Roseville Lions Club

23587 Lawson Ave.
Warren Mi. 48089

March 13, 2008

To whom it may concern:

This is a request by the Roseville Lions Club to be placed on the City Council meeting agenda for either March 25th 2008 or April 14th 2008. We will be requesting permission to solicit donations on the city streets April 25th thru April 27th 2008. The proceeds will be used to benefit our community services programs.

Please be advised that our 1st Vice President Robert Bartlett will be representing our club at this meeting.

If you have any questions please do not hesitate to contact our Secretary, Jim Bone at 586-774-6034

Sincerely;

[redacted]

Jim Bone, Secretary
Roseville Lions Club.

Notified 3-3-08

INTER-OFFICE MEMO

TO: Chief Mike Pachla

FROM: Steve Truman

DATE: March 25, 2008

SUBJECT: Lions Club
Solicit Donations
April 25th – 27th, 2008

==========

We have received a request from the Lions Club to solicit donations on the city streets April 25th – 27th from dawn until dusk. The Lions Club is aware of the rules for soliciting established by City Council. Proceeds from this drive will be used to benefit community service programs.

Please review this request and submit a recommendation so this item may appear on the April 8th Council agenda.

att.

/yk

ROSEVILLE POLICE DEPARTMENT

Inter-office Memo

TO: Steve Truman, City Manager

FROM: Chief Michael Pachla

DATE: March 26, 2008

RE: Roseville Lions Club – solicit donations
April 25th - 27th, 2008

This Department has reviewed the request from the Roseville Lions Club to solicit donations on the city streets April 25th – 27th, and does not have any objections.

MP/hs

Council Agenda

THE AMERICAN LEGION | EAST DETROIT-ROSEVILLE POST 261

28444 Utica Road
Roseville, Michigan 48066

Roseville City Manager

29777 Gratiot

Roseville, Mi 48066

Subject: American Legion Poppy Sales

Dear Manager: March 20, 2008

The Michigan Department of the American Legion will hold its Annual Poppy Activities on May 08th through May 10th, 2008. We, the membership of American Legion Post 261, request the opportunity to address the Roseville City Council concerning the distribution of poppies for donations on Roseville city street(s) on the above dates.

Our American Legion Commander Bob Troutman has contacted the Commander of the VFW Reid Post and they have mutually agreed where each organization will solicit donations on Roseville's city street(s). There should not be any conflicts regarding distribution of the Poppies by each organization.

Your kind consideration of this request will be greatly appreciated by American Legion Post 261. Please send your reply to:

Mr. Bill Meyer

[redacted]

Adjutant,

[redacted]

Edward Courtemanche

Attest:

American Legion Post #261

Commander: Bob Troutman

Notified 4-2-08

INTER-OFFICE MEMO

TO: Chief Mike Pachla

FROM: Steve Truman, City Manager

DATE: March 25, 2008

SUBJECT: Poppy Sales
American Legion East Detroit-Roseville Post 261
28444 Utica Road

==========

We have received the annual request from the American Legion Post to conduct their Poppy Day fundraiser on the city streets May 8th – 10th. In past years this group has conducted their activity according to the guidelines established by City Council.

Please review this request and make a recommendation so this item may appear on the April 8th Council agenda.

/yk

att.

Poppy Chairman: Bill Meyer [redacted]

ROSEVILLE POLICE DEPARTMENT

Inter-office Memo

TO: Steve Truman, City Manager

FROM: Chief Michael Pachla

DATE: March 26, 2008

RE: Poppy Sales – American Legion East Detroit-Roseville
Post 261
Annual Poppy Sales
May 8th through May 10th, 2008

The Police Department has reviewed the request submitted by the American Legion Post #261 to conduct their Poppy Day fundraiser on the city streets May 08, 09 & 10, and does not have any objections to this request.

MP/hs

Troop 1491

March 18. 2008

Dear City Council Members

Boy Scout Troop 1491 of Roseville, MI is seeking your permission to hold a Mothers Day Flower Sale fundraiser. We would like to hold this fundraiser at Erin Presbyterian church located at 30000 Gratiot Ave. on the dates of May 23, 24, 25 2008 from 9am-3pm.

As you know in these trying times it is very expensive to provide a quality program to our youth. The only money our Troop receives is the money we raise ourselves, we are not subsidized by any other organization. The Troop is dedicated to providing the best program possible to the boys in the hopes that they grow up to be the leaders of the future.

This fundraising opportunity would help us greatly in providing the quality program that the boys deserve.

Thank You

[redacted]

Glenn Six

Troop 1491 Committee Chairman

* Could you please waive all fees?

