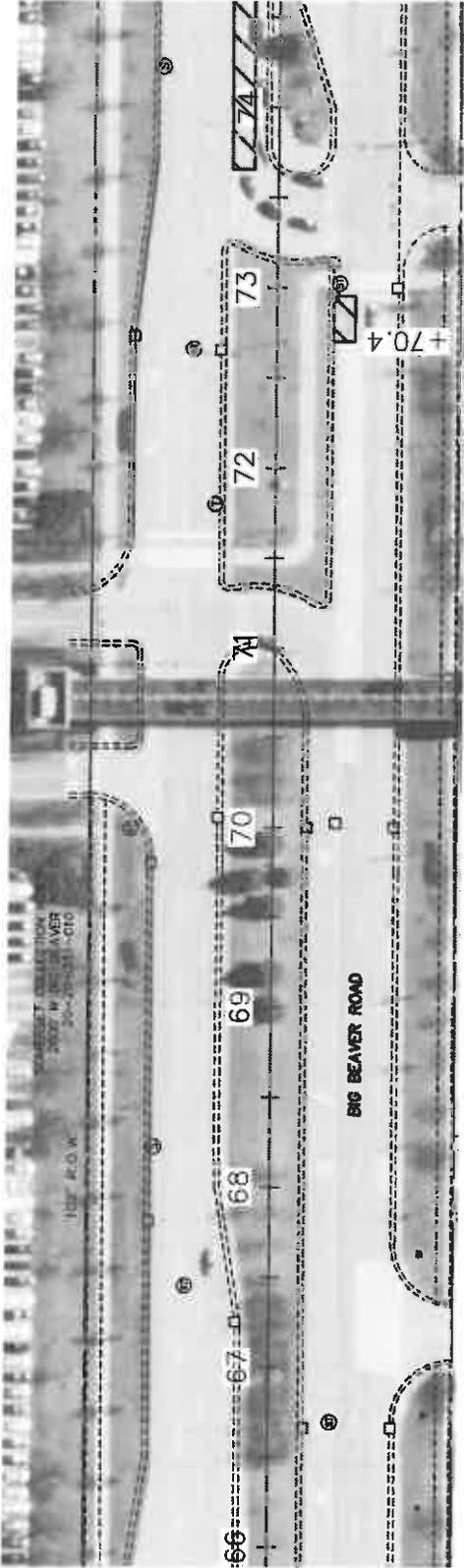
Concrete slab replacement on Big Beaver Road from Coolidge Highway to Civic Center Drive. Construction schedule is July/August 2014.

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| <b>ESTIMATED PROJECT COST</b> |
|-------------------------------|

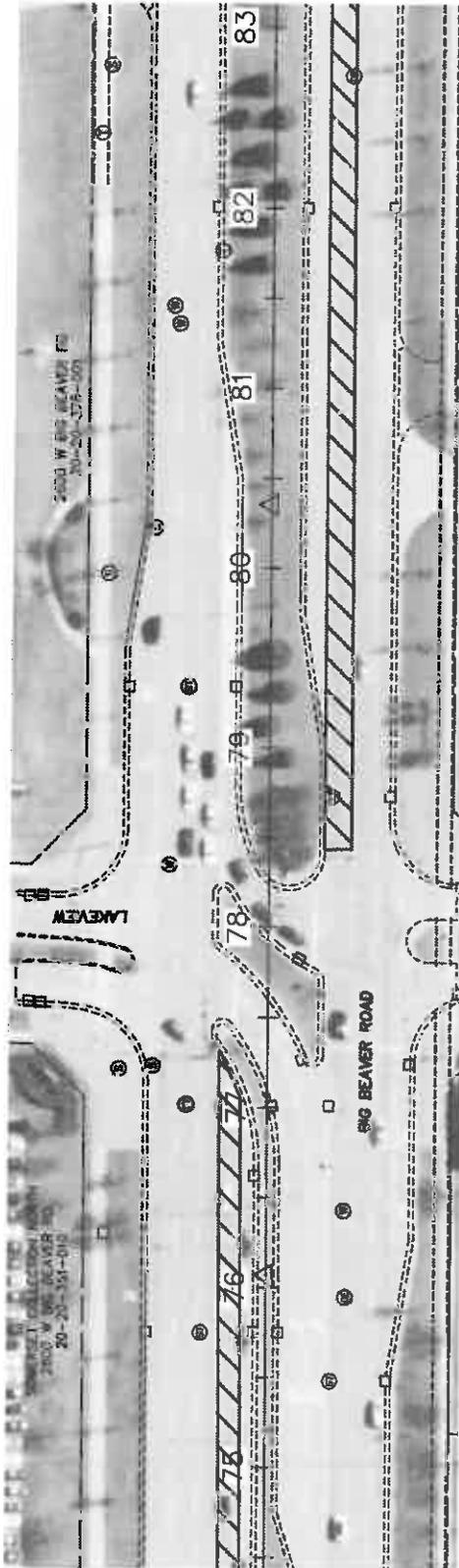
|                                    |                         |
|------------------------------------|-------------------------|
| Contractor Payments                | \$663,913               |
| Preliminary Engineering            | \$50,000                |
| Construction Engineering           | \$95,000                |
| Less Federal Funds                 | <u>\$291,000</u>        |
| <b>Total Estimated Local Share</b> | <b><u>\$517,913</u></b> |

