

Motion No. M2023-88

Agreement with King County Metro for Bus Layover for the Kent Station Parking and Access Improvements Project

| Meeting: | Date: | Type of action: | Staff contact: |
|----------------------------|------------|--------------------|---|
| System Expansion Committee | 10/12/2023 | Recommend to Board | Brooke Belman, Deputy CEO, Chief Expansion Delivery Officer |
| Board | 10/26/2023 | Final action | Tracy Reed, DECM Acting Executive Director Victoria Morris, Project Director – DECM Alex Krieg, Director – Access, Integration & Station Area Planning |

Proposed action

Authorizes the chief executive officer to execute a betterment agreement with King County Metro to reimburse Sound Transit for the cost of design and construction services for bus layover, zero emissions infrastructure, and other elements to be delivered as part of the Kent Station Parking and Access Improvements project for a total authorized agreement not to exceed \$14,344,655.

Key features summary

- In 2018, Sound Transit, King County Metro (KCM), and the City of Kent agreed that additional bus layover would support passenger access to Kent Station, recognized that bus layover was outside of the project scope for the Kent Station Parking and Access Improvements project, and committed to collaborate on how bus layover could be delivered through the project.
- Since then, Sound Transit and KCM have coordinated closely to identify and develop conceptual designs for bus layover in the immediate vicinity of Kent Station. KCM formally committed in early 2020 to provide funding in support of the design and construction of bus layover.
- Project development paused during the capital program realignment process that occurred in 2020 and 2021. Following realignment, project development activities resumed, including further work on bus layover. A preferred site on the northeast corner of Pioneer Street and Railroad Avenue was identified and bus layover was included as a project element in Sound Transit's design-build procurement. KCM supported development of project requirements and served as a technical advisor in the procurement process.
- New bus layover at Kent Station will enable additional KCM service as well as increased local transit connections to high-capacity transit, supporting increased mobility, access, and ridership between Sounder, ST Express, and Metro bus service. In addition to bus layover, other scope elements include zero emissions charging infrastructure.
- The funding agreement is set up as a fixed price with a variable scope. \$9 million is allocated from KCM for the design-builder to incorporate as much of the desired base scope as possible. The remaining \$5.3 million is allocated for funding for potential enhancements to the base scope, funding for costs associated with potential street and stormwater improvements, contingency, and a 7%

administrative fee. Funds necessary for the work to complete the design, permitting, and construction of the Betterment will be applied to the Design-Build Contract authorized in Motion No. M2023-89.

- In accordance with King County Code, in the event the agreement is terminated and KCM is liable to Sound Transit in excess of the County’s annual appropriation for this agreement, payment of damages is subject to appropriation by the King County Council.

Background

In November 2008, voters approved access improvements to the Puyallup, Sumner, Kent, and Auburn Sounder Stations as part of the ST2 ballot measure to expand mass transit throughout the region. Subsequently, the Sounder Station Access Study was conducted to identify potential access improvements at Sounder stations. The August 2021 realignment action identified the Sumner, Kent, and Auburn projects as Tier 1 projects to proceed to implementation.

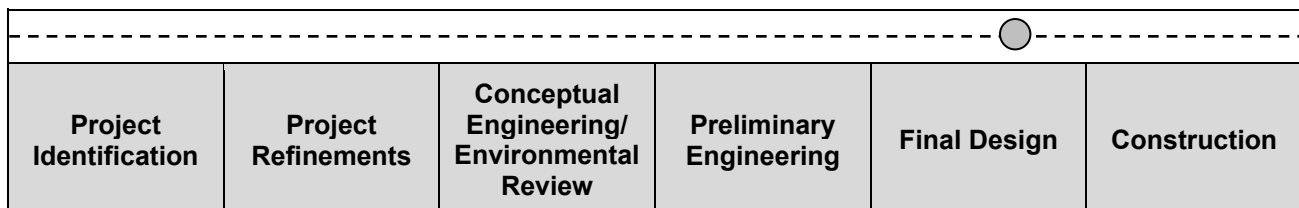
The Kent Station Parking and Access Improvements project includes design and construction of an additional structured parking facility, surface parking stalls, pedestrian and bicycle amenities and associated utility, roadway, stormwater, lighting, landscape, and hardscape improvements. Also included is a contract option for all work necessary to complete the design, permitting, and construction for a King County Metro bus layover facility.

