

Jefferson County  
Board of Commissioners  
Agenda Request

**To:** Board of Commissioners  
Philip Morley, County Administrator

**From:** Frank Gifford, Public Works Director *FG*

**Agenda Date:** March 4, 2013

**Subject:** Terminate Rural Arterial Program (RAP) Grant 1609-1  
South Discovery Road, MP 2.65 - 3.64

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**Statement of Issue:** The Board is being asked to sign a letter requesting termination of the Rural Arterial Program (RAP) grant for the South Discovery Road Improvement project at milepost MP 2.65 - 3.64.

**Analysis/Strategic Goals/Pro's & Con's:** RAP is a competitive source of road improvement funds administered by the County Road Administration Board (CRAB) at the State level. The grant agreement requires significant upgrades to the road which would have major right of way impacts to adjacent properties. The primary impetus for a project at this location is restoration of the road base structure and surfacing which could be accomplished without the impacts associated with the major road upgrade required by the grant if alternate funding can be obtained.

**Fiscal Impact/Cost Benefit Analysis:** The grant agreement provided for \$1,507,500 in grant funds and required a 10% match of local funds. None of the funds from the grant have been used. There is no risk in returning the funds. There is significant risk in proceeding with the project.

**Recommendation:** Sign the three (3) originals of the attached letter requesting that the grant contract for this project be terminated.

**Department Contact:** Monte Reinders, County Engineer 385-9242

**Reviewed By:**

  
Philip Morley, County Administrator

*2/27/13*  
Date

STATE OF WASHINGTON  
COUNTY ROAD ADMINISTRATION BOARD

COPY

RURAL ARTERIAL PROGRAM  
PROJECT AGREEMENT FOR CONSTRUCTION PROPOSAL

Submitting County: JEFFERSON

Project Number: 1609-01

Road No. And Sequencer: 6015009

Name of Road: SOUTH DISCOVERY ROAD M.P. 02.65 To 03.64

Approval Date: 04-16-09

TOTAL AMOUNT OF AUTHORIZED RATA FUNDS: \$ 1,507,500

IN CONSIDERATION of the allocation by the County Road Administration Board (CRABoard) of rural arterial trust account (RATA) funds to the project in the amount set out above, the county hereby agrees that as condition precedent to payment of any RATA funds allocated at any time to the above referenced project, it accepts and will comply with the terms of this agreement, including the terms and conditions set forth in Chapter 49, Laws of 1983, 1st Ex. Sess. (RCW 36.79); the applicable rules and regulations of the CRABoard (WAC 136-100 et seq.) and all representations made to the CRABoard upon which the fund allocation was based; all of which are familiar to and within the knowledge of the county and are incorporated herein and made a part of this agreement, although not attached. The officer of the county, by his/her signature below, hereby certifies on behalf of the county that matching funds and other funds represented to be committed to the project will be available as necessary to implement the projected development of the project as set forth in the construction proposal prospectus, and acknowledges that funds hereby authorized are for the development of the construction proposal as defined by RCW 36.79.

The county hereby agrees and certifies that:

- (1) It is in compliance with the provisions of WAC ch. 136-150 regarding eligibility for RATA funds. If the county is found not to be in compliance with the provisions of Chapter 150, such non-compliance may be cause for the CRABoard to withdraw or deny the Certificate of Good Practice of that County.
- (2) If the project is reconstruction in scope, the county will gain approval from WSDOT (RCW 43.32) for all deviations from the design standards listed in the Local Agency Guidelines prior to construction.
- (3) If the project is 3R (resurfacing restoration and rehabilitation) in scope, the county will document its design considerations for the proposed improvements in keeping with 3R standards as listed in the Local Agency Guidelines.
- (4) The project will be constructed in accordance with the information furnished to the CRABoard, and the plans and specifications prepared by the county engineer.
- (5) It will notify the CRABoard when a contract has been awarded and/or when construction has started, and when the project has been completed.
- (6) It will reimburse the RATA in the event a project post audit reveals improper expenditure of RATA funds.

If the costs of the project exceed the amount of RATA funds authorized by the CRABoard, set forth above, and the required matching funds and other funds represented by the local agency to be committed to the project, the local agency will pay all additional costs necessary to complete the project as submitted to the CRABoard.

IN CONSIDERATION of the promises and performance of the stated conditions by the county, the CRABoard hereby agrees to reimburse the county from RATA funds allocated, and not otherwise, for its reimbursable costs not to exceed the amount above specified. The CRABoard will reimburse counties on the basis of monthly progress payment vouchers received and approved on individual projects in the order in which they are received in the CRABoard office, and subject to the availability of RATA funds apportioned to the region. Such obligation to reimburse RATA funds extends only to project costs incurred after the date of project approval by the CRABoard, 04-16-09

This agreement supersedes all prior agreements issued using the project and work order numbers listed above and shall be valid and binding only if it is signed and returned to the CRABoard office within 45 days of its mailing by the CRABoard.

