

MEMORANDUM

TO: Clackamas County Board of County Commissioners (BCC)
FROM: Dan Johnson, DTD Director
RE: DTD Plan for spending American Rescue Plan Act (ARPA) funds
DATE: October 12, 2023

REQUEST: Staff respectfully requests the BCC to approve the Department of Transportation Development's (DTD) proposed plan described below for spending \$3,342,415 in designated ARPA funds.

BACKGROUND:

In a previous action, the Board of County Commissioners obligated \$3,342,415 in ARPA funds to DTD for "Road Projects". At that time staff were not able to commit the funds to projects due to the absence of a final guidance from the U.S. Treasury. We now have guidance that provides us with information for eligible projects.

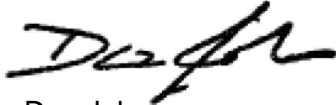
ARPA funds that are designated for Transportation must be obligated by December 31, 2024, and must be spent by September 30, 2026. Due to the tight timeline, the ARPA funds are best spent on a project that is already federally funded, or on a project that clearly has no environmental impacts and thus can be delivered on an expedited pathway.

DTD proposes the \$3,342,415 be allocated as follows:

- \$1,463,124 to the Jennings sidewalk project. This project is already federally funded. Bids were opened last spring, but the bids all far exceeded the engineer's estimate. Staff has made some changes to the plans and clarified some issues and the project is going to rebid shortly. However, the latest construction estimates show the project is approximately \$1 million over budget. Without using ARPA funds, this would have to be made up with other sources (Road fund most likely). In addition, the project requires an overmatch beyond the requirements in the County's Intergovernmental Agreement with ODOT. This overmatch is \$463,124.
- \$1,320,000 to the previously approved ARPA stormwater projects of El Camino Way Stormwater Improvements and Thiessen Culvert Replacement at Kellogg Creek. Since these projects were scoped, revised engineer's estimates have increased significantly due in part to inflation in the price of stormwater pipe. In addition, for the El Camino Project, the design requires additional catch basins, manholes and stormwater pipe needed to meet the minimum grades and stormwater conveyance requirements. For the Thiessen Culvert, a longer culvert is required to allow for future sidewalk improvements in the area.

- \$559,291 to an overlay on Jennings in the vicinity of the sidewalk project. An overlay was not included in the original sidewalk project scope when it was first awarded funds a few years ago. The existing pavement has since deteriorated and its PCI is below 70. An overlay is the proper resurfacing treatment given its condition. The overlay is estimated to cost \$900,000, and the balance of funds will come from Road Fund.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Dan Johnson", written in a cursive style.

Dan Johnson
Director, DTD