

COST PARTICIPATION AGREEMENT

ADDITIONAL CONSTRUCTION

Dutton Road

Over Paint Creek

City of Rochester Hills

Board Project No. 55954

This Agreement, made and entered into this _____ day of _____, 2023, 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 Rochester Hills, hereinafter referred to as the COMMUNITY, provides as follows:

WHEREAS, the BOARD has programmed the bridge replacement on Dutton Road over Paint Creek, as described in Exhibit "A", attached hereto which improvements involve a bridge under the jurisdiction of the BOARD and within the COMMUNITY, said improvements are hereinafter referred to as the PROJECT; and

WHEREAS, the PROJECT shall also include the installation of an aluminum fence, water main, and sanitary sewer all together with necessary work, located on Dutton Road over Paint Creek, which improvements are beyond the PROJECT limits, and are hereafter referred to as ADDITIONAL CONSTRUCTION items; and

WHEREAS, the estimated total cost associated with said ADDITIONAL CONSTRUCTION items is \$42,800; and

WHEREAS, the BOARD and the COMMUNITY have reached a mutual understanding regarding the funding of the ADDITIONAL CONSTRUCTION items and wish to commit that understanding to writing in this Agreement.

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

1. The BOARD shall forthwith undertake and complete the PROJECT, including the ADDITIONAL CONSTRUCTION items, as above described, and shall perform the administration in reference thereto.

2. The actual total cost of the ADDITIONAL CONSTRUCTION items, as determined by the BOARD, 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 cost of the ADDITIONAL CONSTRUCTION is \$42,800 and shall be funded by the COMMUNITY. The COMMUNITY also agrees that any cost overages will be funded 100% by the COMMUNITY.
4. Upon execution of this Agreement, the BOARD shall submit an invoice to the COMMUNITY in the amount of \$42,800 (being 100% of the cost of the ADDITIONAL CONSTRUCTION items).
5. Upon receipt of said invoices, the COMMUNITY shall pay to the BOARD the full amount thereof, within thirty (30) days of such receipt.
6. The COMMUNITY shall be responsible for the maintenance of the aluminum fence.

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 Rochester Hills

By _____

Its _____

EXHIBIT A

Dutton Road

Over Paint Creek

City of Rochester Hills

Board Project No. 55954

Installation of an aluminum fence, water main, and sanitary sewer.

ESTIMATED ADDITIONAL CONSTRUCTION COST
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Contractor Payments

\$42,800

COST PARTICIPATION BREAKDOWN

	COMMUNITY	BOARD	TOTAL
Contribution	\$42,800	\$0	\$42,800
TOTAL SHARES	\$42,800	\$0	\$42,800