

**SOUND TRANSIT
STAFF REPORT**

MOTION NO. M2003-43

**Execute a Cooperative Agreement with WSDOT for the Operation and Maintenance of
Storm Water Detention Vaults for the Lynnwood Transit Center**

Meeting:	Date:	Type of Action:	Staff Contact:	Phone:
Finance Committee	4/17/03	Discussion/Possible Action To Recommend Board Approval	Joann H. Francis, Chief Administrative Officer	(206) 689-4934
Board	4/24/03	Action	Don Vogt, Sr. Real Estate Representative	(206) 689-3396

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

- To execute a 40 year cooperative agreement with the Washington State Department of Transportation (WSDOT) to permit the use of WSDOT property for the operation and maintenance of underground storm water detention vaults needed in conjunction with the Regional Express Lynnwood Transit Center, Lynnwood Park and Ride Enhancements, and Lynnwood Direct Access Interchange.

ACTION

- Authorizing the Executive Director to execute a cooperative agreement with the Washington State Department of Transportation (WSDOT) for a term of 40 years for the purpose of operating and maintaining a series of storm water detention vaults located at the WSDOT-owned Lynnwood Park and Ride Lot, to serve three Regional Express projects: the Lynnwood Transit Center, Lynnwood Park and Ride Lot Enhancements, and the Lynnwood Direct Access Interchange.

KEY FEATURES

- Authorizes Sound Transit's Executive Director to execute a cooperative agreement with WSDOT substantially in the form attached to the proposed motion accompanying this report.
- The Cooperative Agreement has a proposed 40 year term. The agreement authorizes the use, without charge, of the WSDOT-owned Lynnwood Park and Ride Lot for the maintenance and use of the detention vaults to serve the Lynnwood Transit Center, the Lynnwood Park and Ride Lot, and the Lynnwood Direct Access Interchange. Under the agreement, Sound Transit will be responsible for the maintenance of the vaults.

BUDGET IMPACT SUMMARY

Project Description: Lynnwood Transit Center / Park & Ride (#311), Lynnwood Park & Ride and Lynnwood Direct Access (#111) projects

Current Status: In construction

Projected Completion Date: 2nd quarter 2004 / 2nd quarter 2005

Action Outside of Adopted Budget:	Y/N	Y	Requires Comment
This Line of Business	N		
This Project	N		
This Phase	N		
This Task	N		
Budget amendment required	N		
Key Financial Indicators:	Y/N	Y	Requires Comment
Contingency funds required	N		
Subarea impacts	N		
Funding required from other parties other than what is already assumed in financial plan	N		

N = Action is assumed in current Board-adopted budget. Requires no budget action or adjustment to financial plan

BUDGET DISCUSSION

This action will authorize the use of the WSDOT-owned Lynnwood Park and Ride Lot for the operation and maintenance of detention vaults at no charge to Sound Transit. There is no budget impact for the use. Sound Transit will be responsible, under the agreement, for the maintenance of the vaults. Sound Transit is planning for this and has included funding in the operations budget to cover maintenance of the vaults. The vaults will serve the Lynnwood Transit Center, the Lynnwood Park and Ride Lot, and the Lynnwood Direct Access Interchange.

REVENUE, SUBAREA, AND FINANCIAL PLAN IMPACTS

The proposed action is consistent with the current Board-adopted budget and is affordable within Sound Transit's current long-term financial plan and the subarea financial capacity.

SUMMARY FOR BOARD ACTION

Not applicable for this action.

M/W/DBE – SMALL BUSINESS PARTICIPATION

Not applicable for this action.

HISTORY OF PROJECT

Three Sound Move projects are located near I-5 in Lynnwood between 44th Avenue and 200th Street: the Lynnwood Transit Center, Lynnwood Park and Ride Lot Enhancements, and the Lynnwood Direct Access Interchange. As part of these projects, extensive analysis was conducted concerning storm water management. The final design requires substantial on site detention of storm water. The location identified for these underground facilities is the WSDOT Lynnwood Park and Ride Lot, which is adjacent to the Sound Transit-owned Lynnwood Transit Center, and which will also be improved as part of these projects. The Lynnwood Direct Access

Interchange off ramp will terminate in the Park and Ride Lot. The Lynnwood Transit Center is now under construction and a contract was recently let for the construction of the Direct Access Interchange. The terms of the agreement are consistent with the environmental documentation prepared for this project and with determinations issued under federal and state environmental laws.