[redacted]

Thrifty Florist

Notified 1-2-08

045.T

Inter-Office-Memo

ASSESSORS OFFICE

TO: Steve Truman, City Manager

FROM: Daniel P. Hickey, City Assessor

DATE: 03/31/2008

RE: Arin Inc. IFT Application

GENERAL INFORMATION

Public Act 198 was enacted in 1974, it was designed to provide a stimulus in the form of significant tax incentives to industrial companies to renovate and expand aging plants, build new plants and promote establishment of research and development laboratories and retain employment. The granting of property tax incentives under the act is a local option left to the discretion of the legislative body of the local governmental unit. These incentives involve placing real or personal property assets on an industrial facility roll with a specific tax rate that is approximately half of the tax rate associated with an ad valorem assessment roll. Applications for an Industrial Facility Exemption Certificate (IFEC) fall under H.B. 5120 that requires a written agreement between two parties as to performance.

APPLICANT INFORMATION

Arin Incorporated is located at 29139 and 29109 Calahan and is currently occupying 21,045 sq ft of industrial buildings. The company has been in business since 1959 has been located in the City of Roseville the entire time. The company has been in the metal stamping business and is expanding to laser cutting related to military operations.

PROJECT INFORMATION

This proposed project is for an investment of $801,699 that includes $167,699 in real property improvements and $634,000 in machinery and equipment. The real property investment is for a 2,064 sq ft addition that will house the new laser cutting equipment.

Personal Property

@ 12 years						City 21.38 Ad Valorm Tax	City 10.69 IFT Tax
	Original cost x	STC mult =	TCV	x 50% =	Taxable Value		
Year 1	634,000 @	.89 =	564,260		282,130	$6,031	$3,015
2	634,000 @	.76 =	481,840		240,920	$5,150	$2,575
3	634,000 @	.67 =	424,780		212,390	$4,540	$2,270
4	634,000 @	.60 =	380,400		190,200	$4,066	$2,033
5	634,000 @	.54 =	342,360		171,180	$3,659	$1,829
6	634,000 @	.49 =	310,660		155,330	$3,320	$1,660
7	634,000 @	.45 =	285,300		142,650	$3,049	$1,524
8	634,000 @	.42 =	266,280		133,140	$2,846	$1,423
9	634,000 @	.38 =	240,920		120,460	$2,575	$1,287
10	634,000 @	.36 =	228,240		114,120	$2,439	$1,219
11	634,000 @	.33 =	209,220		104,610	$2,236	$1,118
12	634,000 @	.31 =	196,540		98,270	$2,101	$1,050
					Total	$42,012	$21,003

Real Property

True Cash Value		Assessed Value		Tax Rate	City 21.38 Ad Valorm	City 10.69 IFT
$167,699	@ 50%	83,849	X	$21.38 =	$1,792	$896
						x 12 years
						$10,752

PROPERTY TAXES ABATED OVER TERM	CITY TAX
	$31,755

Spec - Presentation 3-18-08
Sch. P H. date 3-25-08 for 4-8-08

COPY

CITY OF ROSEVILLE
29777 GRATIOT AVENUE
ROSEVILLE, MI 48066

APPLICATION FOR ESTABLISHMENT
OF A PLANT REHABILITATION OR INDUSTRIAL DEVELOPMENT DISTRICT
P.A. 198 of 1974 as amended

FILING FEE IS $1,000 (Non-refundable)

City Assessor: 445-5430 City Clerk: 445-5440 City Treasurer: 445-5420

Please file original and 3 copies with City Clerk.

1. Applicant (Company Name): Arin Incorporated Ruzza-Calahan Yard LLC

   Address of Proposed Project: 29109 Calahan Roseville, MI 48066 | 29139 Calahan Roseville, MI 48066 | 29111 Calahan Roseville, MI 48066

   Address of Present Location: 29109 Calahan Roseville, MI 4806 | 29139 Calahan Roseville, MI 48066 | 29111 Calahan Roseville, MI 48066

2. Legal description of proposed district:

   T1N,R13E SEC 7 COMM AT SW COR SEC 7; TH E 1358.90 FT TO CEN LINE CALLAHAN AVE; TH N0*10'E 454.29 FT ALG SD CEN LINE TO PT OF BEG; TH N89*50'W 250.0 FT; TH N0*10'E 79.0 FT; TH S89*50'E 250.0 FT; TH S0*10'W 79.0 FT TO PT OF BEG. TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS OVER THE N'LY 20 FT & A NON-EXCLUSIVE EASEMENT FOR UTILITIES OVER THE S'LY 10 FT OF THE FOLLOWING DESCRIBED LAND: COMM AT APT IN THE ENTERLINE OF CALAHAN AVE 1358.90 FT EAST & 444.29 FT N0*10'E OF THE SW CORNER OF SEC 7. T1N,R13E; TH N89*50'W 250 FT; TH N0*10'E 109 FT; TH S89*50'E 250 FT; TH S0*10'W 109 FT TO POB.

