

**INTERLOCAL COST PARTICIPATION AGREEMENT**  
**BETWEEN CITY OF ROCHESTER HILLS AND ROCHESTER COMMUNITY**  
**SCHOOLS REGARDING TIENKEN ROAD WIDENING PROJECT**

This Agreement (the "Agreement"), is made and effective on July 16, 2018, between the CITY OF ROCHESTER HILLS (the "City"), a Michigan municipal corporation, of 1000 Rochester Hills Drive, Rochester Hills, MI 48309, and the ROCHESTER COMMUNITY SCHOOLS (the "School District"), a Michigan public school district, of 501 W. University, Rochester, MI 48307.

WHEREAS, cities and school districts are authorized under the Urban Cooperation Act, MCL 124.501 et seq to enter into interlocal agreements; and

WHEREAS, the Revised School Code, at MCL 380.1141(2), authorizes a school district to enter into an agreement with a city to pay special assessments for local improvements levied against school property; and

WHEREAS, the City proposes a Project, as depicted in attached Exhibit A, to widen Tienken Road in front of Rochester Adams High School, located at 3200 W. Tienken, Rochester Hills, MI 48306, in order to relieve traffic congestion at this location, and the City and the School District have reached a mutual understanding regarding cost sharing for the project which they desire to commit to writing in the form of this Agreement; and

WHEREAS, it is in the mutual best interests of the City and the School District to proceed with the proposed Project; thus, the City and the School District desire to enter into this Agreement, under which the School District will, through a special assessment to be levied against the Rochester Adams High School property, pay 50% of the construction cost of Project; and

WHEREAS, the estimated total construction cost of the Project is \$205,366.88, as shown in Exhibit A, and the School Districts 50% share of that cost would be \$102,683.44.

THEREFORE, in consideration of the foregoing recitals and the mutual covenants set forth herein, the City and School District agree:

1. The City and the School District approve of the Project, declare its public necessity, determine the Project will specially benefit Rochester Adams High School, and further approve of the City constructing and completing the Project as soon as reasonably possible in 2018.
2. The estimated total construction cost of the Project is \$205,683.44, with the City and the School District each contributing 50% of that cost in the amount of \$102,683.44, each; provided that any overage exceeding 10% shall require the School District's consent before it is incurred and charged to the School District.
3. Any cost overages shall be shared equally and paid 50% by the City and 50% by the School District.
4. As costs of the Project are incurred, the City shall invoice the School District for its 50% share of such construction costs.
5. The parties' total, actual shares of the construction cost of the Project will be determined from the records of the City upon completion and financial audit of the Project.
6. The School District's share of the construction cost of the Project shall be deemed and considered to be a special assessment to be levied against the Rochester Adams High School, located at 3200 W. Tienken Road, Rochester Hills, MI 48306.
7. The School District shall pay the City's invoices within thirty (30) days of receipt.
8. The Parties shall do all things reasonably necessary or appropriate to carry out the


terms and provisions of this Agreement and to aid and assist each other in proceeding with and completing the Project.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement.

**CITY OF ROCHESTER HILLS**

**ROCHESTER COMMUNITY SCHOOLS**

By: \_\_\_\_\_  
Bryan K. Barnett, Mayor

By:  \_\_\_\_\_  
Robert Shaner, Ph.D., Superintendent