

**MEMORANDUM**

TO: Clackamas County Board of County Commissioners (BCC)  
FROM: Dan Johnson, DTD Director  
RE: DTD Plan modification for spending American Rescue Plan Act (ARPA) funds  
DATE: March 13, 2024

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**REQUEST:** Staff respectfully requests the BCC to approve the Department of Transportation Development's (DTD) proposed plan described below to reallocate previously approved ARPA funds.

**BACKGROUND:** In a previous action, the BCC obligated \$4,972,050 in ARPA funds to DTD for road and culvert replacement projects as follows:

- \$1,463,124 to the Jennings sidewalk project to cover a shortfall for construction.
- \$1,398,000 to the El Camino Way Stormwater Improvements project.
- \$1,551,635 to the Thiessen Culvert Replacement at Kellogg Creek project.
- \$559,291 to an overlay on Jennings in the vicinity of the sidewalk project.

Per federal law, ARPA funds must be obligated by December 31, 2024. As a result, due to a recent construction bid and a newly discovered historical issue, DTD recommends modifying the DTD ARPA expenditure plan as follows:

- Reduce ARPA for the Jennings sidewalk project to \$1,163,124. Since our last update to the BCC, the County has opened bids on the project and the bid was lower than the last engineer's estimate by about \$300,000. DTD proposes reallocating the \$300,000 to the Wildcat Mountain paving project. The Wildcat Mountain paving project is currently being designed and the construction dollars will be obligated later this year for 2025 construction.
- Reallocate the \$559,291 previously approved for an overlay on Jennings to the Wildcat Mountain paving project. Jennings will still get paved as originally planned after the Jennings sidewalk project is completed, but the timing does not line up well with ARPA restrictions. Instead, future road fund will be used.
- Reallocate \$1,425,932 in ARPA from the previously approved Thiessen Culvert Replacement at Kellogg Creek to paving projects. During the Thiessen Culvert design process, an impact to a historical resource was discovered. After consulting with the State Historic Preservation Office, we determined that the timeline for mitigation of this impact will likely take longer than the ARPA obligation deadline allows. DTD still intends to complete the project with future road funds. \$125,703 in ARPA funds have already been

spent on the project, leaving \$1,425,932 available to reallocate. DTD proposes reallocating the \$1,425,932 to the Wildcat Mountain and Arndt Road paving projects.

With these proposed changes, the new ARPA distribution would be as follows:

- \$1,163,124 to the Jennings sidewalk project
- \$1,398,000 to the El Camino Way Stormwater project
- \$125,703 to the Thiessen Culvert Replacement at Kellogg Creek project
- \$1,602,000 to the Wildcat Mountain paving project
- \$682,683 to the Arndt Road paving project

**RECOMMENDATION:** Staff recommend the Board approve the proposed changes to the Transportation & Development ARPA Spending Plan For Road and Culvert Projects.

Respectfully Submitted,

*Dan Johnson*

Dan Johnson  
Director, DTD