   -- AND --

   T1N,R13E SEC 7 N 1/2 OF FOLL DESC; COMM AT SW COR SEC 7; THE 1358.9 FT; TH N0*10'E 444.29FT TO PT BEG; TH N0*10'E 218.01 FT; TH N89*50'W 399.94 FT; TH S 218.01 FT; TH S89*50'E 399.31 FT TO PT BEG; BEING PART OF N PART OF PARC E OF VAC SEVERINS FELICIAN ARBOR SUB. 1.0 A. CITY OF ROSEVILLE

   -- AND --

   T1N,R13E SEC 7 S 1/2 OF FOLL DESC; COMM AT SW COR SEC 7; THE 1358.90 FT TO CEN LINE CALLAHAN AVE; TH N0*10'E 444.29 FT ALG SD CEN LINE TO PT OF BEG; TH N89*50'W 399.31 FT; TH N 218.01 FT TH S89*50'E 399.94 FT; TH S0*10'W 218.01 FT TO PT OF BEG; EXC; COMM AT SW COR SEC 7 TH E 1358.90 FT TO CEN LINE CALLAHAN AVE TH N0*10'E 454.29 FT ALG SD CEN LINE TO PT OF BEG; TH N89*50'W 250.0 FT; TH N0*10'E 79.0 FT TH S89*50'E 250.0 FT; TH S0*10'W 79.0 FT TO PT OF BEG, BEING PART OF N PART OF PARC E OF VAC SEVERINS FELICIAN ARBOR SUB 0.55A

3. Do you own the property? YES XX NO _____

   IF NO: Option: _____ Purchase Agreement: _____

   Other: _____ (Attach copy)

4. Type of District requested: Industrial Development: XX

   Plant Rehabilitation: _____

5. Description of proposed project including product proposed to be manufactured, size and general description of project:

   Additional business requires the immediate addition to the building at 29109 Calahan of 2,064 square feet (43'x48') plus the purchase of new equipment including a 4,000 watt laser. The new equipment and building space will allow the company to handle the new business, hire more workers and make the firm more competitive in the laser cutting industry.

6. Give an estimated cost of the following components for the proposed project:

Land Improvements (except land):	$ 59,292
Building Improvements:	$ 108,407
Machinery & Equipment:	$ 634,000
Furniture & Fixtures:	

If request for district establishment is granted, itemized cost figures will be required when application for Industrial Facilities Exemption Certificate is filed.

7. Time schedule for the start and completion of the construction and equipment installation:

	START DATE	COMPLETION DATE
Building:	3/31/08	5/31/08
Equipment Installation:	3/31/08	5/31/08

8. Will items be owned or leased by the applicant?

	OWNED	LEASED
Building:	XX	
Equipment Installation:	XX	

If either item above will be leased, applicant must be responsible for the taxes in order to apply for Exemption Certificate. A complete copy of the leases will be required when application for Industrial Facilities Exemption Certificate is filed.

9. How many employees do you currently have? 20

   How many employees will you have when this project is completed? 29

10. When the project is completed what number of employees will be:

Management/Professional	6
Skilled	10
Semi-skilled	
Unskilled	10
Office	3
Total Estimated payroll	$18,000/wk

11. If this request is for a Plant Rehabilitation District, please complete the following:

Current Year S.E.V. of Personal Property	
Current Year S.E.V. of Real Property (excluding land)	

DATE: 03/07/08

NAME OF COMPANY OFFICER Carol Romanaski

TITLE President

SIGNATURE [redacted]

Michigan Department of Treasury
1012 (Rev. 3-07)

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of P.A. 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	▸ Date received by Local Unit
STC Use Only	
▸ Application Number	▸ Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

▸ 1a. Company Name (Applicant must be the occupant/operator of the facility) Arin Incorporated	▸ 1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 3465	
▸ 1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 29139 Calahan, Roseville, MI 48066	▸ 1d. City/Township/Village (indicate which) Roseville (city)	▸ 1e. County Macomb
▸ 2. Type of Approval Requested [X] New (Sec. 2(4)) [ ] Transfer (1 copy only) [ ] Speculative Building (Sec. 3(8)) [ ] Rehabilitation (Sec. 3(1)) [ ] Research and Development (Sec. 2(9))	▸ 3a. School District where facility is located Roseville	▸ 3b. School Code 50030
	4. Amount of years requested for exemption (1-12 Years) 12 Years	

5. Thoroughly describe the project for which exemption is sought: Real Property (Type of Improvements to Land, Building, Size of Addition); Personal Property (Explain New, Used, Transferred from Out-of-State, etc.) and Proposed Use of Facility. (Please attach additional page(s) if more room is needed).

