



DAN JOHNSON
DIRECTOR

DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
DEVELOPMENT SERVICES BUILDING
150 BEAVERCREEK ROAD OREGON CITY, OR 97045

February 5, 2026

BCC Agenda Date/Item: _____

Board of County Commissioners
Clackamas County

Approval of a Supplemental Project Authorization with the Oregon Department of Transportation for Canby Ferry ramp enhancements. Agreement Value is \$925,000 for 5 years. Funding is through the Federal Ferry Boat Program and County Road Funds. No County General Funds are involved.

Previous Board Action/Review	7/10/2025: BCC Approval to request Federal Ferry Boat Program Grant Funding through the Oregon Department of Transportation to replace the northern ferry boat ramp, assess the south ramp and place bank stabilization measures on the north side of the river adjacent to the northern ramp.		
Performance Clackamas	Build a strong infrastructure		
Counsel Review	Yes	Procurement Review	No
Contact Person	Devin Patterson	Contact Phone	503-742-4666

EXECUTIVE SUMMARY: This is a project agreement between Clackamas County and the Oregon Department of Transportation (ODOT) for the preliminary engineering, right of way and construction phases of work in the effort to evaluate and replace the northern ferry boat ramp landing, place bank stabilization measures adjacent to the northern ramp, and evaluate condition and stability of the southern ferry boat ramp. Federal-aid highway funds are available through ODOT for designing and constructing ferry boats and for designing, acquiring right-of-way and constructing ferry terminal facilities, including ferry maintenance, and other activities as described in the Ferry Boat Program Implementation Guidance.

The northern ramp needs to be replaced due to it having shifted over time, which has resulted in damage to the bottom of the ferry boat. To date, the damage has been minor, but significant damage could occur in the future.

Additionally, the riverbank on the north side has been eroding and bank stabilization measures are needed to protect the SW Mountain Rd, which is above the eroded area.

Clackamas County will complete the work as a Supplemental Project under the

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County's Local Agency Certification Program Agreement No. 73000-00029343 with ODOT. Currently, the project is financed with \$480,830 in Ferry Boat Discretionary funds matched by \$444,170.00 in County Road Funds. However, the County intends to add future allocations of Ferry Boat Discretionary funds to fund the project with up to 80 percent Ferry Boat Discretionary funds (\$740,000.00) matched by 20 percent County Road Funds (\$185,000.00).

RECOMMENDATION:

Staff recommends that the Board of County Commissioners approve and sign the Supplemental Project Authorization No. 73000-00029343:7 with ODOT for the Canby (M J Lee) Ferry Ramp Enhancements.

Respectfully submitted,

Dan Johnson

Dan Johnson, Director
Department of Transportation & Development

Oregon Department of Transportation
LOCAL AGENCY CERTIFICATION PROGRAM
Supplemental Project Authorization No. 73000-00029343:7

Under the authority of Certification Program Agreement No. 73000-00029343 (“Program Agreement”) between the **Oregon Department of Transportation** (“State” or “ODOT”) and **Clackamas County** (“Certified Agency”), dated July 17, 2024, which is hereby incorporated by reference, the Parties agree to Certified Agency delivering the “Project” shown on the Project Details Table in Section A below (“Project”) as agreed to herein.

A. PROJECT DETAILS TABLE

SPA NUMBER	#7	
Project Key Number:	23909	
Project Name:	Canby (M J Lee) Ferry Ramp Enhancements	
Project Description:	The project will evaluate stabilization of the south ramp and replace the north ramp including bank stabilization. Ramps are used by the Canby Ferry which provides an important link across the Willamette River between Canby & Wilsonville/West Linn. Ramp replacement and bank stabilization are needed to protect the roadway above the riverbank (SW Mountain Road).	
Funding Award Program:	Funds have been awarded under the Federal Ferry Boat Discretionary Program and will be applied in accordance with Paragraph V.3.f of the Program Agreement.	
Project End Date:	Certified Agency must complete the Project by: 12/31/30.	
Project Location and Jurisdiction:	<ul style="list-style-type: none">• Within the limits of the Project, the ferry boat ramp identified for improvements is under the jurisdiction and control of Certified Agency.• Also within the limits of the Project, some Project work will be performed on Oregon Parks and Recreation Department (OPRD) right of way, for which Certified Agency shall obtain any necessary permits from ORPD. See Program Agreement under Section V. Projects at subsection 10.c.iii.3 and 5.	
FUNDING DETAILS		DATA
Certified Agency’s Unique Entity Identifier:		NVWKAVB8JND 6
Certified Agency to report executive compensation information per Federal Transparency Act (see Exhibit B to the Program Agreement):		No
Award is for Research and Development (R&D) as defined in 2 CFR 200.1:		No
Certified Agency Indirect Cost Rate(s):		29.41%
Pro-Rated Federal Share Percentage:		80%
Certified Agency Required Match Percentage:		20%

