



**DAN JOHNSON**  
DIRECTOR

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

December 4, 2025

BCC Agenda Date/Item: \_\_\_\_\_

Board of County Commissioners  
Clackamas County

**Approval of a Contract Amendment with Eagle-Elsner for the Wildcat Rd Paving project. Amendment Value is \$83,323 and no time increase. Total Contract Value is \$1,556,603 for 2 years. Funding is through American Rescue Plan Act funds and the County Road Fund. No County General Funds are involved.**

<b>Previous Board Action/Review</b>	NA		
<b>Performance Clackamas</b>	This project will provide strong infrastructure and ensure safe communities by maintaining the County's existing road infrastructure.		
<b>Counsel Review</b>	Yes	<b>Procurement Review</b>	Yes
<b>Contact Person</b>	Jon Sparks	<b>Contact Phone</b>	503-650-3235

**EXECUTIVE SUMMARY:** Contract Amendment No. 2 is to increase the total contract value (TCV) from \$1,483,280.00 to \$1,556,603.00 for the Wildcat Rd Paving project. This amendment is due to the actual quantity of asphalt pavement placed, or to be placed, exceeding the original design quantity of asphalt pavement. The proposed revised TCV will include the work completed in September and the work to be completed that is currently scheduled for December of this year. The work included is estimated to be an additional \$83,323.00. The contractor required additional quantities of asphalt pavement to advance the pavement's design life and take advantage of the low-cost bid items available for the contracted work; however, these additions went above and beyond the original pavement design. The changes in the revised quantities were very challenging to estimate due to the existing condition of pavement consisting of large, deteriorated patches pavement (alligatoring) and the inconsistent grade of the roadway needing to be leveled out.

This contract amendment will include, but is not specifically limited to: placing approximately, 20 tons of asphalt; 475 tons of aggregate shoulders; completing pavement markings; installing, maintaining, and removing temporary work zone traffic control measures; and performing additional incidental work as called for by the specifications and plans.

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**PROCUREMENT PROCESS:** This amendment is in accordance with LCRB C-049-0910(2) in order to add components or phases of work specified or reasonably related to the scope of the original construction contract.

**RECOMMENDATION:** Staff respectfully recommends that the Board approve this contract amendment with Eagle-Elsner, Inc., for the Wildcat Rd Paving Project.

Respectfully submitted,

*Dan Johnson*

Dan Johnson  
Director of Transportation & Development

**AMENDMENT #2  
TO THE CONTRACT DOCUMENTS WITH EAGLE-ELSNER INC., FOR BID# 2024-71  
WILDCAT MOUNTAIN DRIVE PAVING PROJECT  
Contract #1017**

This Amendment #2 is entered into between **Eagle-Elsner, Inc.** ("Contractor") and Clackamas County ("Owner") and shall become part of the Contract documents entered into between both parties on **October 24, 2024** ("Contract").

The Purpose of this Amendment #2 is to make the following changes to the Contract:

- I. Section I. **Contract Price, Contract Documents and Work** is hereby amended as follows:
  - a. The Owner authorizes additional compensation in the amount of \$83,323.00 for bid quantity increases related to asphalt pavement that were beyond Engineer's estimates. Cost Summary of the bid quantity increases is hereby attached and incorporated by reference as **Exhibit "A" to this Amendment #2**. The maximum compensation authorized under this Contract shall not exceed One Million Five Hundred Fifty-Six Thousand Six Hundred Three Dollars (\$1,556,603.00).

ORIGINAL CONTRACT	\$ 1,284,180.00
AMENDMENT #1	\$ 189,100.00
<b>AMENDMENT #2</b>	<b>\$ 83,323.00</b>
<b>TOTAL AMENDED CONTRACT</b>	<b>\$ 1,556,603.00</b>

Except as expressly amended above, all other terms and conditions of the Contract shall remain in full force and effect. By signature below, the parties agree to this Amendment #2, effective upon the date of the last signature below.

**Eagle-Elsner, Inc.**

**Clackamas County**

Richard Eagle, Pres 11-03-25  
Authorized Signature Date

Richard Eagle, President  
Printed Name

\_\_\_\_\_

\_\_\_\_\_

Date

**Approved for Legal Sufficiency**

Amanda Kell 11/3/2025  
County Counsel Date

**Exhibit A**  
**Contactor's Proposal for Additional Work**

Work remaining to be completed or completed in September 2025

					Proposed Pay Request #5		Project Total		
BI	Description	UOM	Unit Price	Original Bid Qty	Qty	Value	Qty	Value	% Complete
104	TEMPORARY WOK ZONE TRAFFIC CONTROL; COMPLETE	LS	\$ 1.00	92,400	4,620.000	\$ 4,620.00	92400	1	100.00%
115	AGGREGATE SHOULDERS (1 1/2"-0)	Ton	\$ 50.00	2,000	474.740	\$ 23,737.00	2674.32	50	133.72%
116	AGGREGATE APPROACH (AGGREGATE BASE)	Ton	\$ 89.00	70	15.000	\$ 1,335.00	60.38	89	86.26%
117	LEVEL 2, 1/2 INCH ACP WITH FIBERS	Ton	\$ 110.00	7,750	20.000	\$ 2,200.00	8770.69	110	113.17%
119	EXTRA WORK FOR ASPHALT APPROACHES	Ea	\$ 330.00	98	2.000	\$ 660.00	100	330	102.04%
121	BI-DIRECTIONAL YELLOW TYPE 1AR MARKERS RECESSED	Ea	\$ 20.00	800	818.000	\$ 16,360.00	818	20	102.25%
122	HI-BUILD PAINT, 25 MIL, SPRAYED, SURFACE	Ft	\$ 0.30	112,000	112,190.000	\$ 33,657.00	112190	0.3	100.17%
124	PAVEMENT BAR TYPE B-HS/SQFT	SF	\$ 13.00	60	58.000	\$ 754.00	58	13	96.67%

TOTAL	\$ 83,323.00
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