

**SOUND TRANSIT
STAFF REPORT**

MOTION NO. M2006-56

**Contract Amendment for
On-Call Environmental Services**

| Meeting: | Date: | Type of Action: | Staff Contact: | Phone: |
|-------------------|--------------|----------------------------|--|--------------------------------------|
| Finance Committee | 7/20/06 | Discussion/Possible Action | Agnes Govern, Director Capital Projects Chris Townsend, Project Manager | (206) 398-5037 (206) 398-5135 |

| Contract/Agreement Type: | <input checked="" type="checkbox"/> | Requested Action: | <input checked="" type="checkbox"/> |
|--------------------------------------|-------------------------------------|-----------------------------------|-------------------------------------|
| Competitive Procurement | | Execute New Contract/Agreement | |
| Sole Source | | Amend Existing Contract/Agreement | <input checked="" type="checkbox"/> |
| Agreement with Other Jurisdiction(s) | | Budget Amendment | |

PROJECT NAME

On-call environmental services

PROPOSED ACTION

Authorizes the chief executive officer to execute a contract amendment with Herrera Environmental Consultants to provide technical on-call environmental services for projects on an as-needed basis in the amount of \$650,000 for a new total authorized contract amount not to exceed \$1,514,000.

KEY FEATURES of PROPOSED ACTION

- Amends contract RTA/CP58-05, On-Call Environmental Services, to continue to provide technical assistance with needs assessment, preparation, and procurement of environmental permits and approvals for agency-wide capital projects on an as-needed basis.
- This on-call contract is primarily used for Sounder commuter rail and ST Express bus capital projects, with the option of also using it for Link light rail projects. Work under this contract is managed on a task order basis. Costs associated with environmental permitting work are budgeted with other project element costs such as preliminary engineering and final design within the overall capital project budgets.

BUDGET IMPACT SUMMARY

There is no action outside the Board-adopted budget; there are no contingency funds required, no subarea impacts, or funding required from other parties other than what is already assumed in the financial plan.

BUDGET AND FINANCIAL PLAN DISCUSSION

The budget associated with environmental permitting work is contained within the preliminary engineering and final design phases of each capital project's budget, based on the project's anticipated need for such service. In addition there is environmental monitoring managed by Transportation Services and the Legal Environmental Compliance departments. This is an on-call contract which is only used when needed to fulfill environmental support tasks on a project basis.

The table below shows where the original contract with Herrera Environmental Consultants, in the amount of \$864,000 has been committed. Currently there remains approximately \$202,000 in uncommitted authority in the original contract.

| Subarea | Project/Program | Committed (000's) | LTD Spent (000's) |
|---------------|---------------------------------------|----------------------|----------------------|
| | Multiple Capital Projects | \$20.0 | \$0.0 |
| 1 | Permitting/Environmental Mitigation | \$23.0 | \$0.0 |
| 1 | Edmonds Station (Temporary) | \$5.9 | \$0.2 |
| 5 | Tacoma-Lakewood Track & Signal | \$299.1 | \$74.5 |
| 3 | North Link - CP to 154th | \$45.6 | \$4.4 |
| 3 | Link 154th to 200th | \$9.5 | \$0.7 |
| 1 | Lynnwood HOV Access/46th Ave W | \$23.7 | \$8.5 |
| 1 | S Everett Freeway Station/112th SE | \$28.1 | \$19.3 |
| 3 | Federal Way TC/S 317th | \$8.0 | \$2.5 |
| 4 | I-90 Two-way Transit & HOV Operations | \$70.3 | \$5.3 |
| All | Seattle-Auburn Track & Facilities | \$3.3 | \$2.6 |
| Regional Fund | Environmental Compliance Division | \$125.2 | \$49.8 |
| | Total | \$661.8 | \$167.8 |
| | Uncommitted | \$202.0 | |

BUDGET TABLE

The table below shows the projects in addition to the ones above that are expected to use the amended Herrera Environmental Consultants' contract. The table shows the preliminary engineering/Environmental Impact Statement (PE/EIS) and final design budgets for each project, which contain sufficient budget for this action.

| Subarea | Project/Program | 2006 Adopted PE/EIS Budget (000's) | 2006 Adopted Final Design Budget (000's) |
|---------|-------------------------------------|--|--|
| 1 | Everett-Seattle Track & Signal | \$3,957 | \$11 |
| 1 | Permitting/Environmental Mitigation | \$1,820 | \$380 |
| 2 | North Link | \$33,106 | \$58,796 |
| 2 & 3 | Link Initial Segment | \$34,000 | \$145,523 |

M/W/DBE – SMALL BUSINESS PARTICIPATION

Prime Consultant/Contractor

Herrera Environmental Consultants is the prime consultant for this contract. Herrera Environmental Consultants is committed to a 30% M/W/DBE and Small Business goal.

