

**SOUND TRANSIT  
STAFF REPORT**

**MOTION NO. M2005-44**

**Contract Amendment with Norie Sato, Sato Service LLC**

<b>Meeting:</b>	<b>Date:</b>	<b>Type of Action:</b>	<b>Staff Contact:</b>	<b>Phone:</b>
Finance Committee	4/21/05	Discussion/Possible Action	Ric Ilgenfritz, Chief Communications Officer <b>Carol Valenta, Public Arts Administrator, Communications</b>	(206) 398-5239 <b>(206) 398-5059</b>

<b>Contract/Agreement Type:</b>	✓	<b>Requested Action:</b>	✓
Competitive Procurement		Execute New Contract/Agreement	
Sole Source		Amend Existing Contract/Agreement	✓
Interlocal Agreement		Contingency Funds (Budget) Required	
Purchase/Sale Agreement		Budget Amendment Required	

✓ *Applicable to proposed transaction.*

**ACTION**

Authorizes the Chief Executive Officer to execute a contract amendment with Norie Sato, Sato Service LLC, to provide fabrication and installation of artworks for Central Link Light Rail in the amount of \$419,306, with a 10% contingency of \$41,930, for a new total authorized contract amount not to exceed \$808,736.

**KEY FEATURES**

- Authorizes construction and installation of the following artworks for Central Link Light Rail:
  - Columbia City/S. Edmunds Street Plaza sculptures;
  - Overhead Catenary/Contact System (OCS) pole artworks along the Martin Luther King, Jr. Corridor and at the Operations and Maintenance Base;
  - Two artworks on the elevated guide way.
- Multi-phased contract extending through completion of Central Link Light Rail.

**BUDGET IMPACT SUMMARY**

There is no action outside of the Board-adopted budget; there are no contingency funds required; no subarea impacts, or funding required from other parties other than what is already assumed in the financial plan.

**BUDGET DISCUSSION**

The proposed action would authorize a contract with Sato Service LLC for artwork on the Link Light Rail Initial Segment within the North King and South King subareas. The total budget for the STart program in these subareas is \$12.3 million within the Adopted 2005 Budget. There is sufficient budget available to fund this action.

**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. The action will have no new revenue impacts on Sound Transit.

**BUDGET TABLE**

Action Item: Artwork for Central Link Light Rail - Sato Service LLC

	Current Approved Contract Value	Spent to Date	Balance	Proposed Action	Proposed Total Contract Value
<b>Contract Budget:</b>					
Artwork for Central Link Light Rail	347,500	272,500	75,000	419,306	766,806
Contingency				41,930	41,930
<b>Total</b>	<b>347,500</b>	<b>272,500</b>	<b>75,000</b>	<b>461,236</b>	<b>808,736</b>
Percent Contingency	0%			10.00%	5.47%

ST Art Budget	(A)	(B)	(C)	(D)
	2005 Adopted Life time Budget	Spent to Date	Proposed Action	Balance
Accounts to be charged				
ST Art North King County	7,508,000	1,287,447	386,974	5,833,579
ST Art South King County	4,798,000	292,046	74,262	4,431,692
<b>Total</b>	<b>12,306,000</b>	<b>1,579,493</b>	<b>461,236</b>	<b>10,265,271</b>

**Budget Shortfall**

Level	\$	Revenues	Funding Source
NA	-	-	NA

**Notes**

Page 171 of Adopted 2005 Budget book contains budget for this program.

**M/W/DBE – SMALL BUSINESS PARTICIPATION**

**Prime Consultant/Contractor**

Norie Sato, Sato Service LLC, is a Minority/Woman-owned Small Business, and will be performing 48% of the work for this contract.

Utilization Breakdown Table

<b>Subconsultant</b>	<b>Business Type</b>	<b>% of Work</b>	<b>Dollar Value</b>
Moniz Associates Architects	M/WBE	12%	\$ 46,800
Fabriform Plastics	SBE	40%	\$155,767
<b>Total</b>		<b>52%</b>	<b>\$202,567</b>

**HISTORY OF PROJECT**

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

<b>Motion or Resolution Number</b>	<b>Summary of Action</b>	<b>Date of Action</b>
M2002-68	Authorizing a contract amendment with the artist increasing the amount to \$347,500.	5/31/02
R98-1	Established the Sound Transit Art Program guidelines and adopted a budget policy.	1/22/98
Motion No. 40	Committed to the integration of public art in the implementation of Sound Move	9/11/97

The purpose of the Sound Transit Art Program – Start – is to integrate works of art throughout the regional transit system that contribute to a positive experience for system users and respective communities. One percent of the cost of construction, excluding tunneling, is set aside for art per Board action direction.

