

## **COST PARTICIPATION AGREEMENT**

### **CONSTRUCTION**

Walton Boulevard  
Adams Road to Livernois Road  
City of Rochester Hills  
Board Project No. 57181

This Agreement, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2024, 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 ROCHESTER HILLS, provides as follows:

WHEREAS, the BOARD and ROCHESTER HILLS, in cooperation with the Michigan Department of Transportation, hereinafter referred to as MDOT, have programmed the resurfacing of Walton Boulevard from Adams Road to Livernois 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 ROCHESTER HILLS, which improvements are hereinafter referred to as the PROJECT; and

WHEREAS, the estimated total cost of the PROJECT is \$4,396,462; and

WHEREAS, the BOARD has entered into an agreement with MDOT in Contract No. 23-5566 under the Surface Transportation Program funds in the amount of \$3,598,504; 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, ROCHESTER HILLS' share of said LOCAL SHARE involves certain designated and approved Tri-Party Program funding in the amount of \$398,979, which amount shall be paid through equal contributions by the BOARD, ROCHESTER HILLS, and the Oakland County Board of Commissioners, hereinafter referred to as the COUNTY; and

WHEREAS, all 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 ROCHESTER HILLS and the BOARD that:

1. ROCHESTER HILLS 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 LOCAL SHARE is \$797,958 and shall be allocated in the following order:
  - a. ROCHESTER HILLS shall contribute one-half of the LOCAL SHARE and has elected to use Tri-Party Program funding in the amount of \$398,979.
  - b. The BOARD shall contribute one-half of the LOCAL SHARE in the amount of \$398,979.
  - c. Any LOCAL SHARE costs above \$797,958 will be shared equally between the BOARD and ROCHESTER HILLS.

4. Upon execution of this agreement, the BOARD shall submit an invoice to ROCHESTER HILLS in the amount of \$132,993 (being 100% of ROCHESTER HILLS Tri-Party contribution).
5. Upon execution of this agreement, the BOARD shall submit an invoice to the COUNTY in the amount of \$132,993 (being 100% of the COUNTY'S Tri-Party contribution).
  - a. The invoice shall be sent to:  
  
Sheryl Johnson, Manager of Fiscal Services  
Executive Office Building  
2100 Pontiac Lake Road, Building 41 West  
Waterford, MI 48328
6. Upon receipt of said invoice(s), ROCHESTER HILLS 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 on 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

## TRI-PARTY PROGRAM

Walton Boulevard

Adams Road to Livernois Road

City of Rochester Hills

Board Project No. 57181

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Resurfacing of Walton Boulevard from Adams Road to Livernois Road.

ESTIMATED PROJECT COST
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Contractor Payments: \$ 4,396,462

Less Federal Surface Transportation Funds: \$ (3,598,504)

Total Estimated Local Share: **\$ 797,958**

COST PARTICIPATION BREAKDOWN
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	COMMUNITY	COUNTY	BOARD	TOTAL
TRI-PARTY PROGRAM	\$132,993	\$132,993	\$132,993	\$398,979
Contribution	\$0	\$0	\$398,979	\$398,979
<b>TOTAL LOCAL SHARES</b>	<b>\$132,993</b>	<b>\$132,993</b>	<b>\$531,972</b>	<b>\$797,958</b>