COUNTY ROAD ADMINISTRATION BOARD:

JEFFERSON COUNTY:

By: [Signature]

By: [Signature]

Date: 5-27-09

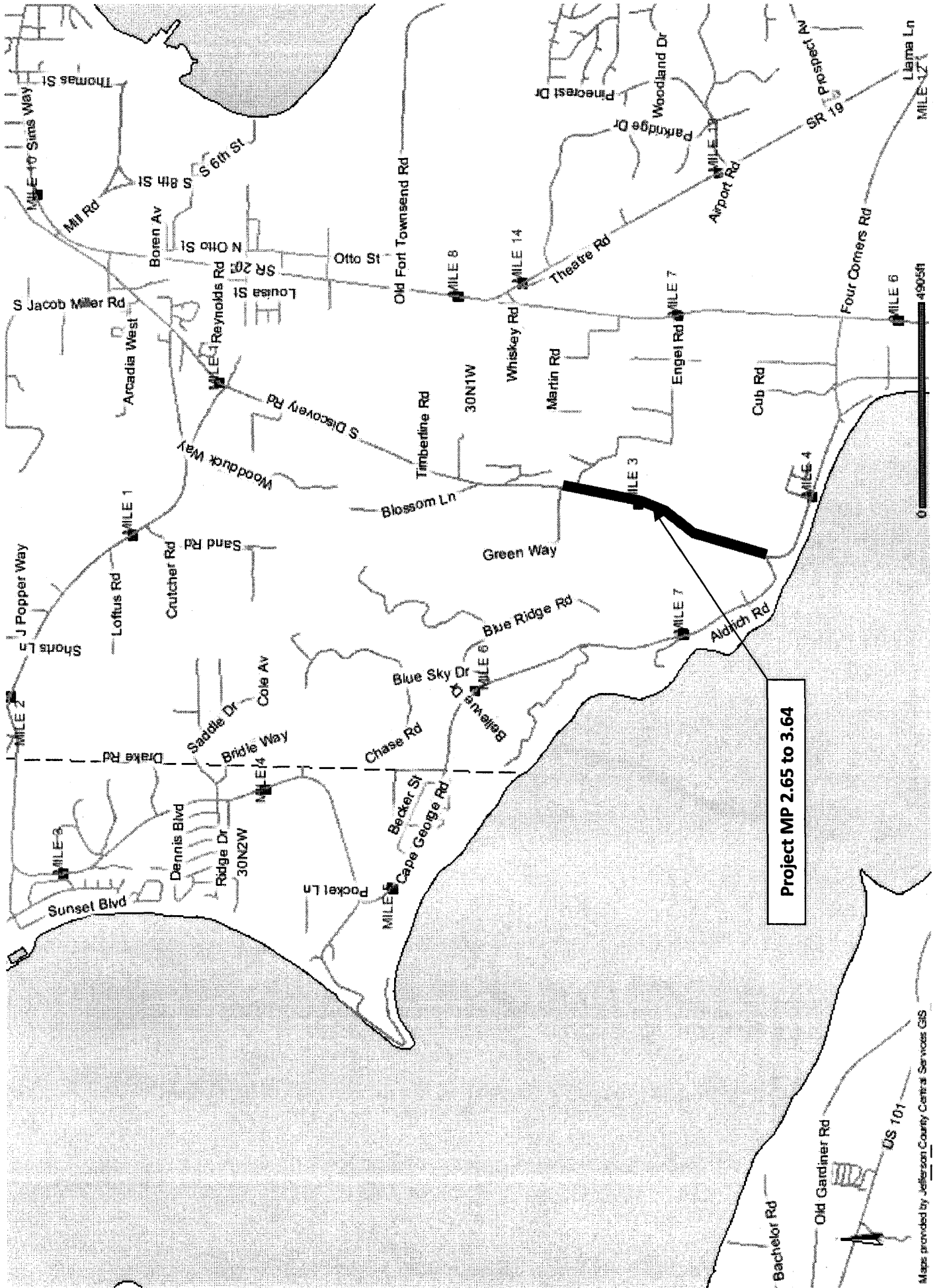
David Sullivan, Chair

Board of County Commissioners

Approved as to form only:

Date: 5/18/09

David Ahonen 5/3/09  
Jefferson Co. Prosecutor's Office



**Project MP 2.65 to 3.64**

March 4, 2013

County Road Administration Board  
2404 Chandler CT SW, Suite 240  
Olympia, WA 98504-0913

Attn: Jay Weber, Executive Director

Re: Rural Arterial Program (RAP) Project Withdrawal  
South Discovery Road M.P. 2.65 to M.P. 3.64  
RAP Project No. 1609-1

Dear Sir:

In accordance with WAC 136-167-020 we hereby request that the RAP contract for the above referenced project be terminated. No RAP expenditures have been made on this project to date. The primary impetus behind this project is restoration of the base structure and surfacing. Based on recent experience with an adjacent project, it is our opinion that the right of way impacts and risks associated with the shoulder widening, curve correction, and drainage improvements identified in the prospectus are not supportable for this project. Until a solution can be found for the adjacent project at MP 3.62 to MP 4.00, where bluff failure threatens to close the road, it would be difficult to justify expenditures and controversial right of way acquisition for geometry and width upgrades at this location.

We support recent changes in the Northwest Region to RAP that allow for 2R projects (Resurfacing & Restoration) and require only 10% match. The County Arterial Preservation Program (CAPP) has also been a great success in our county, and we would like to see more investment into this program. These 2R and CAPP projects, which do not require extensive right of way or permitting, will allow us to deliver projects rapidly to preserve our infrastructure, which is our priority in an era of reduced revenues. We are encouraged by our apparent recent success in competing for 2R funds for Center Road, one of our most important assets.

Thank you again for your consideration in this matter.

Sincerely,

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Chairman of the Jefferson County Board of Commissioners