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CITY of NOVI CITY COUNCIL

Agenda Item 1
March 8, 2010

SUBJECT: Approval of cost participation agreement with the Road Commission for Oakland County for the Novi Road/Grand River to Twelve Mile Road Signal and Sidewalk Ramp Upgrades project (Phase 2) in the amount of \$315,000.

SUBMITTING DEPARTMENT: Department of Public Services, Engineering Division *SLC*

CITY MANAGER APPROVAL: *[Signature]*

EXPENDITURE REQUIRED	\$315,000
AMOUNT BUDGETED	\$673,800 (includes \$414,500 for Novi Road Paving Phase 1)
APPROPRIATION REQUIRED	\$56,200 (To be included in a future budget amendment from Municipal Street Fund—Fund Balance)
LINE ITEM NUMBER	204-204.00-865.695 (Municipal Street Fund)

BACKGROUND INFORMATION:

The Road Commission for Oakland County (RCOC) is requesting approval of the attached Cost Participation Agreement for the signal and sidewalk ramp upgrades along Novi Road from Grand River to 12 Mile Road, which is the second phase following the repaving that was completed in 2009. The project includes the reconstruction of the traffic signals as decorative mast arms with decorative lighting at Novi Road and the following intersections: Crescent Blvd, West Oaks Drive, and the Twelve Oaks north entrance. The project also includes sidewalk ramp construction and improvements at each intersection (but not the sidewalk segments between intersections) to meet accessibility requirements. Additionally, the "pork chop" restricting left turns from the northern driveway for West Oaks II is planned for removal as part of the project.

The total cost of the project is estimated to be \$630,000, of which 50% is to be paid RCOC and 50% is to be paid by the City of Novi. Novi's share of the projects costs are estimated to be \$315,000, with \$157,500 due following execution of this agreement and the remaining funds due at the conclusion of construction based on actual construction costs.

RCOC is in the process of finalizing the project plans and obtaining easements that are required for the project. The project is currently scheduled for bidding in spring 2010 with completion in July 2010.

RECOMMENDED ACTION: Approval of cost participation agreement with the Road Commission for Oakland County for the Novi Road/Grand River to Twelve Mile Road Signal and Sidewalk Ramp Upgrades project (Phase 2) in the amount of \$315,000.

	1	2	Y	N
Mayor Landry				
Mayor Pro Tem Gatt				
Council Member Crawford				
Council Member Fischer				

	1	2	Y	N
Council Member Margolis				
Council Member Mutch				
Council Member Staudt				

COST PARTICIPATION AGREEMENT

Novi Road
Grand River to 12 Mile Road
City of Novi
BOARD Project Number 50301

This Agreement, made and entered into this _____ day of _____, 2010, by and between the Board of Road Commissioners for the County of Oakland, Michigan, hereinafter referred to as the BOARD, and the City of Novi, hereinafter referred to as the COMMUNITY, provides as follows:

WHEREAS, the BOARD and the COMMUNITY have programmed the ADA and traffic signal upgrades on Novi Road from Grand River to 12 Mile Road, in the City of Novi, 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 PROJECT; and

WHEREAS, the estimated total cost of the PROJECT is \$630,000; and

WHEREAS, the BOARD and the COMMUNITY have reached a mutual understanding regarding the cost sharing of the PROJECT 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 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 is hereby defined as all costs necessary for ADA and traffic signal upgrades including contractor payments, construction engineering, force account and any other costs that may be incurred by the BOARD as a result of this agreement.

3. The estimated total PROJECT cost of \$630,000 shall be shared equally by the BOARD and the COMMUNITY. Each 50% share is estimated to be \$315,000, 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 \$157,500 (being 50% of the COMMUNITY'S estimated share).
5. Upon completion of the PROJECT, the BOARD shall determine the total actual PROJECT cost and submit an invoice to the COMMUNITY for the remainder of the COMMUNITY'S share of the actual total PROJECT cost.
6. Upon receipt of said invoice, 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 FOR THE
COUNTY OF OAKLAND
A Public Body Corporate

By _____

Its _____

CITY OF NOVI

By _____

Its _____

EXHIBIT A

2010

Novi Road

Grand River to 12 Mile Road

In The

City of Novi

BOARD Project No. 50301

The PROJECT is hereby defined as all costs necessary for the ADA and traffic signal upgrade work including contractor payments, construction engineering, and force account.

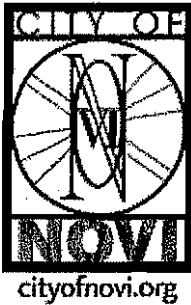
ESTIMATED PROJECT COST

Contractor Payments	\$600,000
Force Account	\$ 25,000
Construction Engineering	<u>\$ 5,000</u>
TOTAL COST	\$630,000

COST PARTICIPATION BREAKDOWN

	COMMUNITY	BOARD	TOTAL
TOTAL SHARES	\$315,000	\$315,000	\$630,000

MEMORANDUM



TO: CLAY PEARSON, CITY MANAGER
ROB HAYES, P.E.; DIRECTOR OF PUBLIC SERVICES

FROM: BRIAN COBURN, P.E.; SENIOR CIVIL ENGINEER *BC*

SUBJECT: RCOC MEETING SUMMARY AND FOLLOW-UP

DATE: JANUARY 5, 2010

*1/5/10
To: Mayor & City
Council Members
Good stuff FYI*

This memo is to summarize our meeting with Dennis Kolar, Jeff O'Brien and Jeff Jones of the Road Commission for Oakland County (RCOC) on December 9, 2009 at their Beverly Hills office.