Additional business requires the immediate addition to the building at 29109 Calahan of 2,064 square feet (43'x48') plus the purchase of new equipment including a 4,000 watt laser. The new equipment and building space will allow the company to handle the new business, hire more workers and make the firm more competitive.

6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	▸ $167,699.00 Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation plus total costs	▸ $634,000.00 Personal Property Costs
6c. Total Project Costs * Round Costs to Nearest Dollar	▸ $801,699.00 Total of Real & Personal Costs

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)	
Real Property Improvements ▸	4/15/08	5/31/08	▸ [X] Owned [ ] Leased
Personal Property Improvements ▸	4/15/08	5/31/08	▸ [X] Owned [ ] Leased

▸ 8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. [ ] Yes [X] No

▸ 9. No. of existing jobs at this facility that will be retained as a result of this project. 20 jobs retained	▸ 10. No. of new jobs at this facility expected to create within 2 years of completion. 9 jobs created

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of valuation for the entire plant rehabilitation district and obsolescence statement for property. The SEV data below must be as of December 31 of the year prior to the rehabilitation.

a. SEV of Real Property (excluding land)	NA
b. SEV of Personal Property (excluding inventory)	
c. Total SEV	

▸ 12a. Check the type of District the facility is located in:

[X] Industrial Development District [ ] Plant Rehabilitation District

▸ 12b. Date district was established by local government unit (contact local unit)	▸ 12c. Is this application for a speculative building (Sec. 3(8))? [ ] Yes [X] No

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name	13b. Telephone Number	13c. Fax Number	13d. E-mail Address
Carol Romanoski	(586) 779-3410	(586) 779-6956	marcar@arininc.com
14a. Name of Contact Person	14b. Telephone Number	14c. Fax Number	14d. E-mail Address
Jeff Gee or Gerri Kipke	(586) 779-3410	(586) 779-6956	jgee67@arininc.com
▶ 15a. Name of Company Officer (No Authorized Agents)			
Gerri Kipke, Treasurer			
15b. Signature of Company Officer (No Authorized Agents)		15c. Fax Number	15d. Date
[redacted]		(586) 779-6956	3-7-08
▶ 15e. Mailing Address (Street, City, State, ZIP Code)		15f. Telephone Number	15g. E-mail Address
29139 Calahan, Roseville, MI, 48066		(586) 979-5900	[redacted]

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▶ 16. Action taken by local government unit

☐ Abatement Approved for _____ Years (1-12)

After Completion ☐ Yes ☐ No

☐ Denied (Include Resolution Denying)

16a. Documents Required to be on file with the Local Unit

Check or Indicate N/A if Not Applicable

- ☐ 1. Notice to the public prior to hearing establishing a district.
- ☐ 2. Notice to taxing authorities of opportunity for a hearing.
- ☐ 3. List of taxing authorities notified for district and application action.
- ☐ 4. Lease Agreement showing applicants tax liability.

16b. The State Tax Commission Requires the following documents be filed for an administratively complete application:

Check or Indicate N/A if Not Applicable

- ☐ 1. Original Application plus attachments, and one complete copy
- ☐ 2. Resolution establishing district
- ☐ 3. Resolution approving/denying application.
- ☐ 4. Letter of Agreement (Signed by local unit and applicant)
- ☐ 5. Affidavit of Fees (Signed by local unit and applicant)
- ☐ 6. Building Permit for real improvements if project has already begun
- ☐ 7. Equipment List with dates of beginning of installation
- ☐ 8. Form 3222 (if applicable)
- ☐ 9. Speculative building resolution and affidavits (if applicable)

16c. LUCI Code	16d. School Code
17. Name of Local Government Body	▶ 18. Date of Resolution Approving/Denying this Application

Attached hereto is an original and one copy of the application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

State Tax Commission
Michigan Department of Treasury
P.O. Box 30471
Lansing, MI 48909-7971

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal

AMENDMENT TO CERTIFICATE # 2005-275

COPY

Michigan Department of Treasury
1012 (Rev. 3-07)

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of P.A. 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form or would like to request an informational packet, call (517) 373-3272.

