



Proposed Board member amendments to Resolution No. R2024-11, the System Expansion Project Scope and Betterments Policy for consideration at the May 23, 2024 Board meeting. Text shown underlined in blue would be added, and text shown crossed-out in blue would be removed.

## Proposed Amendments to Resolution No. R2024-11

No.	Page No.	Amendment	Board Sponsor
1	Page 1	Amend Resolution No. R2024-11 to add the following as an additional recital after the fourth recital:  <u>WHEREAS, Sound Transit constructs its projects to comply with all federal, state, and local regulations and standards and to ensure that partner agencies can continue to operate and maintain their property and infrastructure that interfaces with Sound Transit projects in a safe and efficient manner; and</u>	Board Member Roger Millar
2	Page 1	Amend the fifth recital of Resolution No. R2024-11 as follows:  WHEREAS, Sound Transit values the long-standing relationships with its jurisdictional partners <u>and seeks to treat its current and future jurisdictional partners equitably</u> ; and	Board Member Bruce Harrell
3	Page 1	Amend Resolution No. R2024-11 to add the following as an additional recital after the sixth recital:  <u>WHEREAS, Sound Transit obtains permits from authorities having jurisdiction (AHJs) and project design details required for permitting cannot always be known at the time of the environmental review or even at the Project Baseline milestone; and</u>	Board Member Bruce Harrell

4	Pages 1-3	<p>Amend Resolution No. R2024-11 to strengthen language around following local jurisdiction regulations and requirements by amending multiple sections.</p> <p>Amend the seventh recital as follows:</p> <p style="padding-left: 40px;">WHEREAS, throughout the lifecycle of a system expansion project, Sound Transit receives requests from other entities to enhance projects beyond their initial budgets, <del>and beyond their</del> established scopes, <u>and beyond what is required by local ordinance</u>; and</p> <p>And, amend the thirteenth recital as follows:</p> <p style="padding-left: 40px;">WHEREAS, the Sound Transit Board seeks to update its policy to emphasize its commitment to deliver a regional transit system in close collaboration with its jurisdictional partners <u>in a manner that meets all local regulations and standards</u>.</p> <p>And, amend section 2.1.3 as follows:</p> <p style="padding-left: 40px;">2.1.3 Sound Transit partners with local jurisdictions and other parties when developing system expansion projects to <u>ensure compliance with local laws and standards</u> and maximize transit benefits and control total project costs, including lifecycle operations and maintenance costs.</p> <p>And, amend section 2.2.2 as follows:</p> <p style="padding-left: 40px;">2.2.2 Sound Transit maintains and applies standards and guidelines to define project scope throughout project development and delivery to ensure that system expansion projects are executed consistently and equitably, <u>meet local regulations</u>, meet operational and maintenance needs, and support passenger success.</p> <p>And, amend section 2.3.1 as follows:</p> <p style="padding-left: 40px;">2.3.1. <b>Initial Scope.</b> The initial scope is defined in voter-approved plans and any associated representative project templates, including standard agency design and project elements, <u>as well as requirements of local jurisdictions</u>.</p> <p>And, amend section 2.5.1 as follows:</p> <p style="padding-left: 40px;">2.5.1 Sound Transit's taxing authority does not extend beyond the project scope and area of impact <u>and AHJ required improvements</u> and therefore prioritizes development of the regional transit system within budget and schedule over individual requests to expand project scope.</p> <p>And, amend section 2.5.2 as follows:</p> <p style="padding-left: 40px;">2.5.2 Throughout the lifecycle of a project, Sound Transit receives requests from other parties and AHJs to enhance projects beyond the Board defined scope <u>and/or beyond what is required under local regulations and standards</u> at the key milestones defined in section 2.3. A project element beyond required scope to plan, build, and operate the regional transit system is known as a project betterment.</p>	Board Member Nancy Backus
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No.	Page No.	Amendment	Board Sponsor
5	Page 2	Amend section 1.1 of Resolution No. R2024-11 as follows:  1.1 This policy guides scope development and definition of Sound Transit system expansion projects and provides direction to Sound Transit staff on the process for incorporating betterments <a href="#">that add cost for project elements that are requested by a local jurisdiction and that are beyond what is required by local code or standards</a> into project scope.	Board Member Nancy Backus
6	Page 3	Amend section 2.4.1 of Resolution No. R2024-11 as follows:  2.4.1 Sound Transit must <del>obtain</del> <a href="#">seek</a> regulatory approval from various authorities having jurisdiction (AHJs) to deliver the baseline scope authorized by the Board <a href="#">and to comply with applicable federal, state, and local regulations</a> .	Board Member Bruce Harrell
7	Page 3	Amend section 2.4.2 of Resolution No. R2024-11 as follows:  2.4.2 Through the course of project development and delivery, Sound Transit project teams must work collaboratively with AHJs to advance projects consistent with the schedule and budget associated with the initial or baseline scope: <a href="#">consistent with the mitigation listed in the final environmental documentation and required by AHJ permits for Sound Transit to comply with applicable local codes, regulations, and policies</a> ; and consistent with the requirements in Resolution No. R2021-05.	Board Member Bruce Harrell
8	Page 3	Amend section 2.4.2 of Resolution No. R2024-11 as follows:  2.4.2 Through the course of project development and delivery, Sound Transit project teams must work collaboratively with AHJs to advance projects consistent with <a href="#">local regulations</a> , the schedule, and budget associated with the initial or baseline scope and consistent with the requirements in Resolution No. R2021-05.	Board Member Nancy Backus
9	Page 3	Amend Resolution No. R2024-11 by striking section 2.5.7 as follows:  <del>2.5.7 In circumstances where a requesting party attempts to impose scope beyond that required through permit conditions or other regulatory or process mechanisms that Sound Transit determines to be unreasonable, staff must initiate the relevant dispute resolution process identified in section 2.7.</del>	Board Member Nancy Backus
10	Page 4	Amend section 2.6 of Resolution No. R2024-11 by deleting text as follows:  2.6 <b>Reimbursement for out-of-scope work.</b> Sound Transit seeks reimbursement for costs expended if an AHJ or other party <del>attempts to impose or</del> requests out of scope work. When the timing of work requested and the requesting party's budget do not allow it to pay, Sound Transit may include the work under the following conditions:	Board Member Nancy Backus

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11	Page 4	Amend section 2.8 of Resolution No. R2024-11 to add the following:  2.8 <b>Reporting.</b> The CEO must report to the Board on the progress and status of system expansion projects, including possible changes or risks to scope, schedule, and budget, in accordance with the requirements of the Board's procurement, agreements, and delegated authority policy. <a href="#">The CEO must report back no later than December 2024 on the status of policy implementation and must report on performance against the policy on an annual basis thereafter.</a>	Board Member Claudia Balducci