

American Rescue Plan Act

Administration of Local Projects Funded
Through State ARPA Allocations

**Presented by LOC, AOC, SDAO,
OPPA, DAS, and Business Oregon**

January 21, 2022



What projects are we talking about?

See [HB 5006 Budget Report](#) from the 2021 Session

\$240M in legislator requests administered through DAS

\$276 million in water and sewer projects through Business Oregon

District	Member	Project	Amount	Recipient
S-1	Heard	Southwestern Oregon Emergency Recovery, Revitalization, and Preparedness Project	1,940,000	Douglas County
		City of Powers Sewer/Drainage and lateral line repairs and upgrades	60,000	City of Powers
		Bandon Marina Redevelopment	1,500,000	Port of Bandon
		Rogue River-Siskiyou Regional Wildfire & Emergency Services Training Center	500,000	Curry County
S-2	Robinson	Grants Pass Pregnancy Care Center Expansion	4,000,000	Pregnancy Care Center of Grants Pass
S-3	Golden	Coordinated Care Facility Replacement	1,400,000	Family Nurturing Center
		Equity in Learning Facilities	1,300,000	Armadillo Technical Institute
		Houseless relocation from Bear Creek Greenway to urban campground property	1,000,000	City of Medford
		Habitat for Humanity ReStore	300,000	Habitat for Humanity- Rogue Valley
S-4	Prozanski	Lane County Investments	2,255,000	Lane County Organizations
		Western Lane County Fire Response	375,000	Lane County Fire Authority
		Douglas County Investments	1,370,000	Douglas County Organizations
S-5	Anderson	Lincoln City Cultural Center Plaza	900,000	Lincoln City Cultural Center
		Waldport Water Tank Seismic Retrofit & Recoating	600,000	City of Waldport
		Depoe Bay Restoration of Pilings and Docks	500,000	City of Depoe Bay
		Purchase of former Coos Bay GP Site	2,000,000	Oregon International Port of Coos Bay
S-6	Beyer	Lane County Emergency Shelter	2,250,000	Lane County
		Linn County Public Safety Improvements	1,000,000	Linn County
		Lane County Investments	750,000	Lane County

- \$10,000,000 for the City of Scappoose water infrastructure projects
- \$2,500,000 for the City of Aumsville water system improvements
- \$12,000,000 for the City of Philomath water treatment plant and reservoir construction
- \$900,000 for the Wasco County Soil and Water Conservation District Mosier Million #2 well replacement project
- \$835,000 for the Crescent Sanitary District wastewater collection system
- \$5,800,000 for the City of Carlton wastewater treatment plant
- \$15,500,000 for Lane County McKenzie River Valley drinking water and wastewater system replacements
- \$1,800,000 for the Panther Creek Water District water reservoir replacement
- \$15,000,000 for Lincoln County Panther Creek septic and stormwater systems
- \$3,000,000 for the City of Detroit drinking water system
- \$3,000,000 for the for the City of Ashland for Talent, Ashland, and Phoenix intertie improvements
- \$500,000 for Lincoln County well repair
- \$25,000 for the City of Gates water meter replacement
- \$5,000,000 for the City of Phoenix Charlotte Ann Water District disbanding transition costs
- \$3,000,000 for the City of Powers sewer collection system and sewer plant
- \$1,570,064 for the City of Roseburg stormwater system improvements
- \$200,000 for Cave Junction water distribution center
- \$2,500,000 for the City of Mosier wastewater treatment plan update
- \$3,000,000 for the City of Nyssa water system expansion

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List begins on page 43

What are we NOT talking about today?

\$124 million in transportation projects through ODOT (see list on page 79 of budget report)

- \$80 million for safety improvements to Oregon 213/82nd Avenue
- \$32 million for Phase II costs related to the Newberg Dundee Bypass (OR-219 section)
- \$5 million for the Hood River-White Salmon Interstate Bridge
- \$3,349,960 for rehabilitation of the Lake County Railroad
- \$4 million for the Clackamas County Sunrise Gateway Corridor Community Visioning Concept

ODOT Contacts

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\$818 million ARPA allocation to counties

\$437.7 million ARPA allocation to metropolitan cities

\$242.9 million to smaller non-entitlement cities

Two agencies, similar processes, but differences...

