



MOTION NO. M2017-160

Transitway Agreement with the City of Seattle related to the Lynnwood Link Extension within City Rights-of-Way

MEETING:	DATE:	TYPE OF ACTION:	STAFF CONTACT:
Capital Committee	12/14/2017	Recommend to Board	Ahmad Fazel, DECM Executive Director Rod Kempkes, Executive Project Director - Lynnwood Link Extension John Evans, Light Rail Development Manager
Board	12/21/2017	Final Action	

PROPOSED ACTION

Authorizes the chief executive officer to execute an amendment to the Transitway Agreement with the City of Seattle to grant Sound Transit non-exclusive use of a light rail transitway within City right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

KEY FEATURES SUMMARY

- This is the third amendment to the August 29, 2002, agreement between Sound Transit and the City of Seattle extending the grant of non-exclusive use of light rail transit within the City of Seattle right-of-way to the Lynnwood Link Extension Light Rail Transit Project.
- This amendment covers elements related to the grants of rights by the City, activities in public rights-of-way during construction, operations, maintenance, and repair in streets and right-of-way.
- Prior to execution of the Full Funding Grant Agreement, the Federal Transit Administration (FTA) requires that a Transitway Agreement be signed with all cities within the Lynnwood Link Extension to demonstrate continuing control of the light rail transitway.
- The Seattle City Council is scheduled to approve the execution of this amendment to the agreement on December 11, 2017.

BACKGROUND

The Lynnwood Link Extension is an 8.5 mile light rail extension from Northgate to Lynnwood with service to the Cities of Shoreline, Mountlake Terrace, and Lynnwood. The extension will travel primarily along I-5 and will include four stations at NE 145th Street, NE 185th Street, Mountlake Terrace Transit Center, and Lynnwood Transit Center. The project began Final Design in 2016 and is scheduled to open for service in 2024.

Sound Transit is currently in final design for the Lynnwood Link Extension and has established the guideway alignment and facilities within the City of Seattle’s right-of-way. Under this agreement, the City of Seattle and Sound Transit agree to terms related to Sound Transit’s non-exclusive use of portions of city right-of-way to construct, operate, maintain, and own the light rail transitway system within the City of Seattle and along the light rail transitway.

PROJECT STATUS

○					
Project Identification	Alternatives Identification	Conceptual Engineering	Preliminary Engineering	Final Design	Construction

Projected Completion Date for Final Design: Q1 2019

Project scope, schedule and budget summary located on page 31 of the September 2017 Link Light Rail Program Progress Report.

FISCAL INFORMATION

Although there is no direct fiscal impact associated with the proposed action, in October of 2016 Sound Transit executed a Supplement to the Memorandum of Agreement with the City of Seattle for reimbursement of city services during the design phase of the project. A separate Construction Services Agreement (CSA) covering the construction phase of the project is anticipated in Q1 2018.

SMALL BUSINESS/DBE PARTICIPATION, APPRENTICESHIP UTILIZATION, AND TITLE VI COMPLIANCE

Not applicable to this action.

PUBLIC INVOLVEMENT

Public open houses for the alignment have occurred at the 30 percent and 60 percent design milestones in 2016 and 2017. Open houses for the next phase of design is anticipated in Q2 2018. During the open houses, Sound Transit receives extensive public comment on the status of the alignment, station designs, and project elements.

TIME CONSTRAINTS

A one-month delay would not create a significant impact to the project schedule. However as this is an essential agreement for the Full Funding Grant Agreement (FFGA) application, more than a month delay could impact securing project funding.

PRIOR BOARD/COMMITTEE ACTIONS

Motion No. M2016-86: Executed a Supplement to the Memorandum of Agreement with the City of Seattle to reimburse the City for project-related services in support of the Lynnwood Link Extension final design work in the amount of \$611,064, with a 10% contingency of \$61,110, for a total authorized agreement amount not to exceed \$672,174.

Motion No. M2007-52: Executed a technical amendment to the agreement with the City of Seattle, for grant of a non-exclusive use of a light rail transitway as related to the North Link light rail project, reflecting the Board selected final North Link alignment.

Motion No. M2002-77: Approved the agreement between the City of Seattle and Sound Transit for grant of non-exclusive use of a light rail transit way as related to the Central Link Light Rail Project.

ENVIRONMENTAL REVIEW

KH 12/7/17

LEGAL REVIEW

SS 12/7/17

MOTION NO. M2017-160

A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute an amendment to the Transitway Agreement with the City of Seattle to grant Sound Transit non-exclusive use of a light rail transitway within City right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

BACKGROUND:

The Lynnwood Link Extension is an 8.5 mile light rail extension from Northgate to Lynnwood with service to the Cities of Shoreline, Mountlake Terrace, and Lynnwood. The extension will travel primarily along I-5 and will include four stations at NE 145th Street, NE 185th Street, Mountlake Terrace Transit Center, and Lynnwood Transit Center. The project began Final Design in 2016 and is scheduled to open for service in 2024.

Sound Transit is currently in final design for the Lynnwood Link Extension and has established the guideway alignment and facilities within the City of Seattle's right-of-way. Under this agreement, the City of Seattle and Sound Transit agree to terms related to Sound Transit's non-exclusive use of portions of city right-of-way to construct, operate, maintain, and own the light rail transitway system within the City of Seattle and along the light rail transitway.

This action is the third amendment to the August 29, 2002, agreement between Sound Transit and the City of Seattle extending the grant of non-exclusive use of light rail transit within the City of Seattle right-of-way to the Lynnwood Link Extension Light Rail Transit Project. This amendment covers elements related to the grants of rights by the City, activities in public rights-of-way during construction, operations, maintenance, and repair in streets and right-of-way.

Prior to execution of the Full Funding Grant Agreement, the Federal Transit Administration (FTA) requires that a Transitway Agreement be signed with all cities within the Lynnwood Link Extension to demonstrate continuing control of the light rail transitway.

MOTION:

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to execute an amendment to the Transitway Agreement with the City of Seattle to grant Sound Transit non-exclusive use of a light rail transitway within City right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on December 21, 2017.



Dave Somers
Board Chair

ATTEST:



Kathryn Flores
Board Administrator