Utilization Breakdown Table

| Subconsultant | Business Type | % of Work | Dollar Value |
|-------------------------------------|----------------------|------------------|---------------------|
| Adolfson | W/DBE | 9.0% | \$80,000 |
| ICON Engineers | M/DBE | 3.5% | \$30,000 |
| Northwest Archaeological Associates | W/DBE | 3.5% | \$30,000 |
| Pacific Rim Geotechnical | M/DBE | 6.0% | \$50,000 |
| Springwood Associates | M/W/DBE | 5.0% | \$40,000 |
| True North Land Surveying | W/DBE | 3.5% | \$30,000 |
| Total | | 30.5% | \$260,000 |

Herrera Environmental Consultants have currently allocated 35% of the approved spending limit to M/W/DBE businesses through work orders. Qualified businesses have received 30% of the total amount paid to date on this contract.

EEO Commitment

The Herrera Environmental Consultants workforce demographics proposed to work on this contract are 37% women and 15% minorities.

Apprentice Utilization Commitment

Not applicable for this action.

PROJECT DESCRIPTION and/or BACKGROUND for PROPOSED ACTION

This action is to amend the existing on-call environmental services contract. RTA/CP 58-05 is used widely by capital project managers throughout the agency to quickly and efficiently meet environmental review and permitting needs. The amount originally authorized for this contract was based on the prior average annual four year spending history for similar work. This request to increase the contract amount is due, in part, to a higher than expected rate of usage, and in part to address project changes that require additional environmental review.

Under this contract Herrera Environmental Consultants is to provide the environmental compliance division (ECD) assistance with needs assessments, preparation and procurement of environmental permits and approvals for capital projects on an as-needed basis. This work may include the development, implementation, and/or monitoring of mitigation plans for project impacts. It may also include environmental analysis to meet the requirements of other regulations such as NEPA, SEPA, and ESA. This contract includes work on Link light rail, Sounder commuter rail, and Regional Express bus capital and associated mitigation projects.

Work orders will be issued for work currently planned and budgeted in multiple capital projects in Sounder commuter rail, ST Express bus and Link light rail. This contract allows ECD to directly manage consultants working on projects that ECD staff oversees resulting in efficiencies in the environmental review and permitting process because the consulting team is familiar with Sound Transit's way of doing business with regulatory agencies.

Permits and authorizations required will vary by individual project and may include, but are not limited to, the following: Endangered Species Act consultations, Section 404 and other Army Corps permits, Section 401, Coastal Zone Management Certifications, Hydraulic Project Approvals, Aquatic Use Authorizations, Forest Practices permits, National Pollutant Discharge Elimination System permits, Shoreline permits, and Critical Areas Ordinance approvals. Demonstrated experience in working with local tribes whose usual and accustomed fishing areas intersect with Sound Transit's service area is also necessary.

Prior Board/Committee Actions on this Project and Relevant Board Policies

| Motion or Resolution Number | Summary of Action | Date of Action |
|-----------------------------|--|----------------|
| M2005-77 | Authorized the Chief Executive Officer to execute a three-year contract with Herrera Environmental consultants to provide on-call environmental permitting services for a total authorized contract amount not to exceed \$864,000, with an option to extend the contract by one year. | 7/21/05 |

CONSEQUENCES of DELAY

The current authorized contract amount is anticipated to be fully allocated by the fall of 2006. If approval for this contract amendment were to be delayed beyond mid-August, projects requiring environmental work may be delayed.

ENVIRONMENTAL REVIEW

Not applicable for this action.

PUBLIC INVOLVEMENT

SK – 7/12/06

LEGAL REVIEW

JW – 7/11/06

SOUND TRANSIT

MOTION NO. M2006-56

A motion of the Finance Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute a contract amendment with Herrera Environmental Consultants to provide technical on-call environmental services for projects on an as-needed basis in the amount of \$650,000 for a new total authorized contract amount not to exceed \$1,514,000.

Background:

This action is to amend the existing on-call environmental services contract. RTA/CP 58-05 is used widely by capital project managers throughout the agency to quickly and efficiently meet environmental review and permitting needs. The amount originally authorized for this contract was based on the prior average annual four year spending history for similar work. This request to increase the contract amount is due, in part, to a higher than expected rate of usage, and in part to address project changes that require additional environmental review.

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Motion:

It is hereby moved by the Finance Committee of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to execute a contract amendment with Herrera Environmental Consultants to provide technical on-call environmental services for projects on an as-needed basis in the amount of \$650,000 for a new total authorized contract amount not to exceed \$1,514,000

APPROVED by the Finance Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on July 20, 2006.



Fred Butler
Finance Committee Chair

ATTEST:



Marcia Walker
Board Administrator