DAS \$240M

- Must meet relatively broad ARPA **revenue replacement eligibility** requirements
- **Some local agreements already going out** – more defined scope
- Quarterly expenditure reporting, relatively simple

Business Oregon \$276M

- Must meet stricter ARPA **infrastructure eligibility** requirements
- Working on interagency agreement to secure funds, **local agreements beginning early 2022**
- Reporting TBD

Dept. of Administrative Services Process

Timeline update

- Project information forms (PIFs) were distributed September 24, 2021
- Grant Agreements started going out to recipients the week of November 29, 2021
- The COVID Fiscal Relief Team is working through PIFs and prioritizing by readiness and complexity
 - Team is working with recipients to clarify projects
 - Requests for project/recipient changes
- Status as of January 18, 2022

Status	Count
01-Recipient Paid	27
02-Executed Agreement	64
03-Agreement pending DAS signature	8
04-Grant Agreement sent to Recipient	61
05-IAA to Agency for Review	5
06-DAS f/u re: SOW	14
08-Recipient Clarification Needed	2
09-Pending DAS Review	61
10-Not Received	53
Grand Total	295

Dept. of Administrative Services Process

Eligible Expenditure Categories and Qualified Projects

- US Treasury has 7 Eligible Expenditure Categories
 - 1: Public Health
 - 2: Negative Economic Impacts
 - 3: Services to Disproportionately Impacted Communities
 - 4: Premium Pay
 - 5: Infrastructure
 - **6: Revenue Replacement**
 - 7: Administrative
- HB 5006 Section 74 projects aka Member Projects, have been designated by DAS as Revenue Replacement (EC 6)
- Uniform Grant Guidance (aka Super Circular) still applies to ARPA grants under Revenue Replacement.
- ARPA restrictions and US Treasury guidance also apply.

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Grant Agreements

- Scope of Work (SOW):
 - The SOW for the grant agreement comes from the project description as submitted in the PIF
 - The COVID Fiscal Relief Team distills the project description into a high level SOW for the grant agreement, to allow as much flexibility in the project deliverables as possible
 - If you receive a grant agreement and you disagree with the SOW, the Team will modify based on your feedback
 - The SOW must be clear about how the recipient will utilize the grant during the use period
 - The SOW must clearly state how the full amount of funds will be utilized

Dept. of Administrative Services Process

Reporting

- Project Performance Plan
- Quarterly Expenditures and Project Updates
- Annual reporting for equity and engagement, required if applicable

Project Contact

- Stephanie Tyrer, COVID Fiscal Relief Manager
Statefiscal.recoveryfund@das.Oregon.gov
- Grant Managers will be identified soon!

Business Oregon – ARPA Background

Coronavirus State and Local Fiscal Recovery Funds ([SLFRF](#))

SLFRF is a part of the American Rescue Plan Act (ARPA) with various eligibility buckets

- Projects administered by Business Oregon will be claimed under the “water, sewer, and broadband infrastructure” category

Water, sewer, and stormwater projects under ARPA must generally align with existing EPA programs

- Clean Water State Revolving Fund ([CWSRF](#))
- Drinking Water State Revolving Fund ([DWSRF](#))

ARPA Background Continued

Streamlined federal requirements

SLFRF funds for infrastructure are intended to be used prospectively, to cover eligible costs incurred after March 3, 2021

- Costs must be **incurred** (i.e., “obligated”) by December 31, 2024
- All funds must be **expended** by December 31, 2026

Business Oregon Process

HB 5006 Signed August 6, 2021

- 48 projects; \$275.7M; Water, sewer, and stormwater infrastructure

Work to Date

- Project information forms sent to recipients
September 2021
- Established an interagency coordination process with OHA, DEQ, and EPA to verify project eligibility
- Verify project readiness to proceed

Business Oregon Process

Next Steps

- Finalize interagency agreement with DAS
- Finalize grant contract template and verify reporting requirements
- Execute contracts starting early 2022
- Continue to verify project eligibility and move ready projects into contract queue
- Work with any projects not yet ready to proceed

Agency Contacts

- Business Oregon [Regional Development Officers](#)

What if we want to get started today?

- Expenses after March 3, 2021 are eligible, doing work early will not cause disqualification
- There will be a legal review for ARPA qualification and there is risk project may not qualify under Treasury guidelines as interpreted by DOJ
- Jurisdiction must anticipate any requirements that will be in the grant agreement and accept that work not completed within those terms is not eligible (ex. prevailing wage)
- If the city borrows to do the work it is more complicated, fees and interest are not eligible expenses, principal is open question

Question Time!

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