|                                     |
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| <b>COST PARTICIPATION BREAKDOWN</b> |
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|                        | COMMUNITY        | COUNTY           | BOARD            | TOTAL            |
|------------------------|------------------|------------------|------------------|------------------|
| FY14 Tri-Party Program | \$100,054        | \$100,054        | \$100,055        | \$300,163        |
| Contribution           | \$0              | \$0              | \$217,750        | \$217,750        |
| <b>TOTAL SHARES</b>    | <b>\$100,054</b> | <b>\$100,054</b> | <b>\$317,805</b> | <b>\$517,913</b> |



1" = 100'



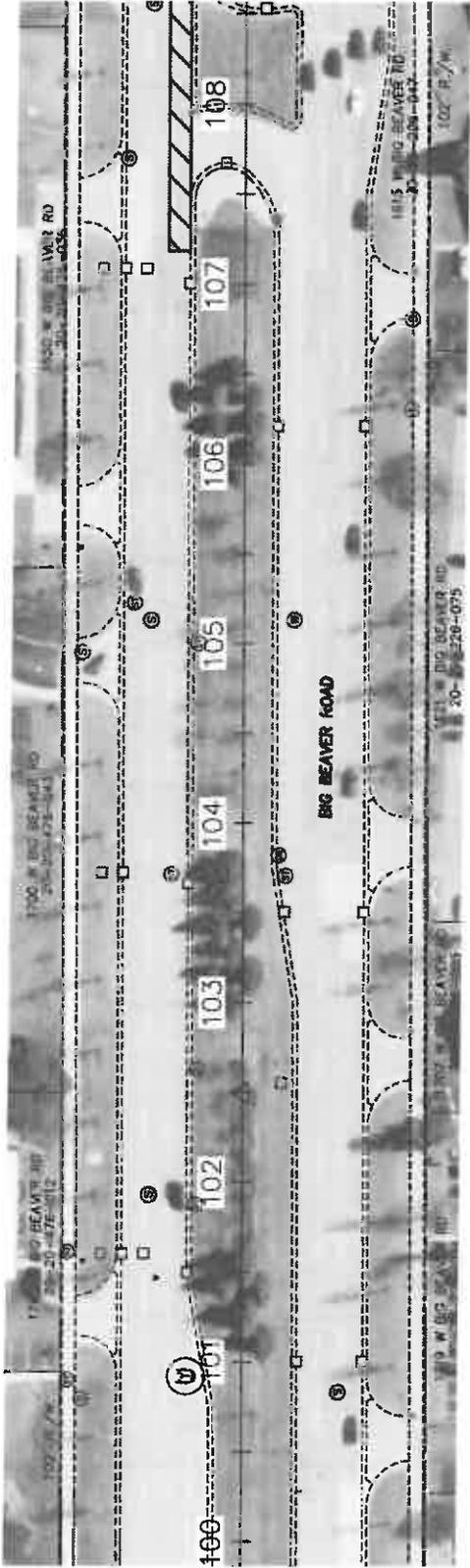
1" = 100'



