



**CITY OF NOVI CITY COUNCIL
MARCH 23, 2026**

SUBJECT: Adoption of a resolution amending a contract with the Michigan Department of Transportation (MDOT) for the construction of the ITC Trail to Bosco Fields Park Pathway.

SUBMITTING DEPARTMENT: Department of Public Works, Engineering Division

KEY HIGHLIGHTS:

- MDOT requires the City to agree to a cost participation agreement for projects receiving federal funds.
- The previously approved contract was based on the construction estimate, while the amended contract is based on the awarded bid and corrected for a quantity error.
- Estimated net change in the City's share of the construction contract costs is \$28,106.40
- This sets the maximum amount of federal funds to receive for the project at \$1,272,444.

FINANCIAL IMPACT

	FY 2025/26
EXPENDITURE REQUIRED	\$ 112,926.10 Previously Approved <u>\$ 28,106.40 Increase for quantity error</u> \$ 141,032.50 New Cost Share Amount
BUDGET	
Municipal Street Fund 204-446.00-976.222	\$ 566,324.00
APPROPRIATION REQUIRED	\$ 0
FUND BALANCE IMPACT	\$ 0

BACKGROUND INFORMATION:

The City is receiving federal funding for the construction of a connector pathway between the ITC Trail and Bosco Fields Park, with the project being administered by the Michigan Department of Transportation (MDOT). Due to an error in the boardwalk railing quantity, the construction award amount increased by \$140,530. MDOT amended the contract to increase the federal share to meet 81.85% of the total construction cost. MDOT's bid letting for the project was on November 7, 2025. The as-read low bid for the project plus the amount of the quantity error is \$1,413,476.50, with the funds broken down as follows:

\$ 1,413,476.50 Construction Bid + Increase Boardwalk Railing Quantity as bid
\$ 1,272,444.00 Less Federal Funds
\$ 141,032.50 City's Estimated Responsibility of the Construction Award

Due to the increased award amount, the construction engineering (CE) and material testing services fees will increase as follows:

CE Services (AECOM): \$10,539.75
Material Testing (G2): \$ 4,075.37
Total Increase: \$14,615.12

The City Attorney reviewed the amended contract and resolution favorably (Beth Saarela, March 13, 2026). Construction is underway.

RECOMMENDED ACTION: Adoption of a resolution amending a contract with the Michigan Department of Transportation (MDOT) for the construction of the ITC Trail to Bosco Fields Park Pathway.

CITY OF NOVI
COUNTY OF OAKLAND, MICHIGAN

RESOLUTION
MDOT CONTRACT 26-5103 (AMENDMENT TO CONTRACT 25-5523)
MDOT COST PARTICIPATION AGREEMENT
ITC TRAIL TO BOSCO FIELDS PARK PATHWAY

Minutes of a Meeting of the City Council of the City of Novi, County of Oakland, Michigan, held in the City Hall of said City on _____, _____, at ____ o'clock P.M. Prevailing Eastern Time.

PRESENT: Councilmembers _____

ABSENT: Councilmembers _____

The following preamble and Resolution were offered by Councilmember _____ and supported by Councilmember _____.

WHEREAS; the City of Novi was awarded federal funding through the Michigan Department of Transportation (MDOT) under the Transportation Alternatives Program (TAP) in the amount of \$1,272,444 for construction of a pathway between the ITC Trail and Bosco Fields Park; and

WHEREAS; the City of Novi's cost participation amount is estimated to be \$141,032.50 of the total estimated project cost of \$1,413,476.50; and

WHEREAS; MDOT administers all projects that receive federal funds on behalf of the local agency; and

WHEREAS; the Mayor and the City Clerk are authorized to execute the approved Cost Participation Contracts, on behalf of the City, as expressly authorized, directed and instructed by the Council.

NOW THEREFORE, IT IS THEREFORE RESOLVED that Mayor and Council of the City of Novi hereby support and authorize participation in MDOT Contract No. 26-5103 (amendment to contract 25-5523) by and between the Michigan Department of Transportation and the City of Novi.

And approve MDOT Contract Number 26-5103 (amendment to contract 25-5523)

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

Cortney Hanson, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Novi, County of Oakland, and State of Michigan, at a regular meeting held this ____ day of _____, 2026, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting have been kept and made available to the public as required by said Act.

Cortney Hanson, City Clerk
City of Novi

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ROSATI | SCHULTZ
JOPPICH | AMTSBUECHLER

March 13, 2026

Rebecca Runkel, Project Engineer
City of Novi
Field Services Complex
26300 Lee BeGole Drive
Novi, MI 48375

**RE: Resolution for Application to the Transportation
Alternatives Program Grant - Pathway Connection Between the
ITC Trail and Bosco Fields Park -Amended**

Dear Ms. Runkel:

We have received and reviewed the enclosed revised Resolution for Application to the Transportation Alternatives Program Grant. The Resolution was revised for consistency with the amended Cost Sharing Agreement, which was approved at the November 17, 2025 City Council meeting. The agreement was amended due to a quantity error on boardwalk railing that increased the construction cost. The amended Resolution appears to meet the requirements for submittal of the Application for TAP Grant Funding. We see no legal impediment to approval of the Resolution for submittal with the application package.

Please feel free to contact me with any questions or concerns in regard to this matter.