In August 1998, a competitive process was issued to over 6,000 artists throughout the region and country resulted into 70 applications. Norie Sato was selected based on her quality of work and experience on public art projects of this scale. The scope of work for the lead artist was to develop an art plan with a system-wide perspective, propose and implement art projects, identify art projects for other artists, and mentor artists in developing their art projects. It was defined as multi-phased with a contract anticipated to extend until opening of Central Link.

From 1998 through 2004, the artist had a major role in planning Link art, working with the Seattle Light Rail Review Panel, selecting and mentoring other artists, community outreach and serving as a member of the MLK Urban Design Task Force. She conceived and designed two Central Link system-wide way-finding elements and was lead artist for an extensive multi-cultural art project along the length of the MLK, Jr. Way Corridor that provided opportunities for twelve other artists. The contract with the artist for these services totaled \$347,500. In collaboration with Link design team artist, Dan Corson, she developed artwork proposals for OCS poles in the Rainer Valley and at the Link Operations and Maintenance Base.

As part of the multi-phased contract, the artist will begin fabrication of the artworks in 2005, which will be installed in 2006 and 2007. Sound Transit staff and consultants have reviewed the artwork designs. They are technically feasible, maintainable, and can be built within budget and on schedule. Artwork coordination details are included in Central Link construction documents.

### **CONSEQUENCES OF DELAY**

Construction of Central Link Initial Segment is underway. Artwork installation details and schedules are specified in the Central Link Initial Segment construction documents and must be coordinated with the work of the general contractor. A delay in approval of this contract could jeopardize the artist's ability to complete the artworks on time and on budget.

### **PUBLIC INVOLVEMENT**

Artwork has been included in site plans and public presentation materials. In addition, the artists and Sound Transit's public art administrator have attended public open houses and arts commission meetings to receive input and advice. Artworks in the City of Seattle have been reviewed and approved by the Seattle Light Rail Review Panel. Artworks in the City of Tukwila have been reviewed and approved by the Tukwila Arts Commission.

### **LEGAL REVIEW**

JW 4/11/05

## **SOUND TRANSIT**

### **MOTION NO. M2005-44**

A motion of the Finance Committee of the Central Puget Sound Regional Transit Authority authorizing the Chief Executive Officer to execute a contract amendment with Norie Sato, Sato Service LLC, to provide fabrication and installation of artworks for Central Link Light Rail in the amount of \$419,306, with a 10% contingency of \$41,930, for a new total authorized contract amount not to exceed \$808,736.

#### **Background:**

The purpose of the Sound Transit Art Program – SArt – is to integrate works of art throughout the regional transit system that contribute to a positive experience for system users and respective communities. One percent of the cost of construction, excluding tunneling, is set aside for art.

In August 1998, a competitive process was issued to over 6,000 artists throughout the region and country resulted into 70 applications. Norie Sato was selected based on her quality of work and experience on public art projects of this scale. The scope of work for the lead artist was to develop an art plan with a system-wide perspective, propose and implement art projects, identify art projects for other artists, and mentor artists in developing their art projects. It was defined as multi-phased with a contract anticipated to extend until opening of Central Link.

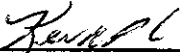
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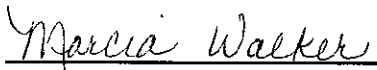
#### **Motion:**

It is hereby moved by the Finance Committee of the Central Puget Sound Regional Transit Authority that the Chief Executive Officer is authorized to execute a contract amendment with Norie Sato, Sato Service LLC, to provide fabrication and installation of artworks for Central Link Light Rail in the amount of \$419,306, with a 10% contingency of \$41,930, for a new total authorized contract amount not to exceed \$808,736.

APPROVED by the Finance Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on April 21, 2005.

  
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Kevin R. Phelps  
Finance Committee Chair

ATTEST:

  
\_\_\_\_\_  
Marcia Walker  
Board Administrator