



## Motion No. M2020-51

### Operations, Ownership and Maintenance Agreement with the City of Mukilteo and WSDOT

Meeting:	Date:	Type of action:	Staff contact:
Rider Experience & Operations Committee	09/03/2020	Recommend to Board	Paul Denison, Acting Executive Director of Operations
Board	09/24/2020	Final action	<b>Kelly Glenn, Project Manager, DECM</b> <b>Presley Morrissey, Manager of Facilities Maintenance</b>

### Proposed action

Authorizes the chief executive officer to execute an ownership, operation and maintenance agreement with the City of Mukilteo and the Washington State Department of Transportation for storm water facilities for the Mukilteo Multimodal Transportation Center.

### Key features summary

- This agreement addresses responsibility for storm water runoff in the vicinity of the Mukilteo Sounder station following the completion of Mukilteo Multimodal Transportation Center being constructed by the Washington State Ferries (WSF) and the City of Mukilteo.
- As part of the Mukilteo Multimodal Transportation Center project, WSF will install a new co-mingled storm water system in the Sounder station vicinity.
- Under the agreement, Sound Transit will assume responsibility for the maintenance of new pavers adjacent to the Sounder parking area, as well as maintenance of a trench drain, beginning in Fall 2020. In exchange, Sound Transit will participate in the new co-mingled system beginning in Fall 2020 and will no longer pay the City of Mukilteo for storm water runoff from the Sounder Station.
- Sound Transit is not agreeing to any direct costs by signing this contract, but will assume costs associated with maintenance. If Sound Transit fails to maintain properly, another party to the agreement may perform maintenance and invoice Sound Transit.

### Background

The Mukilteo storm water agreement is primarily an agreement between the City of Mukilteo and Washington State Ferries to memorialize responsibilities for real property as part of the Mukilteo Multimodal Transportation Center project. WSF is constructing storm water facilities to allow for drainage from various properties in the vicinity, including the Mukilteo Sounder Station.

Under the agreement, Sound Transit would maintain 185 new concrete pavers that will be installed adjacent to its parking facilities, on which Sounder customers walk, and to maintain a trench drain. In exchange, Sound Transit would no longer pay for storm water runoff from the Sounder station. Currently, Sound Transit pays the Mukilteo Water & Wastewater District for this run off. In 2019, these charges totaled \$270 every two months, or \$1,620 per year.

There are no direct costs under this agreement, however, Sound Transit would incur costs associated with the maintenance of pavers and the trench drain, estimated to be around \$2,500 per year.

Although Sound Transit's maintenance costs under this agreement would exceed its current storm water costs, it will not be possible for Sound Transit to continue paying for its own storm water once the new, co-mingled system opens. If Sound Transit chose not to participate in the new system, it would need to construct a new, separate storm water system for itself, costing thousands of capital dollars in addition to ongoing operating costs. Therefore, this agreement will save Sound Transit future capital and operating costs.

Washington State Ferries issued a Final Environmental Impact Statement for the Mukilteo Multimodal Project in June 2013, which addressed storm water needs for the project. A NEPA reevaluation for the project was approved by the Federal Transit Administration on September 22, 2017. The reevaluation analyzed design refinements that included changes to the storm water management system. The storm water elements included in this agreement have undergone environmental review.

### **Fiscal information**

Although there is no direct fiscal action associated with the proposed action, the funding for maintenance required under this agreement is included in the Services category (with an expected decrease in the Utilities category) within the Operation's department annual budget. The estimated impact is an increase of around \$880 per year.

### **Disadvantaged and Small Business Participation**

Not applicable to this action.

### **Public involvement**

Not applicable to this action.

### **Time constraints**

A one month delay in this action would hinder WSDOT coordination efforts for the Mukilteo Multimodal Terminal Project and may potentially delay the project schedule.

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**Environmental review** – KH 8/18/20

**Legal review** – JW 8/25/20



## Motion No. M2020-51

A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute an ownership, operation and maintenance agreement with the City of Mukilteo and the Washington State Department of Transportation for storm water facilities for the Mukilteo Multimodal Transportation Center.

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maintenance. If Sound Transit fails to maintain properly, another party to the agreement may perform maintenance and invoice Sound Transit.

**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 ownership, operation and maintenance agreement with the City of Mukilteo and the Washington State Department of Transportation for storm water facilities for the Mukilteo Multimodal Transportation Center.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on September 24, 2020.

  
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Kent Keel  
Board Chair

**Attest:**

  
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Kathryn Flores  
Board Administrator