

## **COST PARTICIPATION AGREEMENT**

### **PRELIMINARY ENGINEERING**

Livernois Road  
Avon Road to Walton Boulevard  
City of Rochester Hills  
Board Project No. 54281

This Agreement, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2018, 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 and the COMMUNITY have programmed the reconstruction of Livernois Road from Avon Road to Walton Boulevard, as described in Exhibit "A", attached hereto, and made a part hereof, which improvements involve roads under the jurisdiction of the BOARD, which improvements are hereinafter referred to as the DESIGN; and

WHEREAS, the estimated total cost of the DESIGN is \$267,000; and

WHEREAS, the parties hereto have reached a mutual understanding regarding the cost sharing of the DESIGN 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 DESIGN, declares its public necessity, and authorizes the BOARD to perform or cause to be performed, and complete the DESIGN along with all administration in reference thereto.
2. The DESIGN shall include preliminary engineering. Any costs incurred by RCOC prior to this agreement date shall be allowable.
3. The estimated total DESIGN cost of \$267,000 shall be shared equally by the BOARD and the COMMUNITY. Each 50% share is estimated to be \$133,500,

respectively. The COMMUNITY also agrees that any cost overages will be funded equally by the BOARD and the COMMUNITY.

4. Upon execution of this Agreement, the BOARD shall submit an invoice to the COMMUNITY for \$66,750 (being 50% of the COMMUNITY'S share of the estimated total DESIGN cost).
5. As additional costs of the DESIGN are incurred, the BOARD shall invoice the COMMUNITY for the remaining 50% of the COMMUNITY'S total contribution.
6. Upon receipt of said invoices, the COMMUNITY 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 ROCHESTER HILLS

By \_\_\_\_\_

Its \_\_\_\_\_

**EXHIBIT A**

Livernois Road

Avon Road to Walton Boulevard

City of Rochester Hills

Board Project No. 54281

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Reconstruction of Livernois Road from Avon Road to Walton Boulevard. The performance of preliminary engineering which may include, but is not limited to a field survey of the project, an environmental assessment, the development of a preliminary plan showing the proposed roadway design and pavement cross section, the identity of potential issues affecting the proposed paving the preparation of a set of plans showing the existing conditions including property lines and rights of way, obtaining utility information and mapping it on the plans, the preparation of final plans and opinions of probable cost, obtaining soil borings in the project area, the preparation of specifications and bid documents and other related work necessary to develop the complete design.

ESTIMATED DESIGN COST
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Preliminary Engineering	\$267,000
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COST PARTICIPATION BREAKDOWN
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	COMMUNITY	BOARD	TOTAL
Contribution	\$133,500	\$133,500	\$267,000
<b>TOTAL SHARES</b>	<b>\$133,500</b>	<b>\$133,500</b>	<b>\$267,000</b>