

**SOUND TRANSIT
STAFF REPORT
MOTION NO. M2002-32 AND M2002-33**

**SR 522 HOV Enhancement Memorandums of Agreement with the
City of Bothell and the City Kenmore
for Preliminary Engineering/Environmental Documentation**

Meeting:	Date:	Type of Action:	Staff Contact:	Phone:
Finance Committee	03/21/02	Discussion/Possible Action	Agnes Govern, Director, Regional Express Jim Edwards, Program Manager, Capital Projects Tamara Jenkins, Project Manager, Capital Projects	206-398-5037 206-398-5436 206-398-5316

Contract/Agreement Type:	✓	Requested Action:	✓
Competitive Procurement		Execute New Contract/Agreement	✓
Sole Source		Amend Existing Contract/Agreement	
Memorandum of Agreement	✓	Contingency Funds Required	
Purchase/Sale Agreement		Budget Amendment Required	

✓ Applicable to proposed transaction.

OBJECTIVE OF ACTION

- Execution of Memorandums of Agreement (MOAs) with the City of Bothell and the City of Kenmore. The MOAs will establish Sound Transit's role and responsibilities relating to its funding contribution for preliminary engineering and environmental documentation (PE/ED) of the SR 522 HOV Enhancements Project (Kenmore to Bothell).

ACTION

- Authorizes the Executive Director to execute a Memorandum of Agreement with the City of Bothell.
- Authorizes the Executive Director to execute a Memorandum of Agreement with the City of Kenmore.

KEY FEATURES

Highlights of Proposed Action:

- Authorizes an agreement with the City of Kenmore for Sound Transit funding participation in the development of transit projects along the SR 522 corridor. Sound Transit funding contribution would be 50% of the PE/ED costs not to exceed \$275,000.
- Authorizes an agreement with the City of Bothell for Sound Transit funding participation in the development of transit projects along the SR 522 corridor. Sound Transit funding contribution would be 50% of the PE/ED costs not to exceed \$275,000.
- Advises the Finance Committee of the total Sound Transit PE/ED contribution along this corridor of \$550,000.

- Describes budget approach to fund the current phase shortfall. The approach is within the Executive Director's signing authority.

BUDGET

Column A	Column B	Column C	Column D	Column E
Total Project Budget (1)	Budget for PE/ED	Obligated to Date for PE/ED (2)	Total Amount Requested	(Shortfall)* or Surplus (B-[C+D])
\$14,696,000	\$320,000	\$41,583	\$550,000	(\$271,583)
*Amount of Shortfall	Potential Funding	Funding Source (3)		
(\$271,583)	\$271,583	Contingency phase of project budget		

- (1) The budget amount shown is based on the 2002 Adopted Budget.
- (2) The obligated to date column shows expenditures and commitments made for the PE/ED phase of the project, through February 28, 2002.
- (3) Budget will be transferred from the 2002 and 2003 project contingency to fund the shortfall shown above. The 2002 project budget was established prior to the current PE/ED approach with the Cities. The project contingency contains \$11,066,000, prior to the transfer.

FINANCIAL IMPACTS

Impact on Current Year Budget: Project contingency will be needed to partially fund this action.

Impact on Sound Move Budget: None

Impact on Cost-to-Complete: None

Impact on Subarea Budget: None

DISCUSSION AND PROPOSED ACTION

Prior Board or Committee Actions and Relevant Board Policies

Motion or Resolution Number	Summary of Action	Date of Action
R2002-02	Amend Sound Move to change the geographic scope to include the City of Kenmore and remove the City of Woodinville	3/14/02
Executive Committee Discussion	SR 522 Project Approach to include Kenmore and enter into MOA's with the Cities of Bothell and Kenmore to fund PE/ED efforts.	2/7/02

As originally defined in Sound Move, the SR 522 HOV Enhancements project would build HOV improvements on SR 522 between the Cities of Bothell and Woodinville. Sound Transit Board Resolution No. R2002-02 has amended Sound Move to change the geographic scope of this project to include the City of Kenmore and change the project name to "SR 522 HOV Enhancements (Kenmore to Bothell)."

