

**Sound Transit
Board Meeting Summary Minutes
May 27, 1999**

Call to Order

Board Chair Paul Miller called the meeting to order at 3:00 p.m. in Room 310 of the Husky Union Building, University of Washington, Seattle, Washington.

Roll Call

Chair

(P) Paul Miller, City of Tacoma Councilmember

Vice Chairs

(P) Dave Earling, City of Edmonds Councilmember

(P) Greg Nickels, King County Councilmember

Board Members

(P) Ann Davis, City of Lakewood Councilmember

(A) Bob Drewel, Snohomish County Executive

(P) David Enslow, City of Sumner Councilmember

(P) Mary Gates, City of Federal Way Councilmember

(A) Jane Hague, King County Councilmember

(P) Ed Hansen, City of Everett Mayor

(P) Richard McIver, City of Seattle Councilmember

(P) Rob McKenna, King County Councilmember

(A) Sid Morrison, WSDOT Secretary

(P) Dave Russell, City of Kirkland Councilmember

(P) Paul Schell, City of Seattle Mayor

(A) Ron Sims, King County Executive

(A) Cynthia Sullivan, King County Councilmember

(P) Doug Sutherland, Pierce County Executive

(A) Jim White, City of Kent Mayor

Marcia Walker, Board Administrator, indicated a quorum of the Board was present at roll call.

Report of the Chair

Mr. Miller stated that the Board would be working from a revised agenda, which reflected that Resolutions No. R99-13 and R99-14 had been deferred. He also indicated that the Board might hold two executive sessions to discuss performance evaluations of employees who report directly to the Board and to discuss real estate negotiations.

Legislative Update

Mr. Earling reported that Sound Transit will receive from the federal government \$2 million for Link, \$12 million for Sounder, and \$0 for Regional Express Bus. There will be \$8.75 million distributed between four or five bus agencies. Last year the appropriation for bus agencies was \$21.5 million.

Executive Director Report

None.

Action Items

Minutes of February 25 and March 25, 1999 Board Meetings

It was moved by Mr. Nickels, seconded by Ms. Gates, and carried by the unanimous vote of all Board members present that the minutes of the February 25, 1999 and March 25, 1999 Board meetings be approved as presented.

Resolution No. R99-16 - Establishing procedures governing legal actions, ratifying and confirming the authority of the Executive Director to initiate legal actions, ratifying resolutions passed by the Executive Committee prior to the date of this resolution, and designating the Board Administrator as the sole officer authorized to accept service of legal process

It was moved by Mr. Nickels, seconded by Mr. McIver, and carried by the unanimous vote of all Board members present that Resolution No. R99-16 be approved as presented.

Finance Committee Recommendations

Motion No. M99-25 - Authorizing the Executive Director to execute a sole source contract for Sounder signage design services with Two Twelve Harakawa, Inc., in the amount of \$148,300 plus a contingency of \$14,830, for a total amount not to exceed \$163,130

It was moved by Mr. Nickels, seconded by Ms. Gates, and carried by the unanimous vote of all Board members present that Motion No. M99-25 be approved as presented.

Motion No. M99-18 - Approving a contract extension to Pacific Communications Consultants, in an amount not to exceed \$100,000 over a period of two years, to perform additional policy and program development services, and publish a diversity newsletter associated with Sound Transit's Diversity Program

It was moved by Mr. Nickels, seconded by Ms. Gates, and carried by the unanimous vote of all Board members present that Motion No. M99-18 be approved as presented.

Motion No. M99-11 - Authorizing the Executive Director to acquire, dispose, or lease certain real property interests by negotiated purchase, by condemnation, by settling condemnation litigation or entering administrative settlements, and to pay eligible relocation and reestablishment benefits to affected parties as necessary for the construction and operation of commuter rail stations at Tukwila, Kent, Puyallup and Tacoma for the Tacoma-to-Seattle commuter rail project

It was moved by Mr. Nickels and seconded by Ms. Davis that the revised version of Motion No. M99-11, printed on yellow paper, be approved as presented.

Mr. Nickels explained that the change in Motion No. M99-11 reflected the fact that the Kent properties were not included. He stated that the Kent station is still before the Finance Committee.

The motion to approve the revised version of Motion No. M99-11 was carried by the unanimous vote of all Board members present.

Motion No. M99-29 - Authorizing and delegating authority to the Executive Director to execute all necessary documents to enter into a five-year lease (with a possible five-year option to extend same) beginning July 1, 2000 at the proposed Opus West development (adjacent to Union Station) for two entire floors and a portion of a third floor consisting of 58,000 square feet, for co-location of consultants for final design of the Link light rail project, and a short-term interim lease agreement for approximately 30,000 square feet from February 23, 2000 through July 31, 2000

It was moved by Mr. Nickels and seconded by Ms. Gates that Motion No. M99-29 be approved as presented.