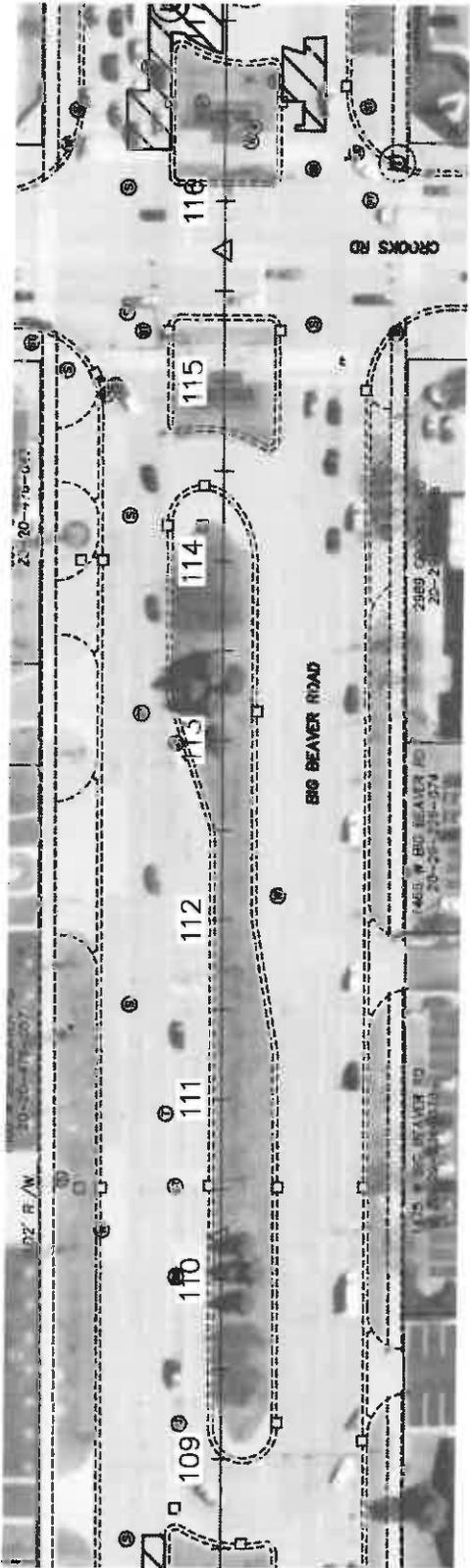
INDICATES AREAS OF PAVEMENT  
TO BE REMOVED AND REPLACED

|  |  |           |             |  |                      |
|--|--|-----------|-------------|--|----------------------|
| <br>ROAD COMMISSION<br>BEVERLY HILLS, MICHIGAN<br>PHONE: 877-858-4804 WEB: WWW.RCOC.MEB.ORG |  | DATE      | PROJECT NO. | BIG BEAVER (COOLIDGE - CIVIC CENTER)<br>PL01 | SCALE: ####          |
|  |  | 2/25/2014 | 52201       |  | SHEET NO: ---- OF ## |





1" = 100'

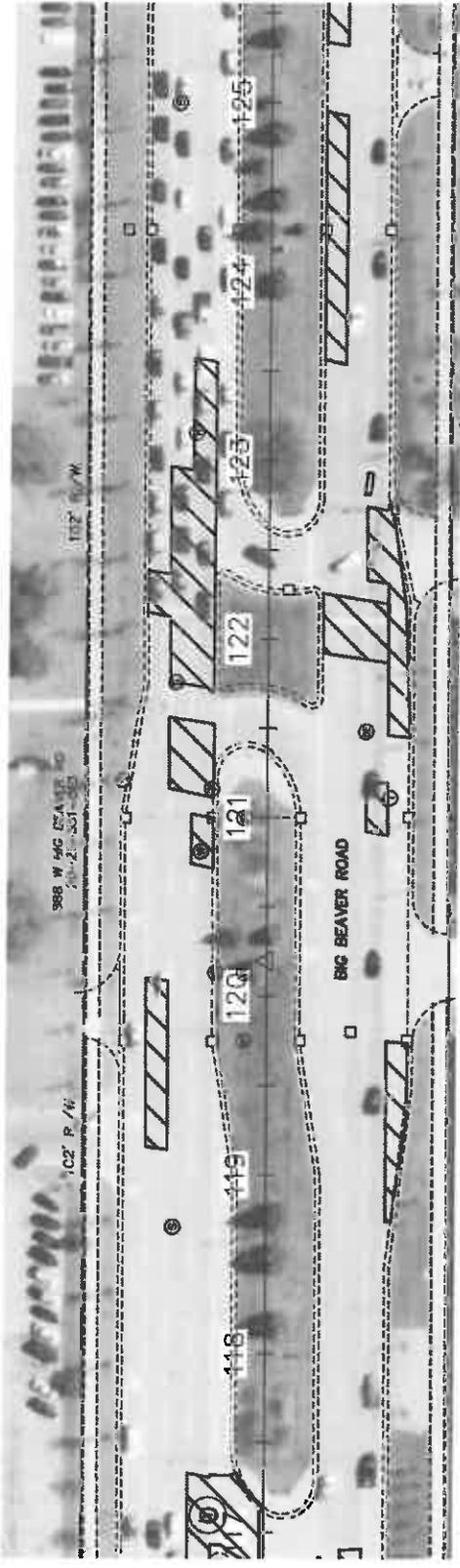


1" = 100'