The agreement provides for the permanent location and operation of these facilities on the Lynnwood Park and Ride property owned by WSDOT. The agreement is for a 40 year term. No payments will be required to be made to WSDOT for the use of its property. WSDOT will jointly use the facilities for surface water management for the Park and Ride Lot and the Direct Access Interchange. Under the terms of the agreement, Sound Transit will maintain the detention vaults.

The vaults have been fabricated and installed pursuant to earlier board action, as part on the ongoing construction of the three associated projects.

**Prior Board or Committee Actions
and Relevant Board Policies**

Motion or Resolution Number	Summary of Action	Date of Action
Motion No. M2002-91	Authorizing an agreement with Bayley Construction for construction at the Lynnwood Transit Center and Park and Ride Lot	9/12/02
Motion No. M2002-47	Authorizing a contract with Utility Vault for the fabrication and delivery of stormwater detention vaults for the Lynnwood Regional Express Projects	4/18/02
Resolution No. R 2000-16	Authorizing property acquisition for the Lynnwood Transit Center	10/26/01
Motion No. M2001-67	Authorizing an agreement with WSDOT for PS&E for the Lynnwood Direct Access Project	6/21/01
Motion No. M2000-116	Authorizing a contract with INCA engineers for final design services for the Lynnwood Transit Center	11/16/00

CONSEQUENCES OF DELAY

WSDOT has requested that this agreement be approved prior to the construction of the Lynnwood Direct Access off ramp. A modest delay in the decision of the Board will not have a significant impact on the project.

REGIONAL PARTNERSHIP AND COOPERATION

The Lynnwood projects have been a joint effort between Sound Transit and WSDOT, with cooperation by the City of Lynnwood. Sound Transit will be contracting with Community Transit to operate and maintain the Lynnwood Transit Center project.

PUBLIC INVOLVEMENT

Not applicable to this action.

LEGAL REVIEW

JB - 04/08/03

SOUND TRANSIT

MOTION NO. M2003-43

A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the Executive Director to execute a Cooperative Agreement with the Washington State Department of Transportation (WSDOT) for a term of 40 years for the purpose of operating and maintaining a series of storm water detention vaults located at the WSDOT-owned Lynnwood Park and Ride Lot, to serve three Regional Express projects: the Lynnwood Transit Center, Lynnwood Park and Ride Lot Enhancements, and the Lynnwood Direct Access Interchange.

Background:

Three Sound Move projects are located near I-5 in Lynnwood between 44th Avenue and 200th Street: the Lynnwood Transit Center, Lynnwood Park and Ride Lot Enhancements, and the Lynnwood Direct Access Interchange. As part of these projects, extensive analysis was conducted concerning storm water management. The final design requires substantial on site detention of storm water. The location identified for these underground facilities is the WSDOT Lynnwood Park and Ride Lot, which is adjacent to the Sound Transit-owned Lynnwood Transit Center, and which will also be improved as part of these projects. The Lynnwood Direct Access Interchange off ramp will terminate in the Park and Ride Lot. The Lynnwood Transit Center is now under construction and a contract was recently let for the construction of the Direct Access Interchange. The terms of the agreement are consistent with the environmental documentation prepared for this project and with determinations issued under federal and state environmental laws.

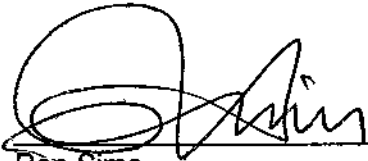
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Motion:

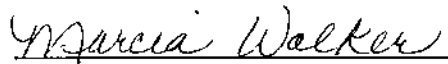
It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority to authorizing the Executive Director to execute a Cooperative Agreement with the Washington State Department of Transportation (WSDOT) for a term of 40 years for the purpose of operating and maintaining a series of storm water detention vaults located at the WSDOT-owned Lynnwood Park and Ride Lot, to serve three Regional Express projects: the Lynnwood Transit Center, Lynnwood Park and Ride Lot Enhancements, and the Lynnwood Direct Access Interchange.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on April 24, 2003.



Ron Sims
Board Chair

ATTEST:



Marcia Walker
Board Administrator