



## Motion No. M2023-21

### Amendment to Task Order B-11 with WSDOT for Construction Coordination of East Link Extension Overlake Segment

| Meeting:                   | Date:      | Type of action:    | Staff contact:  |
|----------------------------|------------|--------------------|---|
| System Expansion Committee | 03/09/2023 | Recommend to Board | Ron Lewis, DECM Executive Director                    |
| Board                      | 03/23/2023 | Final action       | <b>Jon Lebo, East Link Executive Project Director</b> |

### Proposed action

Authorizes the chief executive officer to increase the agreement contingency to Task Order B-11 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the East Link Extension rights-of-way adjacent to or within SR-520 in the amount of \$180,800, for new total authorized task order amount not to exceed \$1,776,430, all within the Board approved project budget.

### Key features summary

- The Umbrella Agreement executed in 2002 between WSDOT and Sound Transit requires WSDOT's review, coordination and oversight of Sound Transit work that occurs in WSDOT right of way.
- Task Order B-11 includes approximately 1.8 miles of light rail guideway and two stations which are adjacent or within the SR-520 right-of-way and are included in the Overlake area in Bellevue and Redmond. Construction includes two pedestrian bridges spanning SR-520 in the E360 contract package.
- The segment of the East Link Extension, located along the SR-520 right-of-way, utilizes a design build delivery method requiring design review by WSDOT for key project elements.
- The completion of Overlake segment has been extended due to COVID-19 impacts, concrete drivers' strike, Overlake pedestrian bridge steel truss fabrication delays, additional real estate transactions for surplus acquisition of at grade segments, and the Redmond Technology Station garage partial reconstruction.
- This action will provide ongoing coordination and oversight for the SR-520 segment (including E360 Overlake Segment and E750) as required under the Umbrella Agreement. Under this task order, WSDOT coordinates with Sound Transit to provide plan reviews, monitoring and enforcement of construction leases, pre and post construction field review, access control equipment including Incident Response Vehicles (IRV) and final review and acceptance of WSDOT owned facilities.
- It is important to note that to the extent that the extended durations and additional costs such as those referenced here are the result of the action or inactions of our East Link contractors, designers and or construction management consultants, reimbursement of the costs will be aggressively pursued by Sound Transit.

## Background

East Link extends light rail 14 miles, with 10 stations from Seattle's International District to Judkins Park, across I-90 to Mercer Island and South Bellevue, through downtown Bellevue and the Bel-Red area to Redmond Technology Station. The original revenue service date was June 2023.

The Overlake Segment E360 contract extends east from NE 20<sup>th</sup> Street in Bellevue and along SR520, primarily within WSDOT right-of-way (ROW).

The Umbrella Agreement executed in 2002 between WSDOT and Sound Transit requires WSDOT review, coordination, and oversight of Sound Transit work that occurs in WSDOT right of way. To provide WSDOT's coordination and oversight of E360, the Sound Transit Board authorized the execution of B-11 on July 14, 2016, in the amount of \$1,450,572.00 with 10% allocated contingency of \$145,058 (Motion No. M2016-71) for a not to exceed amount of \$1,595,630.

Costs for B-11 were negotiated to align with the East Link construction schedule and substantial completion date, which was anticipated for June 2023, but is delayed to spring 2025.

The current anticipated completion date for WSDOT to provide ongoing coordination and oversight under this task order for E360 and E750 is July 2025; as required under the Umbrella Agreement, additional Board authorization is now required.

## Project status

| -----○                 |                             |                                      |                                       |              |              |
|------------------------|-----------------------------|--------------------------------------|---------------------------------------|--------------|--------------|
| Project Identification | Alternatives Identification | Conceptual Engineering/<br>Draft EIS | Preliminary Engineering/<br>Final EIS | Final Design | Construction |

Projected revenue service: Spring 2025

Project scope, schedule and budget summary are located on page 23 of the December 2022 Agency Progress Report.

## Procurement information

Not applicable to this action.

## Fiscal information

This action is within the baseline budget and sufficient monies remain after approval of this action to fund the remaining work. This action does not impact the affordability of any other system expansion project.