Federal Funds (Federal Ferry Boat Program):	\$480,830.00	
State Funds:	\$0	
Certified Agency Funds: Funding note: Required match \$120,207.50; Overmatch \$323,962.50	\$444,170.00	
Other Funds:	\$0	
Approved In-Kind Contribution:	\$0	
Total Project Cost	\$925,000.00	
INFORMATIONAL DETAILS	DATA	
ODOT’s preliminary estimated costs for oversight and other ODOT services for Project phases covered by this Supplemental Project Authorization, applied in accordance with Section B, Paragraph 3 below:	\$75,000.00	
APPLICABLE PROVISIONS		
Standard Provisions: The following exhibits to the Program Agreement apply to this Project if marked “Yes” below (“No” indicates the exhibit does not apply to this Project).		
Yes/No	Exhibit #	Description
Yes	Exhibit B:	Standard Provisions: Federal Transparency Act Subaward Reporting
Yes	Exhibit C:	Standard Provisions: Contract Insurance
Yes	Exhibit D:	Standard Provisions: Americans with Disabilities Act Compliance
No	Exhibit E:	Standard Provisions: Local Bridge Projects
Yes	Exhibit F:	Standard Provisions: Right of Way Services
Special Provisions: The following attachment(s) to the Program Agreement apply(ies) to this Project if marked “Yes” below (“N.A.” indicates “not applicable”).		
Yes/N.A.	Attachment #	Description
Yes	Attachment 1:	Project Vicinity Map
N.A.	Attachment 2:	N.A.
N.A.	Other project-specific modifications to the Program Agreement that apply to this Project.	

B. SUPPLEMENTAL PROJECT AUTHORIZATION TERMS

1. **Applicable Provisions:** Except as otherwise modified by the terms of this Supplemental Project Authorization, the Project is subject to the terms and conditions of the Program Agreement, including the Standard Provisions and Special Provisions specified in the Project Details Table above, which are incorporated into this Supplemental Project Authorization by reference as though fully set forth herein.
2. **Scope:** The Project includes preliminary engineering, right of way, and construction. The Project will replace the north ramp landing and stabilize the north side embankment to protect the roadway above the riverbank (SW Mountain Rd). The following measures are planned: geotextile fabric, rip rap, large woody debris (if required), mulching, and seeding. The Project is located at the Ferry Crossing as shown on Attachment 1 – Project Vicinity Map.

3. ODOT Costs: The Parties agree that ODOT will perform risk-based Project oversight in accordance with the Program Agreement. A preliminary estimate for the cost of ODOT's work is shown above in the Project Details Table under Informational Details. The Parties agree that ODOT services to be performed in excess of this preliminary estimate shall be addressed as provided in Paragraph V.3.g of the Program Agreement. Certified Agency understands that ODOT's costs are estimates only and Certified Agency agrees to pay ODOT's actual costs incurred per the Terms of this Supplemental Project Authorization. On a quarterly basis, ODOT will provide Certified Agency a statement of costs expended by ODOT.
4. Funding: A combination of federal, state, and local funds may be expended on the Project as detailed in the Project Details Table above, subject to the limitations and obligations set forth in the Program Agreement and this Supplemental Project Authorization. Federal and State funds for the Project shall be limited to the amount shown in the Funding Details section of the Project Details Table above.
 - a. Certified Agency guarantees the availability of Certified Agency funding in an amount required to fully fund Certified Agency's share of the Total Project Cost, as shown in the Project Details Table, and in accordance with the Funding provisions in Paragraph V.3 of the Program Agreement.
 - b. Certified Agency understands and agrees that federal funding for this Project is contingent upon FHWA's approval of each funding request. Any work performed outside the period of performance approved by FHWA or outside the Project scope will be considered non-participating and paid for at Certified Agency's expense.
 - c. ODOT will submit requests for federal funding authorizations to FHWA by Project phase. The ODOT Project Contact or designee will provide Certified Agency with a written notice to proceed for each Project phase when FHWA approval has been secured and funds are available for expenditure on the Project.
 - d. With the notice to proceed, ODOT will provide Certified Agency with a copy of the USDOT FHWA Federal Aid Project Agreement between ODOT and FHWA for this Project, which contains the information required of pass-through entities by 2 CFR 200.332(a)(1).
5. Invoicing: Certified Agency shall submit invoices for Project progress billings in accordance with the invoicing provisions in Paragraph V.5 of the Program Agreement.
6. Period of Performance:
 - a. **Begin and End Dates:** The Project period of performance begins when both the initial FHWA Project authorization has been received by ODOT and a notice to proceed for the first phase of the Project has been issued by the ODOT Project Contact. The Project period of performance ends on the Project End Date shown in the Project Details Table. All Project work must be completed within the period of performance.
 - b. **Project End Date Changes:** The Project End Date may be changed upon written approval by the ODOT Project Contact, which shall be incorporated by reference into this Supplemental Project Authorization. To extend the Project End Date, Certified Agency shall submit a written request to the ODOT Project Contact as soon as Certified Agency becomes aware that a schedule