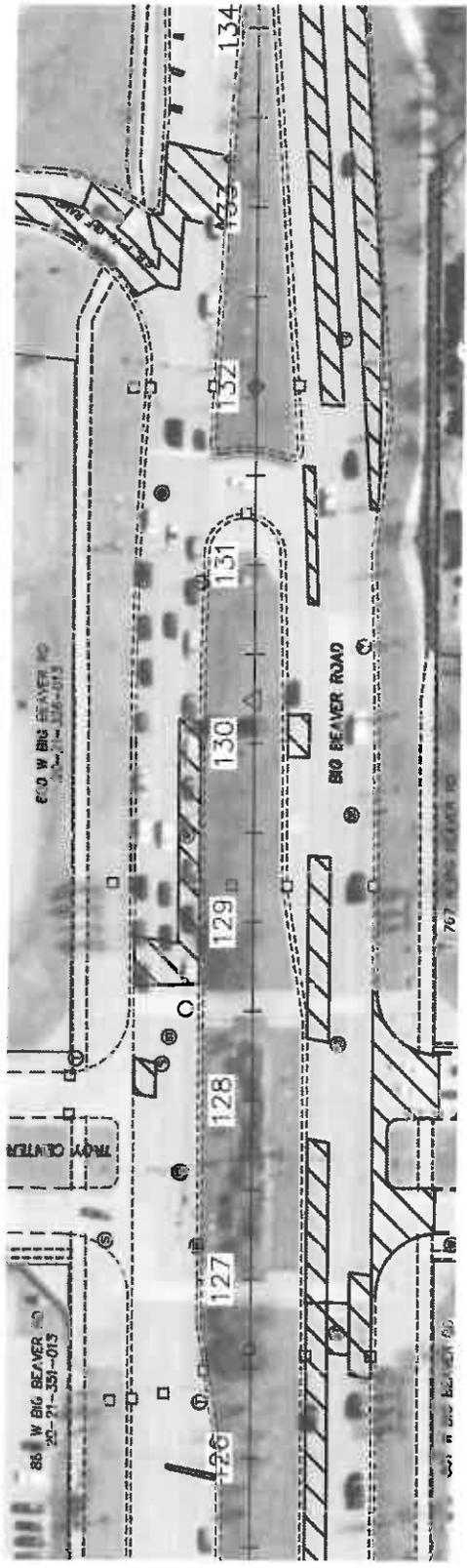


INDICATES AREAS OF PAVEMENT TO BE REMOVED AND REPLACED

|  |  |           |             |  |                     |
|--|--|-----------|-------------|--|---------------------|
|  |  | DATE      | PROJECT NO. | BIG BEAVER (COOLIDGE - CIVIC CENTER)<br>PL03 | SCALE: #####        |
|  |  | 2/25/2014 | 52201       |  | SHEET NO: --- OF ## |



1" = 100'