The baseline budget for the East Link project is \$3,677,150,000. Within the third-parties phase, \$18,294,456 has been allocated to WSDOT FD-Construction Coordination. The action would commit an additional \$180,800 to this line item and leave a budget balance of \$1,935,432.

**East Link Extension**

| (in thousands)              | Total Baseline Budget | Board Approvals*   | This Action  | Board Approved Plus Action | Uncommitted / (Shortfall) |
|-----------------------------|-----------------------|--------------------|--------------|----------------------------|---------------------------|
| Operations and Maintenance  | \$7,106               | \$7,106            |              | \$7,106                    | \$                        |
| Administration              | 183,174               | 129,183            |              | 129,183                    | 53,991                    |
| Preliminary Engineering     | 50,874                | 50,874             |              | 50,874                     | 0                         |
| Final Design                | 268,888               | 247,285            |              | 247,285                    | 21,603                    |
| Third Parties               | 49,473                | 36,807             | 181          | 36,988                     | 12,485                    |
| Right of Way                | 288,516               | 279,838            |              | 279,838                    | 8,678                     |
| Construction                | 2,518,224             | 2,271,004          |              | 2,271,004                  | 247,220                   |
| Construction Services       | 277,177               | 250,689            |              | 250,689                    | 26,489                    |
| System Testing-Start Up     | 33,718                | 21,136             |              | 21,136                     | 12,582                    |
| <b>Total Current Budget</b> | <b>\$3,677,150</b>    | <b>\$3,293,922</b> | <b>\$181</b> | <b>\$3,294,102</b>         | <b>\$383,048</b>          |

| Phase Detail - Third Parties |                 |                 |              |                 |                 |
|------------------------------|-----------------|-----------------|--------------|-----------------|-----------------|
| WSDOT FD-Constr Coordination | \$18,294        | \$16,178        | \$181        | \$16,359        | \$1,935         |
| Other Construction           | 31,178          | 20,629          |              | 20,629          | 10,549          |
| <b>Total Phase</b>           | <b>\$49,473</b> | <b>\$36,807</b> | <b>\$181</b> | <b>\$36,988</b> | <b>\$12,485</b> |

| WSDOT                        | Board Approvals to Date | Current Approved Contract Status | Proposed Action | Proposed Total for Board Approval |
|------------------------------|-------------------------|----------------------------------|-----------------|-----------------------------------|
| East Link Contract Amount    | \$1,451                 | \$1,596                          | \$              | \$1,596                           |
| East Link Contingency        | 145                     | 0                                | 181             | 181                               |
| <b>Total Contract Amount</b> | <b>\$1,596</b>          | <b>\$1,596</b>                   | <b>\$181</b>    | <b>\$1,776</b>                    |
| Percent Contingency          | 10%                     | 0%                               | 100%            | 11%                               |

**Notes:**

Amounts are expressed in Year of Expenditure \$000s.  
 For detailed project information, see page 78 of 176 of the 2023 Financial Plan & Proposed Budget.  
 \* Board Approvals = Commitment and PO Contingency Remaining as of 2/26/2023.

**Disadvantaged and small business participation**

Not applicable to this action.

**Public involvement**

Not applicable to this action.

**Time constraints**

A one-month delay would not create a significant impact to the project schedule.

**Prior Board/Committee actions**

Motion No. M2016-71 Authorized the chief executive officer to execute a Task Order under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide construction administration and construction services for the East Link Extension right-of-way adjacent to or within SR-520 in the amount of \$1,450,572, with a 10% contingency of \$145,058, for a total authorized amount not to exceed \$1,595,630.

**Environmental review – KH 2/24/23**

**Legal review – JSA 3/3/23**



## Motion No. M2023-21

A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to increase the agreement contingency to Task Order B-11 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the East Link Extension rights-of-way adjacent to or within SR-520 in the amount of \$180,800, for new total authorized task order amount not to exceed \$1,776,430, all within the Board approved project budget.

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**Motion**

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to increase the agreement contingency to Task Order B-11 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the East Link Extension rights-of-way adjacent to or within SR-520 in the amount of \$180,800, for new total authorized task order amount not to exceed \$1,776,430, all within the Board approved project budget.

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