In fall 2018, Sound Transit, KCM, and the City of Kent committed to pursue the potential for bus layover through the Kent Station Parking and Access Improvement project. In early 2020, Sound Transit and KCM signed a letter of concurrence establishing KCM’s intent to contribute funding in support of final design and construction of this bus layover facility. After project development resumed following the realignment process, an alternate site to locate the layover facility was identified, and Sound Transit and KCM have coordinated closely to develop project requirements, participate in the procurement process, and create a betterment agreement.

New bus layover at Kent Station will enable additional King County Metro service as well as increased local transit connections to high-capacity transit, supporting increased mobility, access, and ridership between Sounder, ST Express, and Metro bus service. In addition to bus layover, other scope elements include zero emissions charging infrastructure and bus operator support facilities (e.g., comfort stations).

The Kent project was combined with the Auburn and Sumner projects at project baselining in Resolution No. R2023-02, which the Board approved on January 26, 2023. A SEPA Environmental Checklist and Determination of Non-significance was issued by Sound Transit on October 7, 2019. In coordination with the City of Kent and King County Metro, Sound Transit has proposed design refinements to the project, including the bus layover design. Staff has reviewed these design changes and concluded that they do not result in new adverse environmental impacts requiring additional environmental review.

Project status



Projected Open for Service baseline milestone: Q2 2027

Project scope, schedule, and budget summary are located on page 166 of the August 2023 Agency Progress Report.

Fiscal information

The proposed action would authorize a betterment agreement with King County Metro to reimburse Sound Transit for the cost of design and construction services for bus layover, zero emissions infrastructure, and other elements to be delivered as part of the Kent Station Parking and Access Improvements project for a total authorized agreement not to exceed \$14,344,655.

Since the costs will be reimbursed to Sound Transit, this action does not impact the affordability of the agency's long-term financial plan. If the total cost to perform this work exceeds the estimated reimbursement amount, the agreement will be amended by a future action.

Disadvantaged and small business participation

Not applicable to this action.

Public involvement

Not applicable to this action.

Time constraints

A one-month delay in execution of the betterment agreement would delay the issuance of Notice to Proceed with the design-build contractor for the King County Metro Bus Layover option if not approved concurrent with Motion No. M2023-89.

Prior Board/Committee actions

Resolution No. R2023-02: Adopted the Sumner, Kent, and Auburn Stations Parking and Access Improvements project baseline schedule and budget by (a) combining the three project budgets into one project budget (b) increasing the authorized project allocation to date by \$299,119,865 from \$60,530,135 to \$359,650,000, (c) increasing the annual allocated budget by \$34,989,000 from \$16,516,000 to \$51,505,000, and (d) establishing project open for service dates of Q1 2026 for Sumner, Q2 2027 for Kent and Q1 2027 Auburn.

Resolution No. R2020-02: Selected the non-motorized, transit and parking improvements to be constructed to improve access to the Kent Sounder Station as part of the Kent Station Parking and Access Improvements project.

Environmental review – KH 10/3/23

Legal review – MT 10/6/23



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A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute a betterment agreement with King County Metro to reimburse Sound Transit for the cost of design and construction services for bus layover, zero emissions infrastructure, and other elements to be delivered as part of the Kent Station Parking and Access Improvements project for a total authorized agreement not to exceed \$14,344,655.

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New bus layover at Kent Station will enable additional King County Metro service as well as increased local transit connections to high-capacity transit, supporting increased mobility, access, and ridership between Sounder, ST Express, and Metro bus service. In addition to bus layover, other scope elements include zero emissions charging infrastructure and bus operator support facilities (e.g., comfort stations).

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In accordance with King County Code, in the event the agreement is terminated and KCM is liable to Sound Transit in excess of the County’s annual appropriation for this agreement, payment of damages is subject to appropriation by the King County Council.

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 a betterment agreement with King County Metro to reimburse Sound Transit for the cost of design and construction services for bus layover, zero emissions infrastructure, and other elements to be delivered as part of the Kent Station Parking and Access Improvements project for a total authorized agreement not to exceed \$14,344,655.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on _____.

Dow Constantine
Board Chair

Attest:

Kathryn Flores
Board Administrator