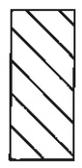
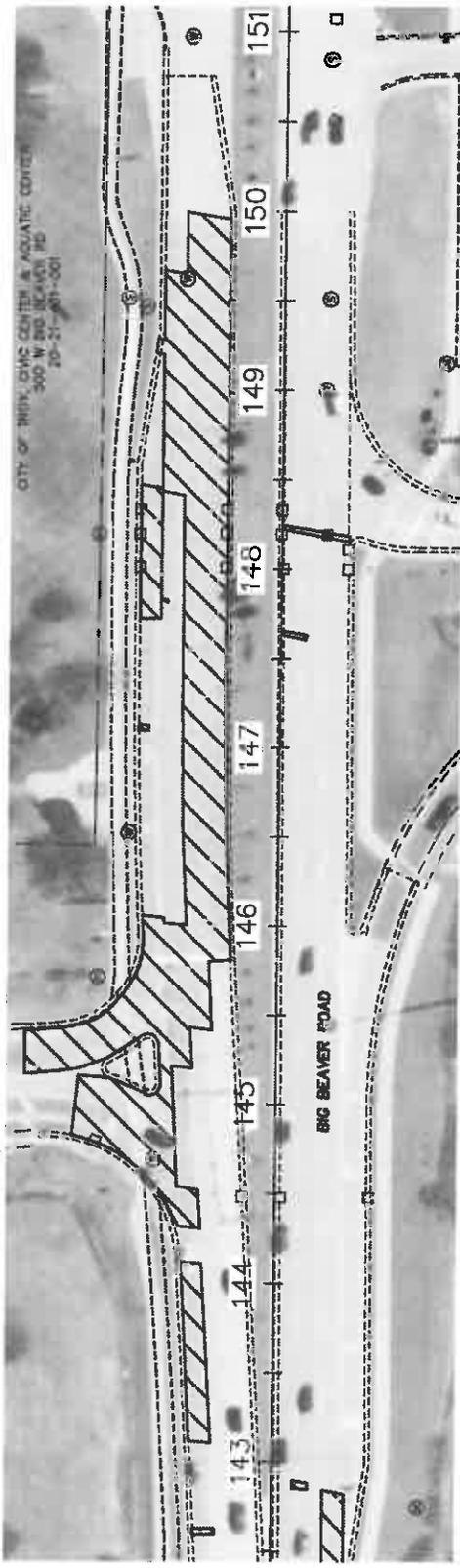
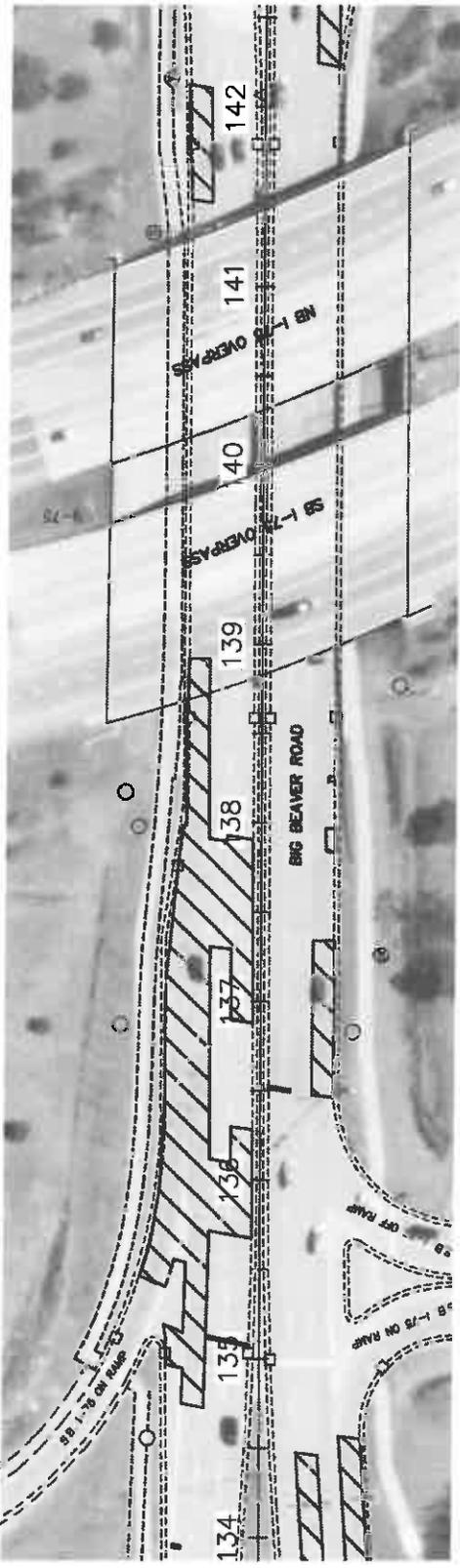


1" = 100'



INDICATES AREAS OF PAVEMENT  
 TO BE REMOVED AND REPLACED

|   |  |           |             |  |                     |
|---|--|-----------|-------------|--|---------------------|
| BEVERLY HILLS, MICHIGAN<br>PHONE: 877-856-4804 WEB: WWW.ROOCWEB.ORG |  | DATE      | PROJECT NO. | BIG BEAVER (COOLIDGE - CIVIC CENTER)<br>PL04 | SCALE: #####        |
|   |  | 2/25/2014 | 52201       |  | SHEET NO: --- OF ## |



INDICATES AREAS OF PAVEMENT  
 TO BE REMOVED AND REPLACED

|   |           |             |  |                     |
|---|-----------|-------------|--|---------------------|
| <b>ROAD COMMISSION</b><br>for OAKLAND COUNTY<br>BEVERLY HILLS, MICHIGAN<br>PHONE: 877-858-4804 WEB: WWW.RCOCWEB.ORG | DATE      | PROJECT NO. | BIG BEAVER (COOLIDGE - CIVIC CENTER)<br>PL05 | SCALE: #####        |
|   | 2/25/2014 | 52201       |  | SHEET NO: --- OF ## |