Very truly yours,

ROSATI SCHULTZ JOPPICH
& AMTSBUECHLER PC

Elizabeth Kudla Saarela

EKS

Enclosures

C: Cortney Hanson, Clerk (w/ Enclosure)
Ben Croy, City Engineer (w/Enclosure)
Thomas R. Schultz, Esquire (w/Enclosure)

CITY OF NOVI
COUNTY OF OAKLAND, MICHIGAN

RESOLUTION
MDOT CONTRACT 26-5103 (AMENDMENT TO CONTRACT 25-5523)
MDOT COST PARTICIPATION AGREEMENT
ITC TRAIL TO BOSCO FIELDS PARK PATHWAY

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WHEREAS; the Mayor and the City Clerk are authorized to execute the approved Cost Participation Contracts, on behalf of the City, as expressly authorized, directed and instructed by the Council.

NOW THEREFORE, IT IS THEREFORE RESOLVED that Mayor and Council of the City of Novi hereby support and authorize participation in MDOT Contract No. 26-5103 (amendment to contract 25-5523) by and between the Michigan Department of Transportation and the City of Novi.

And approve MDOT Contract Number 26-5103 (amendment to contract 25-5523)

AYES:

NAYS:

RESOLUTION DECLARED ADOPTED.

Cortney Hanson, City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Novi, County of Oakland, and State of Michigan, at a regular meeting held this ____ day of _____, 2026, and that public notice of said meeting was given pursuant to and in full compliance with Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting have been kept and made available to the public as required by said Act.

Cortney Hanson, City Clerk
City of Novi

AMENDMENT TO CONTRACT 25-5523

DA

Control Section	TAU 63000
Job Number	221323CON
Project	25A1123
CFDA No.	20.205 (Highway Research Planning & Construction)
Contract No.	26-5103

THIS AMENDATORY CONTRACT is made by and between the MICHIGAN DEPARTMENT OF TRANSPORTATION, hereinafter referred to as the "DEPARTMENT"; and the CITY OF NOVI, 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 this Amendment to CONTRACT #25-5523.

WITNESSETH:

WHEREAS, the parties to the Amendment have heretofore, by a Contract dated December 5, 2025, hereinafter referred to as "CONTRACT 25-5523" provided for the construction and financing of that which is hereinafter referred to as the "PROJECT" and is described as follows:

PART A – FEDERAL PARTICIPATION

Hot mix asphalt shared use path from the existing ITC Trail, south of 11 Mile Road, easterly to Bosco Fields Park connecting to Beck Road, including tree removal, earthwork, grading, aggregate base, boardwalk, concrete sidewalk and permanent signing; and all together with necessary related work.

PART B – NO FEDERAL PARTICIPATION

Audio-visual record along the limits as described in PART A; and all together with necessary related work.

WHEREAS, the DEPARTMENT and the REQUESTING PARTY having appropriate authority desire to amend CONTRACT 25-5523 to provide for the increase in maximum Federal share and the change in the estimated PROJECT COST.

NOW, THEREFORE, it is hereby agreed by and between the parties hereto that:

1. Section 5 of CONTRACT 25-5523 is revised to read as follows:

2/4/87 amend.for 2/25/26

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

PART A

Federal Funds shall be applied to the eligible items of the PART A portion of the PROJECT COST up to the lesser of: (1) \$1,272,444 or (2) an amount such that 81.85 percent, the normal Federal participation ratio for such funds, for the PART A portion of the PROJECT is not exceeded at the time of the award of the construction contract. The balance of the PART A portion of the PROJECT COST, after deduction of Federal Funds, shall be charged to and paid by the REQUESTING PARTY in the manner and at the times hereinafter set forth.

PART B

The PART B portion of the PROJECT COST is not eligible for Federal 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 not reimbursed by Federal Funds will be the sole responsibility of the REQUESTING PARTY.

2. EXHIBIT I of CONTRACT 25-5523 is superseded by EXHIBIT I REVISED, dated February 25, 2026 attached hereto and made a part hereof. Any references to EXHIBIT I in CONTRACT 25-5523 shall be construed to mean EXHIBIT I REVISED.

3. Except as amended by the provisions herein, all of the provisions, covenants, and obligations of the parties contained in CONTRACT 25-5523 shall remain in full force and effect.

4. The REQUESTING PARTY waives any and all claims it has or may have against the DEPARTMENT which arise out of the need to amend CONTRACT 25-5523.

5. This Amendatory 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; 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 as written below.

CITY OF NOVI

MICHIGAN DEPARTMENT
OF TRANSPORTATION

By _____
Title:

By _____
for Department Director MDOT

By _____
Title:



February 25, 2026

EXHIBIT I REVISED

CONTROL SECTION TAU 63000
JOB NUMBER 221323CON
PROJECT 25A1123

ESTIMATED COST

CONTRACTED WORK

	<u>PART A</u>	<u>PART B</u>	<u>TOTAL</u>
Estimated Cost	\$1,271,750	\$ 1,200	\$1,272,950

COST PARTICIPATION

GRAND TOTAL ESTIMATED COST	\$1,271,750	\$ 1,200	\$1,272,950
Less Federal Funds*	<u>\$1,040,927</u>	<u>\$ 0</u>	<u>\$1,040,927</u>
BALANCE (REQUESTING PARTY'S SHARE)	\$ 230,823	\$ 1,200	\$ 232,023

*Federal Funds for the PROJECT are limited to an amount as described in Section 5.

NO DEPOSIT

2/4/87 amend.for 2/25/26