To be completed by Clerk of Local Government Unit	
Signature of Clerk	▸ Date received by Local Unit
STC Use Only	
▸ Application Number	▸ Date Received by STC

APPLICANT INFORMATION

All boxes must be completed.

▸ 1a. Company Name (Applicant must be the occupant/operator of the facility) Wolvering Plating Corporation	▸ 1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 3471	
▸ 1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 29456 Groesbeck Highway, Roseville, MI 48066	▸ 1d. City/Township/Village (indicate which) Roseville (city)	▸ 1e. County Macomb
▸ 2. Type of Approval Requested [X] New (Sec. 2(4)) [ ] Transfer (1 copy only) [ ] Speculative Building (Sec. 3(8)) [ ] Rehabilitation (Sec. 3(1)) [ ] Research and Development (Sec. 2(9))	▸ 3a. School District where facility is located Roseville 4. Amount of years requested for exemption (1-12 Years) Twelve (12) Years	▸ 3b. School Code 50030

5. Thoroughly describe the project for which exemption is sought: Real Property (Type of Improvements to Land, Building, Size of Addition); Personal Property (Explain New, Used, Transferred from Out-of-State, etc.) and Proposed Use of Facility. (Please attach additional page(s) if more room is needed).

The project features the construction of a 33,600 square foot expansion to the existing manufacturing facility for the purpose of expanding plating operations. The project also includes the purchase of new machinery and equipment to be used in the process of electroplating auto components.

6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.	▸ $2,294,012.74 Real Property Costs
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation plus total costs	▸ $1,588,750.00 Personal Property Costs
6c. Total Project Costs * Round Costs to Nearest Dollar	▸ $3,882,762.74 Total of Real & Personal Costs

7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.

	Begin Date (M/D/Y)	End Date (M/D/Y)	
Real Property Improvements ▸	4/13/05	6/1/06	▸ [X] Owned [ ] Leased
Personal Property Improvements ▸	11/30/05	11/1/06	▸ [X] Owned [ ] Leased

▸ 8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. [ ] Yes [X] No

▸ 9. No. of existing jobs at this facility that will be retained as a result of this project. 32 jobs retained	▸ 10. No. of new jobs at this facility expected to create within 2 years of completion. 15 jobs created

11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of valuation for the entire plant rehabilitation district and obsolescence statement for property. The SEV data below must be as of December 31 of the year prior to the rehabilitation. NA

a. SEV of Real Property (excluding land) ____

b. SEV of Personal Property (excluding inventory) ____

c. Total SEV ____

▸ 12a. Check the type of District the facility is located in:

[X] Industrial Development District [ ] Plant Rehabilitation District

▸ 12b. Date district was established by local government unit (contact local unit) 4/12/05	▸ 12c. Is this application for a speculative building (Sec. 3(8))? [ ] Yes [X] No

(ADVANCE CONSTRUCTION CONTRACT) CAB
STP & LJT

Control Section	STU 50458
Job Number	102308; 102309
Project	STP 0850(018)(017)
Federal Item No.	RR 6320; RR 6319
CFDA No.	20.205 (Highway Research Planning & Construction)
Contract No.	08-5105

PART I

THIS CONTRACT, consisting of PART I and PART II (Standard Agreement Provisions), is made and entered into this date of _____, by and between the MICHIGAN DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "DEPARTMENT"; and the CITY OF ROSEVILLE, a Michigan municipal corporation, hereinafter referred to as the "REQUESTING PARTY"; for the purpose of fixing the rights and obligations of the parties in agreeing to the following improvements, in the City of Roseville, Michigan, hereinafter referred to as the "PROJECT" and estimated in detail on EXHIBIT "I", dated February 26, 2008, attached hereto and made a part hereof:

PART A – STU 50458; JOB #102308; STP 0850(018); RR 6320; FEDERAL AND STATE PARTICIPATION
Concrete pavement work along Masonic Boulevard from Highway I-94 to the east city limits; including pavement removal, earthwork, and guardrail upgrading work; and all together with necessary related work.

PART B – STU 50458; JOB #102308; STP 0850(018); RR 6320; NO FEDERAL OR STATE PARTICIPATION
Audiovisual taping work along Masonic Boulevard from Highway I-94 to the east city limits; and all together with necessary related work.

PART C – STU 50458; JOB #102309; STP 0850(017); RR 6319; FEDERAL AND STATE PARTICIPATION
Concrete pavement repair and traffic signal work along Masonic Boulevard from Gratiot Avenue to Little Mack Avenue; and all together with necessary related work.