change is necessary, but no less than sixty (60) calendar days prior to the authorized Project End Date. The ODOT Project Contact will coordinate with ODOT Program and Funding Services to seek authorization from FHWA prior to approving the extension request. FHWA authorization for extensions is not guaranteed. Any work performed outside the period of performance authorized by FHWA will be nonparticipating and paid for at Certified Agency's expense.

7. Project Useful Life: The useful life of the Project is 20 years.

8. Project-Specific Modifications: Reserved.

C. PROJECT CONTACTS, SIGNATURE AUTHORITIES, COUNTERPARTS, ACKNOWLEDGEMENT

1. Each Party's Project Contact is shown on the signature page of this Supplemental Project Authorization. Each Party agrees to notify the other Party in writing of any contact information changes during the term of this Supplemental Project Authorization.
2. Each Party certifies and represents that the individuals signing this Supplemental Project Authorization have been authorized to enter into and execute this Supplemental Project Authorization on behalf of the Party under the direction or approval of its governing body, commission, board, officers, members, or representatives, and to legally bind the Party.
3. This Supplemental Project Authorization may be executed in several counterparts (facsimile or otherwise) all of which when taken together shall constitute one agreement binding on all Parties, notwithstanding that all Parties are not signatories to the same counterpart. Each copy of this Supplemental Project Authorization so executed shall constitute an original. The Parties may use Electronic Signatures in accordance with Paragraph VII.15. of the Program Agreement.
4. This Project is in the 2024-2027 Statewide Transportation Improvement Program (STIP), Key No. 23909, that was approved by the Oregon Transportation Commission on July 13, 2023 (or subsequently approved by amendment to the STIP).
5. Certified Agency Acknowledgement:

Certified Agency's signing representatives certify that by signing this Supplemental Project Authorization, they have read the Program Agreement, including the following exhibits that apply to this Supplemental Project Authorization, as shown in the Project Details Table in Section A above: Exhibit B (Federal Transparency Act), Exhibit C (Contract Insurance), Exhibit D (ADA), and Exhibit F (Right of Way Services).

Certified Agency: (Initial here.)

Signature Page to Follow

THE PARTIES, by execution of this Supplemental Project Authorization, hereby acknowledge that their signing representatives have read this Supplemental Project Authorization, understand it, and agree to be bound by its terms and conditions.

CLACKAMAS COUNTY, acting by and through
its elected officials

By _____
Chair, Board of County Commissioners

Date _____

LEGAL REVIEW APPROVAL

By Caleb Huegel
Certified Agency Legal Counsel
Date via email dated 10/27/2025

Certified Agency Project Contact:

Joel Howie, Civil Engineering Supervisor
Clackamas County
150 Beaver Creek Road
Oregon City, OR 97045
503-742-4658
JHowie@co.clackamas.or.us

STATE OF OREGON, acting by and through its
Department of Transportation

By _____
Region 1 Manager

Date _____

APPROVAL RECOMMENDED

By _____
State Right of Way Manager

Date _____

By _____
Region 1 Right of Way Manager

Date _____

By _____
Certification Program Manager

Date _____

APPROVED AS TO LEGAL SUFFICIENCY

By Karen Clevering
Assistant Attorney General
Date 12/11/2025

ODOT Project Contact:

Mahasti Hastings, Local Agency Liaison
ODOT Region 1
123 NW Flanders Street
Portland, OR 97209
971-264-8253
Mahasti.v.hastings@odot.oregon.gov

Attachment 1
Project Vicinity Map

