

COST PARTICIPATION AGREEMENT

CONSTRUCTION

Southfield Road
11 Mile Road to 12 Mile Road
City of Lathrup Village
Board Project No. 56921

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 Lathrup Village, hereinafter referred to as LATHRUP, provides as follows:

WHEREAS, the BOARD and LATHRUP, in cooperation with the Michigan Department of Transportation, hereinafter referred to as MDOT, have programmed the resurfacing of Southfield Road from 11 Mile Road to 12 Mile 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 LATHRUP, which improvements are hereinafter referred to as the PROJECT; and

WHEREAS, the estimated total cost of the PROJECT is \$4,986,486; and

WHEREAS, the BOARD has entered into an agreement with MDOT in Contract No. 24-5018 under the Surface Transportation Program funds in the amount of \$3,956,949; 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, LATHRUP'S share of said LOCAL SHARE involves certain designated and approved Tri-Party Program funding in the amount of \$438,721, which amount shall be paid through equal contributions by the BOARD, LATHRUP, 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 LATHRUP and the BOARD that:

1. LATHRUP 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 \$1,029,537 and shall be allocated in the following order:
 - a. LATHRUP shall contribute a total of \$152,095 toward the non-participating LOCAL SHARE of the project.
 - b. LATHRUP shall contribute one-half of the remaining LOCAL SHARE and has elected to use Tri-Party Program funds in the amount of \$438,721.
 - c. The BOARD shall contribute one-half of the remaining LOCAL SHARE in the amount of \$438,721.
 - d. Any LOCAL SHARE costs above \$1,029,537 will be funded by the BOARD.

4. Upon execution of this agreement, the BOARD shall submit an invoice to LATHRUP in the amount of \$298,335 (being 100% of LATHRUP'S non-Tri-Party contribution and 100% of LATHRUP'S Tri-Party contribution).
5. Upon execution of this agreement, the BOARD shall submit an invoice to the COUNTY in the amount of \$146,240 (being 100% of the COUNTY'S Tri-Party contribution).
 - a. The invoice shall be sent to:

Manager of Fiscal Services
Executive Office Building
2100 Pontiac Lake Road, Building 41 West
Waterford, MI 48328
6. Upon receipt of said invoice(s), LATHRUP 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 LATHRUP VILLAGE

By _____

Its _____

EXHIBIT A

TRI-PARTY PROGRAM

Southfield Road

11 Mile Road to 12 Mile Road

City of Lathrup Village

Board Project No. 56921

Resurfacing of Southfield Road from 11 Mile Road to 12 Mile Road.

ESTIMATED PROJECT COST

Contractor Payments: \$ 4,986,486

Less Federal Surface Transportation Funds: \$ (3,956,949)

Total Estimated Local Share: **\$ 1,029,537**

COST PARTICIPATION BREAKDOWN

	COMMUNITY	COUNTY	BOARD	TOTAL
TRI-PARTY PROGRAM	\$146,240	\$146,240	\$146,241	\$438,721
Contribution	\$152,095	\$0	\$438,721	\$590,816
TOTAL LOCAL SHARES	\$298,335	\$146,240	\$584,962	\$1,029,537