Novi Road (Grand River to 12 Mile Road) Phase II

The project is on schedule for a March 2010 bid letting and a late April 2010 construction start. The project includes the reconstruction of the traffic signals as mast arms at Novi Road and the following intersections: Crescent Blvd, West Oaks Dr, and the Twelve Oaks north entrance. The project also includes sidewalk ramp construction and improvements at each intersection (but not the sidewalk segments between intersections) to meet accessibility requirements. Additionally, the "pork chop" at the northern entrance to West Oaks II will be removed. The project is scheduled for completion in July 2010. RCOC is still in the process of acquiring the necessary easements for the work at the entrances to Twelve Oaks Mall.

Novi Road Link (Ten Mile Road to Main Street)

The Road Commission is in the process of acquiring the necessary final easements and right-of-way to construct the project, but anticipates that they will have possession within two months. They are also working on the agreement with CSX railroad to perform work within the railroad right-of-way. Based on the current status, a late 2010 bid letting with construction in 2011 is anticipated, if project funding is restored.

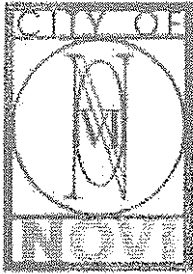
Tri-Party Funding

Dennis Kolar reported that Oakland County has not budgeted for tri-party funding beyond the \$1 million for 2010 (\$3 million total with RCOC and local contribution). The County, RCOC and local governments have each provided roughly twice that amount previously for investment in RCOC roads. Novi's allocation for 2010 is \$148,000 total *including* the RCOC and local contribution. The 2010 allocation has been tentatively earmarked for maintenance work on Grand River primarily between Novi and Meadowbrook to fix the worst areas until the full rehabilitation project for Grand River between Novi Road and Haggerty Road is funded in 2012.

NW Ring Road (Crescent Blvd extension)

There was discussion about adding this future road to the federal aid map to make it eligible for federal funding. RCOC believed that the best possibility for Federal funding for a new road would be the Transportation Economic Development Fund – Category A (TEDF-A) that targets industry development and redevelopment opportunities. As you may recall, this was the funding source that was in place for the original project in the 1990s. I have included the minimum eligibility criteria for TEDF-A funds. The funding requires an "immediate and non-speculative economic development project" which means we need to partner with a redevelopment project adjacent to the Ring Road before we can apply for funding.

cc: Pam Antil, Assistant City Manager
Sheryl Walsh, Director of Communications
Ara Topouzian, Economic Development Manager



cityofnovi.org

MEMORANDUM

TO: ROB HAYES, P.E.; DPS DIRECTOR/CITY ENGINEER
 FROM: BRIAN COBURN, P.E.; SENIOR CIVIL ENGINEER
 SUBJECT: NOVI ROAD REPAVING (GRAND RIVER TO 12 MILE)
 DATE: JUNE 18, 2009

*6/18/09
 To: Mayor and City Council Members*

Big needed project to reurface highly travelled Novi Rd; other upgrades. Project cost began Fed \$, need nearly \$800K City money to complete, take advantage of Fed \$.

[Handwritten signature]

The Road Commission for Oakland County (RCOC) has submitted the final set of plans to Michigan Department of Transportation (MDOT) on June 16 for the Novi Road Repaving project from Grand River Avenue to 12 Mile Road. The submittal is for the construction of the first of two projects proposed along this segment of Novi Road, which includes the repair, mill and overlay of the road along with the extension of the northbound right turn lane from the northern entrance to Twelve Oaks to 12 Mile Road.

The second project has been deferred by RCOC until spring 2010 to allow additional time for the easements acquisitions required to complete the work. The second project will include the replacement of the traffic signals from Grand River Avenue to 12 Mile Road (excluding the signals at the I-96 off ramps which are under MDOT control) to decorative mast arms and the construction of accessible sidewalk ramps at the intersections to meet the requirements of the Americans with Disabilities Act (ADA).

The submittal to MDOT this week puts the project in line for an August 2009 bid letting. We anticipate confirmation of the bid letting from MDOT to come shortly. This would allow construction to begin in early September with a completion in early November (before the shopping season begins).

In the last update memo, it was anticipated that future tri-party money could be allocated for the City's share of the project costs. We have since learned that the tri-party program will be terminated. The City's share of the costs for the repaving project are approximately \$420,000 (previously \$140,000 using tri-party funding), of which \$210,000 would be due following execution of the cost sharing agreement (anticipated for City Council consideration in July) and the remaining \$210,000 would be due at the completion of the project in November. After reviewing the options for funding, we are recommending a deferral of the Beck Road and Cider Mill traffic signal installation (\$200,000) to facilitate the funding of the Novi Road repaving project.

Please let me know if you have any questions in this regard.

cc: Kathy Smith-Roy, Finance Director

#49841 NOVI ROAD, GRAND RIVER TO 12 MILE

Proposed Federal Aid Project

(Fall 11/10)

-3R Work to be done with ARRA money (not including signal work, ADA ramps/crossings, channelization island removal):

Contractor Payment	
- participating	\$1,418,000
- non-participating	14,000
	<u>1,432,000</u>
C.E. (15% of participating)	215,000
Force Account - Signing	11,000
(constr and perm, by RCOC)	
	<u>\$1,656,000</u>

Available Funding:

ARRA Funding:
Local Match Req'd

\$827,000 ← Federal Stimulus
\$829,000 / 2 (w/RCOC)

Proposed Future Local Project - (To occur simultaneously with Fed project)

(Spring 2010)

-Signalization project (includes 3 signals, ADA work, removal of channelization island, and replacement of rad. at widening).

Contractor payments	\$640,000
C.E. (15% of participating)	96,000
Force Account - TOC	60,000
(signal controller programming)	
	<u>\$796,000</u>

Available Funding:

Local Match Req'd

\$796,000 / 2 (w/RCOC)

Total Project Cost:

\$2,452,000 ←