



## Motion No. M2023-22

### Amendment to Task Order B-12 with WSDOT for Construction Coordination of the East Link I-90 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-12 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the I-90 segment of East Link construction contracts in the amount of \$1,039,060, for a new total authorized task order amount not to exceed \$6,698,683, all within the Board approved project budget.

### Key features summary

- East Link extends east from the International District Station to Redmond, along I-90 and across I-405, within Washington State Department of Transportation (WSDOT) right of way (ROW).
- 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.
- The completion of the I-90 segment has been extended due to COVID-19 impacts, concrete drivers' strike, and construction track quality issues on the I-90 civil segment.
- This action will provide ongoing coordination and oversight for the I-90 segment (including East Link E130, E320, E335 and E750 contracts) 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 (I-90 segment), through downtown Bellevue and the Bel-Red area to Redmond Technology Station. The original revenue service date was June 2023.

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 ROW. To

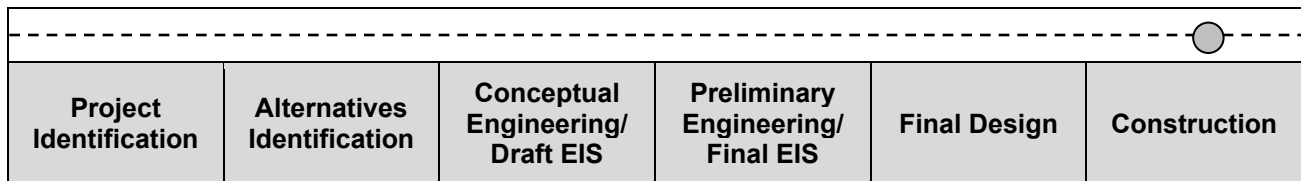
accommodate WSDOT's coordination and oversight of the EL I-90 Segment, the Sound Transit Board authorized the execution of B-12 on July 28, 2016, in the amount of \$5,145,148 with 10 percent allocated contingency of \$514,514 for a not to exceed amount of \$5,659,623.

Costs for B-12 were negotiated to align with the East Link construction schedules for the EL I-90 segment and associated substantial completion dates, which was anticipated for June 2023. The revenue service date has been delayed until Spring 2025.

Continued WSDOT review and oversight is needed due to the complexity of interaction between WSDOT assets and new Sound Transit facilities, the number of real estate transactions and agreements required.

The current anticipated completion date for WSDOT to provide ongoing coordination and oversight under this task order for the I-90 segment is July 2025; as required under the Umbrella Agreement. Additional Board authorization is now required to increase the WSDOT task order to cover the extended duration.

**Project status**



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 \$1,039,060 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
<b>Third Parties</b>	<b>49,473</b>	<b>35,949</b>	<b>1,039</b>	<b>36,988</b>	<b>12,485</b>
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>\$3,293,063</b>	<b>\$1,039</b>	<b>\$3,294,102</b>	<b>\$383,048</b>

Phase Detail - Third Parties					
WSDOT FD-Constr Coordination	\$18,294	\$15,320	\$1,039	\$16,359	\$1,935
Other Construction	31,178	20,629		\$20,629	\$10,549
<b>Total Phase</b>	<b>\$49,473</b>	<b>\$35,949</b>	<b>\$1,039</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	\$5,145	\$5,520	\$	\$5,520
East Link Contingency	515	139	1,039	1,179
<b>Total Contract Amount</b>	<b>\$5,660</b>	<b>\$5,660</b>	<b>\$1,039</b>	<b>\$6,699</b>
Percent Contingency	10%	10%	100%	21%

**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 have a significant impact to the project schedule.

**Prior Board/Committee actions**

Motion No. M2016-74: 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 rights-of-way within I-90 and I-405 in the amount of \$5,145,148, with a 10% contingency of \$514,514, for a total authorized amount not to exceed \$5,659,623.

**Environmental review – KH 2/24/23**

**Legal review – JSA 3/3/23**



## Motion No. M2023-22

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-12 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the I-90 segment of East Link construction contracts in the amount of \$1,039,060, for a new total authorized task order amount not to exceed \$6,698,683, 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-12 under the Umbrella Agreement GCA 3361 with the Washington State Department of Transportation to provide continued construction administration and construction services for the I-90 segment of East Link construction contracts in the amount of \$1,039,060, for a new total authorized task order amount not to exceed \$6,698,683, 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