

**Sound Transit Board Meeting
Summary Minutes
July 24, 2003**

Call to Order

The meeting was called to order at 1:10 p.m. by Vice Chair Dave Earling in the Sound Transit Board Room, 401 S. Jackson Street, Seattle, Washington.

Roll Call

Chair

(P) Ron Sims, King County Executive

Vice Chairs

(P) Dave Earling, Edmonds City Council President

(A) John Ladenburg, Pierce County Executive

(P) Jack Crawford, Kenmore City Councilmember
(P) Bob Drewel, Snohomish County Executive
(P) David Enslow, Sumner City Councilmember
(P) Mary Gates, Federal Way City Councilmember
(P) Jane Hague, King County Councilmember
(P) Doug MacDonald, WSDOT Secretary
(P) Richard McIver, Seattle City Councilmember
(P) Chuck Mosher, Bellevue City Councilmember

(A) Greg Nickels, City of Seattle Mayor
(A) Mark Olson, Everett City Councilmember
(P) Julia Patterson, King County Councilmember
(A) Dwight Pelz, King County Councilmember
(P) Kevin Phelps, Tacoma City Councilmember
(P) Cynthia Sullivan, King County Council Chair
(P) Claudia Thomas, City of Lakewood Deputy Mayor

Ms. Marcia Walker, Board Administrator, indicated a quorum of the Board was present at roll call.

The following Board members arrived after roll call:

Jane Hague
Richard McIver
Chuck Mosher
Ron Sims

Public Comment

Mr. Mark Dublin spoke to the proposed narrowing of lanes under the I-90 preferred alternative.

(Board members Mosher and McIver arrived at this time.)

The following people spoke to Motion Nos. M2003-80 and M2003-81 and the low percentage of African American subcontractors as a part of the Kiewitt Pacific Company contract.

Mr. Jeff Woods
Mr. Michael Fuller
Mr. Wallace Draper, NW Ministerial Alliance
Pastor Kenneth Ransforth

(Board member Hague arrived at this time.)

Pastor Lawrence Willis

Pastor H.B. Sampson, Jr.
Mr. A. Charles Pittman
Deacon Darrell Duncan
Mr. Anthony Wells
Reverend Pat Wright
Reverend Ernest Taylor
Reverend Willie Seales

Mr. Will Knedlik, Cost Alliance, spoke in support of the previous speakers and commented on the Citizen Oversight Panel report.

(Chair Sims arrived at this time.)

Mr. Dave Zemek, Kiewitt Pacific Company, spoke to his company's usage of M/W/DBE firms and the opportunities for subcontracting with other firms.

Mr. Philip Grega expressed concern over new routing schedules for bus service.

Ms. Sullivan commented on the issues raised around Sound Transit's contracting policies. She stated that while Sound Transit was meeting the letter of the law, there was also a spirit of the law to which the agency needed to be mindful. She asked that a presentation be brought to the Board on the foundation of Sound Transit's contracting process.

Ms. Earl indicated that staff would prepare a report for the next Board meeting.

Report of the Chair

Chair Sims reported that Representative Ernest Istook, Chairman of the House Transportation Subcommittee, had revised his bill to earmark \$15 million for Central Link construction. He said that the agency will continue working with Representative Istook, his committee, and the full congressional delegation to answer questions and to satisfy any remaining concerns.

Chief Executive Officer Report

None.

Citizen Oversight Panel Mid-Year Report

Mr. Arlington Carter, Chair of the Citizen Oversight Panel, presented the panel's mid-year report (copy on file).

WSDOT Safety Oversight of Tacoma Link Light Rail

Mr. Jeff Schultz, Rail Operations and Technical Expert from the Washington State Department of Transportation (WSDOT), briefed the Board on the WSDOT's role in safety oversight for rail transit and provided an update on WSDOT's safety evaluation of Tacoma Link.

Action Items

Items Referred by Finance Committee

Motion No. M2003-80 – Authorizing the Chief Executive Officer to execute a contract with Kiewit Pacific Company for the construction of Contract C700 (E-3 Busway/Forest Street), in the amount of

\$40,691,061 with a 10% contingency of \$4,069,106, for a total authorized contract amount not to exceed \$44,760,167, subject to the execution of the Full Funding Grant Agreement

It was moved by Mr. Phelps and seconded by Mr. Earling that Motion No. M2003-80 be approved as presented.