Mr. Miller mentioned that there might be distinctions about where Sound Transit would be located within the Opus West development. Therefore, he proposed an amendment as follows: In the fourth line of the motion's title, strike the word "West" after "Opus", and strike the phrase "...two entire floors and a portion of a third floor consisting of..." and insert, after "Opus" the words "Union Station." In the motion itself, the amendment would be to strike the word "West" after the word "Opus" and strike the phrase "...two entire floors and a portion of a third floor consisting of..." and inserting the words "Union Station" after the word "Opus."

It was moved by Mr. Nickels, seconded by Ms. Gates and carried by the unanimous vote of all Board members present that Motion No. M99-29 be amended as suggested by Mr. Miller.

The motion to approve Motion No. M99-29, as amended, was carried by the unanimous vote of all Board members present.

Motion No. M99-31 - Establishing a performance rating for Sound Transit for 1998

Mr. Miller informed the Board that it was the unanimous recommendation of the Executive Committee that the Board adopt a performance rating for 1998 of "highly exceeds expectations", resulting in a performance award percentage of "10%." He asked for a motion to insert the language into Motion No. M99-31.

It was moved by Mr. Earling, seconded by Ms. Davis, and carried by the unanimous vote of all Board members present that Motion No. M99-31 be approved, inserting the phrase, "highly exceeding expectations" and inserting the percentage of "10%."

Motion No. M99-30 - Authorizing the Board Chair to amend the employment agreement with the Executive Director and to amend the employment agreement with the Board Administrator

Mr. Miller advised that the Executive Committee unanimously recommended the proposed action. He stated that the recommendation carries with it a rating of highly exceeds expectations and brings both the Executive Director and the Board Administrator salaries to the 50th percentile in their job classifications.

It was moved by Ms. Davis and seconded by Mr. Russell that Motion No. M99-30 be approved as explained by Mr. Miller.

Mr. Miller reported that the Executive Committee held an executive session and had extensive discussions with both the Executive Director and the Board Administrator regarding the agency and some of the issues perceived as needing additional address, but also clearly indicating the Board is pleased with the efforts being made by both individuals. He stated that it was felt it would be appropriate to move up to the 50th percentile in a market comparison.

The motion to approve Motion No. M99-30, establishing compensation of \$160,000 annually for the Executive Director, inclusive of \$8,000 of deferred compensation, and an annual salary of \$89,900 for the Board Administrator was approved as presented.

Mr. Miller announced that the Board would hold an executive session at the end of the meeting to discuss real estate issues. The meeting continued with committee reports and public comments.

Committee Reports

Finance Committee

Mr. Nickels reported on the May 6 and May 20, 1999, Finance Committee meetings. He stated that the Committee is continuing its review of the financial planning assumptions in anticipation of the budget process this summer and the important decisions around light rail this fall. The Committee has begun discussing the process for programming local tax revenues in excess of subarea budgets and will bring a report to the Board in the next few weeks.

Mr. Nickels stated that the Committee authorized an amendment to contracts with Moss Adams and JD Edwards and approved an extension of a contract with Manuel Padron for real estate planning.

Regarding Resolution No. R99-11, Mr. Nickels mentioned that the Committee is working through concerns surrounding the Kent commuter rail station and will bring a recommendation to the Board.

Executive Committee

Mr. Miller stated that in addition to the items acted on earlier in the meeting, the Executive Committee received a briefing on Sound Transit's approach to increasing regional mobility for people with disabilities and meeting the Americans With Disabilities Act requirements.

Transit-Oriented Development Subcommittee

Mr. Miller advised that the Transit-Oriented Development report would be held until the next Board meeting.

Public Comment

The following individuals presented comments to the Board (comments are on file with the Board Administrator):

Mr. John Littel, Seattle Vocational Institute (SVI)
Ms. Diane Davies, Rainier Valley Transit Advisory Council
Mr. Acekena Taylor
Ms. Jean Buskin, Seattle Women Act for Peace
Mr. Frederick Simmons, FAST Jobs Coalition
Mr. Hayward Evans, Vice President of the Minority Executive Directors Coalition
Ms. Sarah Luthens, Co-Chair of Out Front Labor Coalition
Mr. Maury King, Seattle-King County Association of Realtors
Mr. Steve Lancaster, Director of Community Development for Tukwila
Mr. Dan Sexton
Ms. Brenda Potter, representing A-1 Safety First

Executive Session

The Board went into executive session at 4:03 p.m. to discuss possible litigation and reconvened open session at 4:25 p.m.

Other Business

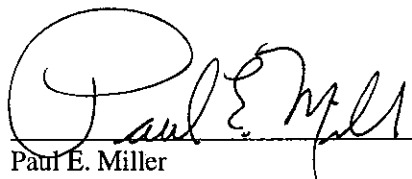
None.

Next Meeting

Thursday, June 24, 1999 - 2:30 to 4:30 p.m.
Puget Sound Regional Council
1011 Western Avenue, 6th Floor


Adjourn

The meeting was adjourned at 4:25 p.m.



Paul E. Miller
Board Chair

ATTEST:



Marcia Walker
Board Administrator