PART D – STU 50458; JOB #102309; STP 0850(017); RR 6319; NO FEDERAL OR STATE PARTICIPATION
Audiovisual taping and irrigation pipe work along Masonic Boulevard from Gratiot Avenue to Little Mack Avenue; and all together with necessary related work.

WITNESSETH:

WHEREAS, pursuant to Federal and State law, monies have been provided for the performance of certain improvements on public roads; and

WHEREAS, the PROJECT has been approved for financing in part with State Local Jobs Today Program Funds; and

WHEREAS, the PROJECT will be performed as an advance construction project; and

WHEREAS, the reference "FHWA" in PART I and PART II refers to the United States Department of Transportation, Federal Highway Administration; and

WHEREAS, the PROJECT, or portions of the PROJECT at the request of the REQUESTING PARTY, are being programmed with the FHWA, for implementation with the use of Federal Funds under the following Federal program(s) or funding:

SURFACE TRANSPORTATION PROGRAM

WHEREAS, the parties hereto have reached an understanding with each other regarding the performance of the PROJECT work and desire to set forth this understanding in the form of a written contract.

NOW, THEREFORE, in consideration of the premises and of the mutual undertakings of the parties and in conformity with applicable law, it is agreed:

1. The parties hereto shall undertake and complete the PROJECT in accordance with the terms of this contract.

The PROJECT work shall be performed as an advance construction PROJECT and shall meet applicable Federal requirements set forth on 23 CFR Subpart G; 23 U.S.C. 115.

It is understood that authorization to undertake the performance of the work under this contract as an advance construction PROJECT does not constitute any commitment of DEPARTMENT or Federal Funds for this PROJECT.

Expenditures incurred on this PROJECT as advance construction will not be subject to reimbursement with Federal Funds until the PROJECT is converted to a regular Federal-aid project as provided under 23 CFR 630.705(2); CFR 630.709.

2. The term "PROJECT COST", as herein used, is hereby defined as the cost of the physical construction necessary for the completion of the PROJECT, including any other costs incurred by the DEPARTMENT as a result of this contract, except for construction engineering and inspection.

No charges will be made by the DEPARTMENT to the PROJECT for any inspection work or construction engineering.

The costs incurred by the REQUESTING PARTY for preliminary engineering, construction engineering, construction materials testing, inspection, and right-of-way are excluded from the PROJECT COST as defined by this contract.

3. The DEPARTMENT is authorized by the REQUESTING PARTY to administer on behalf of the REQUESTING PARTY all phases of the PROJECT including advertising and awarding the construction contract for the PROJECT or portions of the PROJECT. Such administration shall be in accordance with PART II, Section II of this contract.

Any items of the PROJECT COST incurred by the DEPARTMENT may be charged to the PROJECT.

4. The REQUESTING PARTY, at no cost to the PROJECT or to the DEPARTMENT, shall:

A. Design or cause to be designed the plans for the PROJECT.

B. Appoint a project engineer who shall be in responsible charge of the PROJECT and ensure that the plans and specifications are followed.

C. Perform or cause to be performed the construction engineering, construction materials testing, and inspection services necessary for the completion of the PROJECT.

The REQUESTING PARTY will furnish the DEPARTMENT proposed timing sequences for trunkline signals that, if any, are being made part of the improvement. No timing adjustments shall be made by the REQUESTING PARTY at any trunkline intersection, without prior issuances by the DEPARTMENT of Standard Traffic Signal Timing Permits.

5. The PROJECT COST shall be met in accordance with the following:

<u>PARTS A AND C</u>
The PART A and C portions of the PROJECT COST shall be met in part by contributions by the State Local Jobs Today Program and the REQUESTING PARTY.

State Local Jobs Today Grant Funds shall be applied to the eligible items of the PART A and C portions of the PROJECT COST at a participation ratio equal to 20 percent up to an amount not to exceed $70,000 and $52,000, respectively. The balance of the PART A and C portions of the PROJECT COST, after deduction of State Funds, shall be charged to and paid by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

Contingent upon availability of Federal Funds and Federal approval, Federal Surface Transportation Funds, for future fiscal years, may be applied to that portion of the PART A and PART C cost incurred as advance construction in an amount such that the Federal Surface Transportation Funds equal a participation ratio of 80 percent.

The State Local Jobs Today Program loan, through a separate contract, is an amount equivalent to the estimated Federal Surface Transportation Funding applicable to the PART A and C portions of the PROJECT that is not currently available. Said loan shall be used as advance construction dollars. Contingent upon availability of Federal Funds and Federal approval, Federal Surface Transportation Funds, for future fiscal years, will be applied to any outstanding principal balance of the State Local Jobs Today Program loan for costs incurred on the PART A and C portions of this PROJECT as advance construction.