Mr. Crawford stated that although the law is being met as far as minority hiring of the contract, because of the low representation of African Americans on the contract, he would be voting no on the motion.

Mr. McIver said that while the contractor may be the apparent low bidder, he did not consider them to be the most responsive. He, also, would be voting no on the motion.

Ms. Patterson questioned whether it would be possible to delay voting on the motion until the Board heard the presentation from staff on Sound Transit's contracting process.

Ms. Earl responded that since the action was subject to the Full Funding Grant Agreement award which was still in the early part of the 60-day review, it was not critical at this point.

Mr. Phelps withdrew his motion to approve Motion No. M2003-80.

It was moved by Mr. Phelps, seconded by Mr. McIver, and carried by the unanimous vote of all Board members present to postpone action on Motion No. M2003-80 until the next Board meeting.

Motion No. M2003-81 – Authorizing the Chief Executive Officer to execute a contract with Kiewit Pacific Company for the construction of Contract C810 (Operations and Maintenance Facility) in the amount of \$53,998,000 with a 10% contingency of \$5,399,800 for a total contract amount not to exceed \$59,397,800, subject to the execution of the Full Funding Grant Agreement

It was moved by Mr. Phelps, seconded by Mr. McIver, and carried by the unanimous vote of all Board members present to postpone action on Motion No. M2003-81 until the next Board meeting.

Discussion Item

2003 Regional Express Risk Assessment

Ms. Agnes Govern, Regional Express Director, and Ms. Vicki Youngs, Program Manager, presented the annual risk assessment for the Regional Express department (copy on file).

Committee Reports

Central Link Oversight Committee

Ms. Thomas, Central Link Oversight Committee member, gave a report on the July 17, 2003, meeting.

Central Link Initial Segment: Design continues to advance on schedule; the Beacon Hill Exploratory Test Shaft program has reached a depth of approximately 100 feet and is providing important information about the geology. Upcoming Board actions for Link include the E3 Busway; South Fourth Street; and maintenance phase construction contracts, underground agreement for the Rainier Valley, and a construction service agreement with the City of Seattle.

North Link Segment: Ms. Thomas advised that the draft SEIS would be published in August or early September, followed by a 60-day public comment period, and the Board would then decide the preferred route.

- *West Tunnel Route:* Geotechnical analysis and some additional work have been completed to further assess the construction risks and costs of the West Tunnel route. The findings show that the current tunnel profile for this route is in soil layers and cobbles with a high likelihood of boulders. Two options for modifying the route include raising the tunnel depth into better dense sands and gravel soils, or lowering the tunnel depth into better clay soil. Engineering consultants and independent tunneling experts recommend raising the tunnel profile, which would provide construction cost reductions. Staff has also identified buildings that may be at risk for settlement during construction of this route and identified additional mitigation steps to avoid building damage. Overall construction risks of the West Tunnel route have been lowered based on the results of this recent work.
- *University of Washington:* The staff has reviewed the electro-magnetic field and vibration experiences in other cities, performed tests in Baltimore and Portland and will continue ongoing discussions with the University of Washington.

Finance Committee

Mr. Phelps reported that at the July 17, 2003, meeting the Finance Committee took action on two items within its authority: Motion No. M2003-75 – executing a contract with M. F. Wirth Rail Corporation to provide girder rail; and Motion No. M2003-76 – executing a contract amendment with Frank Coluccio Construction Company to provide additional exploratory construction services for the test shaft as may be necessary for the Beacon Hill tunnel final design program.

Other Business

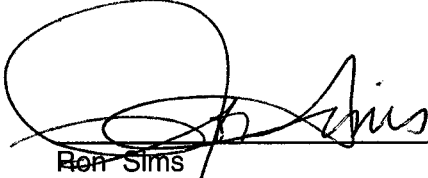
None.

Next Meeting

Thursday, August 14, 2003
1:00 to 4:00 p.m.
Union Station Board Room
Seattle, Washington

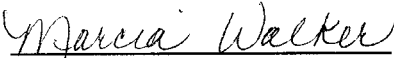
Adjourn

The meeting was adjourned at 3:06 p.m.



Ron Sims
Board Chair

ATTEST:


Marcia Walker
Board Administrator