Under direction of the Executive Advisory Committee, Sound Transit has been working closely with the Cities of Bothell and Kenmore to develop agreements defining Sound Transit's funding contribution to each City's proposed SR 522 HOV Enhancements project. The purpose of the MOA is to assist each City in development of their projects from the conceptual phase to PE/ED design. The intent of each City completing PE/ED studies is to fine-tune the design and cost estimates to enable Sound Transit to clearly identify the transit-related portion of each project before defining further funding contributions. Presently, the Cities of Bothell and Kenmore have proposed projects within their respective city limits that have both general purpose and transit elements.

As proposed, the combined cost of the Cities' projects is \$17.3 million. The project's adopted budget for design and construction phases is \$13 million. The City of Kenmore has proposed a Sound Transit funding contribution of \$7 million. The City of Bothell has requested a Sound Transit funding contribution of \$10.3 million.

With the establishment of these MOA's, Sound Transit is only committed to funding a portion of the PE/ED phase of work and enables Sound Transit to be a partner in development. Sound Transit has been very clear with the Cities of Kenmore and Bothell that they must define a project that meets Sound Move's mission, plan, and approved budget.

The two interagency agreements associated with this action are:

- Authorizes Sound Transit to execute a MOA with the City of Bothell, which would accept Bothell as lead agency. Sound Transit's funding contribution would be 50% of the PE/ED costs up to \$275,000.
- Authorizes Sound Transit to execute a MOA with the City of Kenmore, which would accept Kenmore as lead agency. Sound Transit's funding contribution would be 50% of the PE/ED costs up to \$275,000.

Sound Transit's total funding contribution towards PE/ED development between the Cities of Bothell and Kenmore is limited to \$550,000.

ALTERNATIVES

- Define transit portion of each project prior to entering into Agreements with the Cities and adjust Sound Transit's contribution accordingly. Staff does not recommend this alternative due to the need to have better cost estimates and identification of transit benefits that would be provided by the development of PE/ED.

PUBLIC INVOLVEMENT

- Through the establishment of a Technical Advisory Committee (TAC), Sound Transit Regional Express will coordinate with the City of Bothell, City of Woodinville, City of Kenmore, King County Metro, Community Transit, and WSDOT to develop criteria for project and site selections and provide input during selection of a preferred alternative. This involvement effort will continue throughout the life of the project.

LEGAL

JW 3-7-02

SOUND TRANSIT

MOTION NO. M2002-33

A motion of the Finance Committee of the Central Puget Sound Regional Transit Authority authorizing the Executive Director to execute a project level Memorandum of Agreement (MOA) with the City of Kenmore making the City of Kenmore lead agency within their jurisdiction for the SR 522 HOV Enhancement Project PE/ED Phase and committing Sound Transit to contribute 50% of the PE/ED costs up to \$275,000.

Background:

The goal of Sound Transit is to define a project along the SR 522 corridor that is within the goals of Sound Move, fits within the established project budget, and meets a completion deadline of 2006. In conjunction with this effort, the Cities of Bothell and Kenmore have proposed projects within their respective city limits that are compatible with the original project scope.

The City of Kenmore has requested to be the lead agency on this project with Sound Transit participating and contributing funds. King County Metro and Sound Transit concurred with the potential for transit benefits that the proposed projects will enhance transit access, speed, reliability, and general-purpose traffic. The City of Kenmore is Washington State Department of Transportation certified to be the lead agency. Sound Transit believes the City of Kenmore is qualified to be lead agency and support their desire to do so.

Motion:

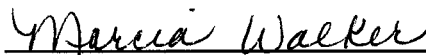
It is hereby moved by the Finance Committee of the Central Puget Sound Regional Transit Authority that the Executive Director is authorized to execute a project level MOA with the City of Kenmore making the City of Kenmore lead agency within their jurisdiction for the SR 522 HOV Enhancement Project PE/ED Phase and committing Sound Transit to contribute 50% of the PE/ED costs up to \$275,000.

APPROVED by the Finance Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on March 21, 2002.



Kevin Phelps
Finance Committee Chair

ATTEST:



Marcia Walker
Board Administrator