PARTS B AND D

The PART B and D portions of the PROJECT COST are not eligible for Federal or State participation and shall be charged to and paid 100 percent by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

Any items of PROJECT COST or any advance construction expenditure not reimbursed by Federal Funds or State Funds will be the sole responsibility of the REQUESTING PARTY.

6. No working capital deposit will be required from the REQUESTING PARTY for this PROJECT.

In order to fulfill the obligations assumed by the REQUESTING PARTY under the provisions of this contract, the REQUESTING PARTY shall make prompt payments of its share of the PROJECT COST upon receipt of progress billings from the DEPARTMENT as herein provided. All payments will be made within 10 days of receipt of billings from the DEPARTMENT. Billings to the REQUESTING PARTY will be based upon the REQUESTING PARTY'S share of the actual costs incurred less available Federal Funds, State Local Jobs Today Loan Funds, and State Local Jobs Today Grant Funds as the PROJECT progresses.

Failure to make such payments within 10 days of receipt of billings from the DEPARTMENT, the DEPARTMENT is hereby authorized to withhold without further notice an equal amount from the REQUESTING PARTY'S share of any future Act 51 monthly allocations.

In the event of any discrepancies between PART I and PART II of this contract, the provisions of PART I shall prevail.

7. Upon completion of construction of the PROJECT, the REQUESTING PARTY will promptly cause to be enacted and enforced such ordinances or regulations as may be necessary to prohibit parking in the roadway right-of-way throughout the limits of the PROJECT.

8. The performance of the entire PROJECT under this contract, whether Federally funded or not, will be subject to the provisions and requirements of PART II that are applicable to a Federally funded project.

9. The REQUESTING PARTY certifies that it is a person under the Natural Resources and Environmental Protection Act (NREPA); 1995 PA 71 and is not aware of and has no reason to believe that the property on which the work under this agreement is to be performed is a facility as defined in MCL 324.20101(o); MSA 13A.20101(1)(l). The REQUESTING PARTY certifies that it is not a person liable under Part 201 or Part 213 of the Natural Resource and Environmental Protection Act (NREPA); MCL 324.20101 et seq. and Part 213 of NREPA; MCL 324.21301a et seq. The REQUESTING PARTY is a local unit of government that has acquired or will be acquiring property for a transportation corridor or public right-of-way and was not responsible for any activities causing a release or threat of release at or on the property. Pursuant to MCL 324.20126, the REQUESTING PARTY is not a person who is liable for response activity or response activity costs as defined by MCL 324.20101(ee) and (ff).

10. Both the REQUESTING PARTY and the DEPARTMENT certify that the DEPARTMENT is not a person liable under Parts 201 and 213 of the NREPA; that the DEPARTMENT is not an owner or operator of any property within the PROJECT limits; that the DEPARTMENT has not arranged for the disposal of hazardous substances within the PROJECT limits, nor has the DEPARTMENT transported any hazardous substances to the PROJECT limits; that the DEPARTMENT has not conducted any activities which have resulted in a release or threat of release of hazardous substances at the facility or within the PROJECT limits and that the DEPARTMENT is otherwise not liable for any response activities or response activity costs at the facility.

11. If subsequent to execution of this contract, previously unknown hazardous substances are discovered within the PROJECT limits, which require the incurrence of response costs for response activity pursuant to state or federal law, the REQUESTING PARTY, in addition to reporting that fact to the Department of Environmental Quality, shall notify the DEPARTMENT, both orally and in writing within 24 hours of such discovery. The

DEPARTMENT shall consult with the REQUESTING PARTY to determine whether the area within the PROJECT limits constitutes a facility and whether the REQUESTING PARTY is required to incur response costs to address the contamination under state or federal law. If the REQUESTING PARTY is liable for response activities or response costs under state or federal laws, the DEPARTMENT will consult with the FHWA to determine the eligibility of such response costs for reimbursement. In the event that the response costs and other incidental costs including, but not limited to delay costs, are deemed not to be eligible for reimbursement by the FHWA, the REQUESTING PARTY shall be charged for and shall pay to the DEPARTMENT all response costs and delay costs of the contractor for the PROJECT. If the REQUESTING PARTY refuses to participate in such costs, the DEPARTMENT shall terminate the PROJECT. The parties agree that any costs or damages that the DEPARTMENT incurs as a result of such termination shall be considered a PROJECT COST.

