



SOUND TRANSIT CAPITAL COMMITTEE MEETING

**Summary Minutes
September 12, 2013**

CALL TO ORDER

The meeting was called to order at 1:34 p.m. by Committee Chair Fred Butler, in the Ruth Fisher Boardroom, 401 South Jackson Street, Seattle, Washington.

ROLL CALL

Chair

(P) *Fred Butler, Issaquah Deputy Council President*

Vice Chair

(P) *Richard Conlin, Seattle Councilmember*

Boardmembers

(P) *Claudia Balducci, Bellevue Councilmember*

(P) *Dave Earling, Edmonds Mayor*

(P) *Pat McCarthy, Pierce County Executive*

(A) *Mike McGinn, Seattle Mayor*

(P) *Julia Patterson, King County Councilmember*

(P) *Larry Phillips, King County Councilmember*

(A) *Pete von Reichbauer, King County Councilmember*

Katie Flores, Board Coordinator, announced that a quorum of the Committee was present at roll call.

REPORT OF THE CHAIR

Committee Chair Butler reported that he had presided at a public hearing held earlier in the day on the disposal of surplus Sound Transit property to a public agency. The hearing is related to two actions scheduled for Committee consideration at this meeting.

CEO REPORT

CEO Joni Earl announced that the Washington State Supreme Court ruled in Sound Transit's favor on the lawsuit to stop the agency from using the center lanes on I-90 for light rail. The court upheld WSDOT's right to lease of the center lanes to Sound Transit under the terms in the Umbrella Agreement between WSDOT and Sound Transit. The court held that the lease does not violate the 18th Amendment and is within WSDOT authority. The ruling means that East Link can continue to move forward without the threat of the lawsuit.

In late August, Senator Patty Murray announced that Sound Transit would receive two Transportation Investments Generating Economic Recovery grants. We partnered with WSDOT to pursue TIGER grants for the I-90 Two-Way Transit project and the Tacoma Trestle bridge replacement.

On September 3, 2013 Sound Transit closed on the purchase of the International Paper property located in Bellevue. The agency acquired the property as a protective acquisition for site alternatives being evaluated for the Link Operations and Maintenance Satellite Facility (OMSF). In January 2012, the Board approved a resolution authorizing the acquisition and instructed staff to prepare a budget amendment for Board consideration within 60 days of the completion of the acquisition. The timing of the closing was prior to the Board's next meeting. Since the purchase of the property commits the Board to amend the budget, our Legal Counsel received votes via e-mail from a super-majority of Boardmembers to authorize the Board Chair and Vice Chairs to amend the budget to provide the funds necessary to purchase the property. This was done in compliance with Board rules for actions of the Board when meetings are impracticable or impossible. As required, a ratification of the budget amendment is scheduled for action at the September 26th Board meeting. The protective acquisition does not mean the Board has selected a site for the OMSF.

REPORTS TO THE COMMITTEE

South 200th Link Extension Update

Miles Haupt, Project Director for South 200th Link Extension provided an update. The South 200th Link Extension extends light rail from SeaTac/Airport Station to South 200th Street. The project is being delivered through a design-build approach with expected completion by September 2016.

BUSINESS ITEMS

Minutes of the July 11, 2013 Capital Committee meeting

It was moved by Boardmember Phillips, seconded by Boardmember Earling, and carried by unanimous vote that the July 11, 2013 Capital Committee minutes be approved as presented.

Motion No. M2013-74: Authorizing the chief executive officer to increase the contingency for the contract with Huitt-Zollars, Inc. to conduct conceptual engineering and environmental review of site locations for a Link Operations and Maintenance Satellite Facility in the amount of \$627,772 for a total contract contingency of \$833,764 and a total authorized contract amount not to exceed \$2,893,680

Ric Ilgenfritz, Executive Director of Planning, Environment and Project Development and Mike Williams, Deputy Executive Director, Capital Project Development presented the staff report.

Mr. Ilgenfritz explained that ST2 included a second Link Operations and Maintenance Facility to accommodate additional Link vehicles. ST2 assumed a representative project scope that would site the facility in the south corridor. ST2 also assumed a combination of a moderately sized second facility and end-of-line storage. An external review and the work of Huitt-Zollars concluded that a base in the south corridor was not feasible because vehicles could not meet system-wide peak morning demand due to distances and travel times and that a combination would create significant structural inefficiencies, be more costly, and decrease operational flexibility.

The agency has begun looking at potential sites in the north and east corridors. Design alternatives had to assume a larger facility that can optimize system operational efficiency and minimize long term O&M cost growth. All of the alternatives are likely to cost \$100 to \$170 million more than the original ST2 estimate. In addition, the shift in focus and the broader screening of multiple alternatives has added 8-11 months to the preliminary engineering/environmental schedule. The cost and schedule are being tracked as a risk factor in the agency's financial plan management. Staff will continue to monitor the engineering, refine cost estimate through the design process, and undertake additional independent reviews to identify potential opportunities to reduce costs. The additional contract contingency will be used to complete the work and prepare alternatives for the Board to consider in 2014.

It was moved by Board Vice Chair Patterson, seconded by Board Chair McCarthy, and carried by unanimous vote that Motion No. M2013-74 be approved as presented.

Motion No. M2013-75: Authorizing the chief executive officer to execute a contract with Parsons Brinckerhoff, Inc. to provide planning services related to updating the 2005 Regional Long-Range Plan and preparing a programmatic SEPA environmental impact statement in the amount of \$4,330,493 with a 10% contingency of \$433,049, for a total authorized contract amount not to exceed \$4,763,542

Karen Waterman, Planning and Development Manager and James Irish, Deputy Director of Environmental Affairs and Sustainability presented the staff report.

