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Subject: ARRA Updates for Recipients

Dear ARRA Funding Recipient,

As you are aware, ARRA funding comes with monthly and quarterly reporting requirements as a condition of accepting funding. There have been numerous updates and clarifications that have come to our attention in recent days, and this email explains the impact of these changes on you as an ARRA Funding Recipient. These changes are in addition to any and all requirements listed in the Letter Agreement and/or Project Agreement that has been signed with the ORDC, except where terms of the prior Agreement are in direct conflict with this email, in which case the updated guidance in this email governs over the previous Agreement language.

Recently, ODOT has created a website, located at <https://extranet.dot.state.oh.us/groups/contracts/Page/ARRAReporting.aspx>, that contains an online version of FHWA-1589, the form that you as a recipient are required to submit to ORDC. This advance should make it easier to submit the data in the required form in a timely fashion. However, it does not relieve you of your duty of sending in a hard copy of your completed FHWA-1589 form. In addition, direction has been given that the FHWA-1589 must be submitted by the 10th of each month after construction has been authorized, and not the 15th as was originally stated in the Agreement. We apologize for the sudden change.

Additional guidance has also been released regarding ODOT Form CR-61, which is a modification of ODOT Form CR-6, requiring this form to be filled out by the 15th of the last month of each QUARTER for the duration of the project. This is a reprieve from the original ORDC requirement that the CR-6 be submitted on a monthly basis. The CR-61 form that is now required can also be found at the link above.

Guidance regarding Davis-Bacon requirements has also recently been updated. Specifically, ARRA recipients are required to post at the work site "Employee Rights" posters (which will be provided by ORDC). These posters should be placed on a bulletin board, a safe distance away from any work being done, and wrapped in protective plastic. Should there be no bulletin board at the work site, one must be constructed to place at the work site (the suggestion was for a few 2x4s and a piece of plywood). Also, as part of ODOT's state requirements, each new job created by the ARRA project must be posted on <http://ohiomeansjobs.com/omj/>. These postings must be submitted within 48 hours of the vacancy being created, and the vacancy must remain open for an additional 48 hours after the posting has been made. In this case, "new job created" is defined as "those new positions created and filled, or previously existing unfilled positions that are retained as a result of the ARRA funded project." These new jobs created must also be submitted to County Departments of Job and Family Services One-Stop centers in which the awarded project is located. These centers can be found at <http://www.jfs.ohio.gov/County/cntydir.stm>.

Finally, at the ARRA Reporting Requirements training on June 30th, there were numerous questions regarding ARRA signage and where and how to put these signs at projects. FHWA has released guidance, at <http://www.fhwa.dot.gov/economicrecovery/arrasignguidance.htm>, that in general terms states that most of the projects the ORDC is overseeing should not have ARRA signs placed at them. Specifically, FHWA is concerned with "key decision points" where the driver's attention should not be diverted from the road. These "key decision points" include highway-rail grade crossings. Thus, it is the ORDC's opinion that ARRA signage should not be placed at most projects. There are situations in which it may still be safe to place signage at ARRA project locations, such as when the work is occurring on a bridge above a roadway, and the roadway has no signalized intersections nearby. If you anticipate that your project may be safely signed, please contact either myself or Megan McClory at ORDC, and we will

work with you to determine the best course of action.

Thank you everyone for your heroic efforts in getting these projects underway . If you have any questions, please do not hesitate to call us.

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