12. If federal and/or state funds administered by the DEPARTMENT are used to pay the cost of remediating any hazardous substances discovered after the execution of this contract and if there is a reasonable likelihood of recovery, the REQUESTING PARTY, in cooperation with the Department of Environmental Quality and the DEPARTMENT, shall make a diligent effort to recover such costs from all other possible entities. If recovery is made, the DEPARTMENT shall be reimbursed from such recovery for the proportionate share of the amount paid by the FHWA and/or the DEPARTMENT and the DEPARTMENT shall credit such sums to the appropriate funding source.

13. The DEPARTMENT'S sole reason for entering into this contract is to enable the REQUESTING PARTY to obtain and use funds provided by the Federal Highway Administration pursuant to Title 23 of the United States Code.

Any and all approvals of, reviews of, and recommendations regarding contracts, agreements, permits, plans, specifications, or documents, of any nature, or any inspections of work by the DEPARTMENT and its agents pursuant to the terms of this contract are done to assist the REQUESTING PARTY in meeting program guidelines in order to qualify for available funds. Such approvals, reviews, inspections and recommendations by the DEPARTMENT and its agents shall not relieve the REQUESTING PARTY and the local agencies, as applicable, of their ultimate control and shall not be construed as a warranty of their propriety or that the DEPARTMENT and its agents is assuming any liability, control or jurisdiction.

The providing of recommendations or advice by the DEPARTMENT and its agents does not relieve the REQUESTING PARTY and the local agencies, as applicable of their exclusive jurisdiction of the highway and responsibility under MCL 691.1402, MSA 3.996(102).

When providing approvals, reviews and recommendations under this contract, the DEPARTMENT and its agents is performing a governmental function, as that term is defined in MCL 691.1401; MSA 3.996(101), which is incidental to the completion of the PROJECT.

14. The DEPARTMENT, by executing this contract, and rendering services pursuant to this contract, has not and does not assume jurisdiction of the highway, described as the PROJECT for purposes of MCL 691.1402; MSA 3.996(102). Exclusive jurisdiction of such highway for the purposes of MCL 691.1402; MSA 3.996(102) rest with the REQUESTING PARTY and other local agencies having respective jurisdiction.

15. The REQUESTING PARTY shall approve all of the plans and specifications to be used on the PROJECT and shall be deemed to have approved all changes to the plans and specifications when put into effect. It is agreed that ultimate responsibility and control over the PROJECT rests with the REQUESTING PARTY and local agencies, as applicable.

16. The REQUESTING PARTY agrees that the costs reported to the DEPARTMENT for this contract will represent only those items that are properly chargeable in accordance with this contract. The REQUESTING PARTY also certifies that it has read the contract terms and has made itself aware of the applicable laws, regulations, and terms of this contract that apply to the reporting of costs incurred under the terms of this contract.

17. The parties shall promptly provide comprehensive assistance and cooperation in defending and resolving any claims brought against the DEPARTMENT by the contractor, vendors or suppliers as a result of the DEPARTMENT'S award of the construction contract for the PROJECT. Costs incurred by the DEPARTMENT in defending or resolving such claims shall be considered PROJECT COSTS.

18. The DEPARTMENT shall require the contractor who is awarded the contract for the construction of the PROJECT to provide insurance in the amounts specified and in accordance with the DEPARTMENT'S current standard specifications for construction, and to:

A. Maintain bodily injury and property damage insurance for the duration of the PROJECT.

B. Provide owner's protective liability insurance naming as insureds the State of Michigan, the Michigan State Transportation Commission, the DEPARTMENT and its officials, agents and employees, the REQUESTING PARTY and any other county, county road commission, or municipality in whose jurisdiction the PROJECT is located, and their employees, for the duration of the PROJECT and to provide, upon request, copies of certificates of insurance to the insureds. It is understood that the DEPARTMENT does not assume jurisdiction of the highway described as the PROJECT as a result of being named as an insured on the owners protective liability insurance policy.

C. Comply with the requirements of notice of cancellation and reduction of insurance set forth in the current standard specifications for construction and to provide, upon request, copies of notices and reports prepared to those insured.

19. This contract shall become binding on the parties hereto and of full force and effect upon the signing thereof by the duly authorized officials for the parties hereto and upon the adoption of the necessary resolution approving said contract and authorizing the signatures thereto of the respective officials of the REQUESTING PARTY, a certified copy of which resolution shall be attached to this contract.

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed the day and year first above written.

CITY OF ROSEVILLE

By_____
Title:

By_____
Title:

MICHIGAN DEPARTMENT
OF TRANSPORTATION

By_____
Department Director MDOT

3/20/08