

COST PARTICIPATION AGREEMENT

RIGHT OF WAY ACQUISITION

Pontiac Lake Road
Margie Drive to Kingston Street
Charter Township of White Lake
Board Project No. 56662

This Agreement, made and entered into this _____ day of _____, 2025, by and between the Board of County Road Commissioners of the County of Oakland, Michigan, hereinafter referred to as the BOARD, and the Charter Township of White Lake, hereinafter referred to as the COMMUNITY, provides as follows:

WHEREAS, the BOARD and the COMMUNITY have programmed the right of way acquisition for the future paving of Pontiac Lake Road from Margie Drive to Kingston Street, as described in Exhibit "A", attached hereto, and made a part hereof, which improvements involve roads under the jurisdiction of the BOARD and within the COMMUNITY, which improvements are hereinafter referred to as the RIGHT OF WAY; and

WHEREAS, the estimated total cost of the RIGHT OF WAY is \$400,000; and

WHEREAS, said RIGHT OF WAY involves certain designated and approved funding in accordance with the Tri-Party Program in the amount of \$200,000, which amount shall be paid through equal contributions by the BOARD, the COMMUNITY and the Oakland County Board of Commissioners, hereinafter referred to as the COUNTY; and

WHEREAS, the BOARD and the COMMUNITY have reached a mutual understanding regarding the cost sharing of the RIGHT OF WAY 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 RIGHT OF WAY, declares its public necessity, and authorizes the BOARD to perform or cause to be performed, and complete the RIGHT OF WAY along with all administration in reference thereto.
2. The RIGHT OF WAY is hereby defined as all costs necessary for the right-of-way acquisition work including engineering, appraisals, acquisition, legal, financing, the costs of technical guidance, monitoring, training and any other costs as may be incurred by the BOARD as a result of this agreement. Any costs incurred by the BOARD prior to this agreement date shall be allowable.
3. The estimated total RIGHT OF WAY cost of \$400,000 shall be invoiced in the following order:
 - a. Tri-Party Program funding in the amount of \$200,000.
 - b. The BOARD shall contribute \$266,664 which includes the RIGHT OF WAY contribution of \$200,000 and Tri-Party funds in the amount of \$66,664.
 - c. Any RIGHT OF WAY costs above \$400,000 will be shared equally between the BOARD and the COMMUNITY.
4. Upon execution of this Agreement, the BOARD shall submit an invoice to the COMMUNITY for \$66,668 (being 100% of the COMMUNITY'S Tri-Party contribution).
5. After execution of this agreement and approval by the COUNTY, the BOARD shall submit an invoice to the COUNTY in the amount of \$66,668 (being 100% of the COUNTY'S Tri-Party contribution).
 - a. The invoice shall be sent to:

Manager of Fiscal Services
Oakland County Fiscal Services
2100 Pontiac Lake Road, Building 41 West
Waterford, MI 48328
6. Upon receipt of said invoice(s), the COMMUNITY 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 the day and date first written above.

BOARD OF ROAD COMMISSIONERS OF THE
COUNTY OF OAKLAND
A Public Body Corporate

By_____

Its_____

Charter Township of White Lake

By_____

Its_____

EXHIBIT A
TRI - PARTY PROGRAM
Pontiac Lake Road
Margie Drive to Kingston Street
Charter Township of White Lake
Board Project No. 56662

The RIGHT OF WAY is hereby defined as all costs necessary for the right of way acquisition work including appraisals, acquisition, legal, financing, the costs of technical guidance, monitoring, training and any other costs necessary to complete the right of way acquisition.

ESTIMATED PROJECT COST

Right of Way Acquisition	\$400,000
Total Estimated Right of Way Cost	\$400,000

COST PARTICIPATION BREAKDOWN

	COMMUNITY	COUNTY	BOARD	TOTAL
Tri-Party Program	\$66,668	\$66,668	\$66,664	\$200,000
Contribution			\$200,000	\$200,000
TOTAL SHARES	\$66,668	\$66,668	\$266,664	\$400,000