Public Comment (Comments on file with the Board Administrator.)
Paul W. Locke

It was moved by Board Vice Chair Patterson, seconded by Board Chair McCarthy, and carried by unanimous vote that Motion No. M2013-75 be approved as presented.

Resolution No. R2013-20: Approving the chief executive officer's declaration of surplus real property, including the method of disposition to use future proceeds from selling the property for the open D to M Street Sounder Commuter Rail project or other capital projects

Roger Hansen, Real Property Director and Kent Mellon, presented the staff report.

It was moved by Board Chair McCarthy, seconded by Boardmember Earling, and carried by unanimous vote that Resolution No. R2013-20 be forwarded to the Board with a do-pass recommendation.

Motion No. M2013-76: Authorizing the chief executive officer to (1) execute a purchase and sale agreement with the City of Tacoma for a 1.3-mile rail corridor in the City of Tacoma for the benefit of ongoing commuter rail service in Pierce County for \$4,000,000, and (2) execute a Joint Use Agreement with City of Tacoma for Tacoma Rail's ongoing use of the rail corridor

Eric Beckman, Project Director presented the staff report.

It was moved by Board Chair McCarthy, seconded by Boardmember Earling, and carried by unanimous vote that that Motion No. M2013-76 be forwarded to the Board with a do-pass recommendation.

Motion No. M2013-77: Identifying the light rail alignment and station alternatives for detailed study in the Draft Environmental Impact Statement, approving Gate 2 within Sound Transit's Phase Gate process, and changing the project name to Federal Way Link Extension

Cathal Ridge, Light Rail Development Manager and Mike Williams, Light Rail Project Development Director presented the staff report. The alternatives analysis for the Federal Way Link Extension has been completed. The findings will help inform the Board's decision to identify the light rail alignments and station alternatives to be studied in the Draft Environmental Impact Statement.

It was moved by Julia Patterson and seconded by Chair McCarthy that Motion No. M32013-77 be forwarded to the Board with a do-pass recommendation.

Chair Butler explained that Motion No. M2013-77 identifies four alignment alternatives and three station alternatives for detailed study in the DEIS. In addition to the three station alternatives in the motion, seven additional stations were studied in the alternatives analysis, three along I-5 and four along SR99.

It was moved by Boardmember Patterson and seconded by Boardmember Conlin to amend Motion No. M2013-77 to add two optional stations on SR 99, one at South 216th Street and one at South 260th Street to be studied in the DEIS.

Boardmember Patterson spoke to her amendment. The two stations were studied in the alternatives analysis and had the best access and TOD potential. The stations are not funded and they are not approved in the ST2 plan. However, doing environmental work now would allow them to be constructed if funding and voter-approval requirements are met.

The motion to amend Motion No. M2013-77 carried by unanimous vote.

The motion to forward Motion No.M2013-77 as amended to the Board with a do-pass recommendation carried by unanimous vote.

Motion No. M2013-78: Authorizing the chief executive officer to execute a contract amendment with HDR Engineering, Inc. to provide professional services for Phase 2 of the Federal Way Transit Extension in the amount of \$8,835,865, with a 10% contingency of \$883,587, totaling \$9,719,452, for a total authorized contract amount not to exceed \$13,239,915

Cathal Ridge, Light Rail Development Manager and Mike Williams, Light Rail Project Development Director presented the staff report.

It was moved by Julia Patterson, seconded by Chair McCarthy and carried by unanimous vote that Motion No. M2013-78 be forwarded to the Board with a do-pass recommendation.

Motion No. M2013-79: Authorizing the chief executive officer to execute a Capitol Hill Station TOD Development Agreement with the City of Seattle, specifying the terms and conditions for implementing transit-oriented development on surplus property at the Capitol Hill Link Station

Ric Ilgenfritz, Executive Director of Planning, Environment and Project Development indicated Sound Transit has been working with partners including the City of Seattle, and the community including the group called Capitol Hill Champions. He introduced representatives from the group who were in attendance.

Mr. Beal reported that the agreement establishes the design and development standards that will govern the redevelopment of the surplus property adjacent to the Capitol Hill Station.

It was moved by Boardmember Conlin, seconded by Boardmember Phillips and carried by unanimous vote that Motion No. M2013-79 be forwarded to the Board with a do-pass recommendation.

Resolution No. R2013-21: Authorizing the chief executive officer to acquire, dispose, or lease certain real property interests, including acquisition by condemnation and pay eligible relocation and re-establishment benefits to affected owners and tenants as necessary for East Link Extension

Roger Hansen, Real Property Director presented the staff report.

It was moved by Boardmember Balducci, seconded by Chair McCarthy and carried by unanimous vote that Resolution No. R2013-21 be forwarded to the Board with a do-pass recommendation.

Resolution No. R2013-22: Authorizing the chief executive officer to acquire, dispose, or lease certain real property interests, including acquisition by condemnation and pay eligible relocation and re-establishment benefits to affected owners and tenants as necessary for East Link Extension

Roger Hansen, Real Property Director presented the staff report.

It was moved by Boardmember Balducci, seconded by Chair McCarthy and carried by unanimous vote that Resolution No. R2013-22 be forwarded to the Board with a do-pass recommendation.

OTHER BUSINESS

None.

EXECUTIVE SESSION

None.

NEXT MEETING

Thursday, November 7, 2013
1:30 to 4:00 p.m.
Ruth Fisher Boardroom

ADJOURN

The meeting was adjourned at 3:26 p.m.



Fred Butler
Capital Committee Chair

ATTEST:



Marcia Walker
Board Administrator

APPROVED on October 10, 2013, MW