

**SOUND TRANSIT
STAFF REPORT**

MOTION NO. M2008-23

**Amendment to City of Renton Agreement for
Rainier Avenue Arterial Improvements Project**

Meeting:	Date:	Type of Action:	Staff Contact:	Phone:
Finance Committee	02/21/08	Discussion/Possible Action	James Edwards, Director Capitol Projects, Paul Cornish, Project Manager	(206) 398-5436 (206) 398-5342

Contract/Agreement Type:	✓	Requested Action:	✓
Competitive Procurement		Execute New Contract/Agreement	
Sole Source		Amend Existing Contract/Agreement	✓
Agreement with Other Jurisdiction(s)	✓	Budget Amendment	
Real Estate		Property Acquisition	

PROJECT NAME

Rainier Avenue Arterial Improvements

PROPOSED ACTION

Authorizes the chief executive officer to execute an amendment to the agreement with the City of Renton to reimburse the City of Renton for \$2,500,000 towards Sound Transit's portion of the costs incurred to rebuild and lengthen the Burlington Northern Santa Fe Railroad trestle over Rainier Avenue.

KEY FEATURES of PROPOSED ACTION

- The existing agreement for the Rainier Avenue Arterial Improvements Project anticipated future amendments for Sound Transit's contribution to each project phase.
- The proposed action would reimburse the City of Renton for \$2.5 million dollars in construction costs to rebuild and lengthen the Burlington Northern Santa Fe (BNSF) trestle over Rainier Avenue. The BNSF trestle was widened to accommodate future Business and Transit (BAT) lanes. In July 2007, the City of Renton undertook early completion of the Rainier Avenue BNSF trestle. The timing of this work was critical to take advantage of a scheduled track closure.
- In the event the City of Renton, for any reason, does not complete the Rainier Avenue transit elements (BAT lanes) these construction dollars will be returned, with interest to Sound Transit.
- There is no change to Sound Transit's capped funding contribution.

BUDGET IMPACT SUMMARY

Current Project Phase: PE/Construction of trestle
Projected Completion Date: April 2012 (estimated)

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 and FINANCIAL PLAN DISCUSSION

The Adopted 2008 Budget for this project is \$15,717,414, with a Right of Way/Construction phase budget of \$10,700,000. The proposed action will result in a Right of Way/Construction phase balance of \$8,200,000 and a project balance of \$9,900,000.

There are sufficient funds to complete this action. Committing these funds will not endanger any other project elements that are to be funded out of the overall project.

BUDGET TABLE

Summary for Board Action (Year of Expenditure \$000)

Project: 151 - Rainier Ave./Hardie Ave. Arterial Improvements

	2008 Adopted Budget ¹ (A)	Committed To Date ² (B)	This Action (C)	Total Committed & Action (D)	Uncommitted (Shortfall) (E)
1 Agency Administration	\$ 817	\$ 817	\$ -	\$ 817	\$ -
2 Preliminary Engineering	\$ 2,500	\$ 2,500	-	\$ 2,500	-
3 Final Design	\$ 1,700	\$ -	-	\$ -	1,700
4 Right of Way/Construction	\$ 10,700	\$ -	2,500	\$ 2,500	8,200
5 Contingency	\$ -	\$ -	-	\$ -	-
6 Total Current Budget	\$ 15,717	\$ 3,317	\$ 2,500	\$ 5,817	\$ 9,900

Phase Budget Detail

7 Right of Way/Construction	\$ 10,700	\$ -	\$ 2,500	\$ 2,500	8,200
8 Misc. Activity					-
9 Total Phase	\$ 10,700	\$ -	\$ 2,500	\$ 2,500	\$ 8,200

Contract Budget	Current Approved Contract Value (F)	Committed To Date ² (G)	Proposed Action (H)	Proposed Total Contract Value (I)
10 City of Renton	\$ -	\$ -	\$ 2,500	\$ 2,500
11 Contingency	-	-	-	\$ -
12 Total	-	-	2,500	2,500
13 Percent Contingency			0%	0%

Notes:

¹ Project budget is located on page 148 of the Proposed 2008 Budget book. The Adopted 2008 Budget was approved by the Board on November 29, 2007.

² Committed to date amount includes actual outlays and commitments through December 31, 2007.

SMALL BUSINESS PARTICIPATION

Not applicable for this action.

PROJECT DESCRIPTION and BACKGROUND for PROPOSED ACTION

In a letter of intent between the City of Renton and Sound Transit dated April 19, 2005, Sound Transit agreed to provide capped contributions to the City of Renton for the completion of transit improvements to be managed by the City of Renton.

In October 2005, the Board adopted Resolution No. R2005-19 which:

- Amended Sound Move to create two new projects, Rainier Avenue/Hardie Avenue Arterial improvements and Strander Boulevard Extension;
- Amended the lifetime Adopted 2005 Budget for the Renton HOV Access/N 8th to transfer surplus funds into the East King County Program Reserve;
- Allocated \$15,675,000 from East King County Capital Program Reserve to the Rainier Avenue/Hardie Avenue Arterial improvements Project and \$4,208,000 to the Strander Boulevard Extension Project; and
- Directed Sound Transit staff to finalize interlocal agreements with the City of Renton for the funding of these two new projects.

In a letter of July 26, 2007 to the Sound Transit Board Chair, the City of Renton Mayor Kathy Keolker proposed to modify the scope of this project to focus solely on Rainier Avenue improvements. The City of Renton determined that the cost estimates identified during the preliminary design of the Rainier/Hardy project required a substantial increase that exceeded the City of Renton's project budget. Sound Transit and King County Metro reviewed the City of Renton's traffic modeling that demonstrated the proposed Rainier project including business and transit (BAT) lanes and associated improvements provided better transit benefit and could be accomplished within the available Sound Transit capped contribution and the City of Renton's available funding.

In July 2007, the City of Renton undertook early completion of the Rainier Avenue BNSF trestle replacement which is part of the improvements outlined in the amended Agreement approved by the Board in Motion No. M2007-123. Per the Amendment, the Rainier Avenue Arterial Improvements Project will provide the following transit elements:

- Construct Northbound and southbound BAT lanes on Rainier Avenue SW, between South 2nd Street and South Grady Way.
- Upgraded bus stops and improved rider access to existing bus stops.
- Rainier Avenue trestle improvements to provide sufficient width to accommodate the BAT lanes.

The timing of this work was critical to take advantage of scheduled track closures by BNSF.

Sound Transit received a request on January 10, 2008 from the City of Renton for reimbursement of \$2.5 million dollars towards rebuilding and lengthening the BNSF trestle. The \$2.5 dollars is part of the \$14.9 dollar commitment made by Sound Transit for the Rainier Avenue Arterial Improvements project.

The preliminary engineering and environmental documentation for the transit elements of the Rainier Avenue Arterial Improvements Project are scheduled to be completed by the end of 2008.

The City is responsible for preparing the Rainier Avenue environmental documentation. Sound Transit and the City of Renton will be co-lead agencies and sign all environmental documentation with the City of Renton as the nominal lead. The City of Renton had determined the rebuild and lengthening of the BNSF trestle to be categorically exempt from SEPA per WAC 197-11-800(3).

Prior Board/Committee Actions

Motion/Resolution Number and Date	Summary of Action
M2007-123 12/13/07	Authorized the Chief Executive Officer to execute an amendment to the agreement with the City to remove references to Hardie Avenue and define scope of work for Rainier Avenue.
M2006-31 04/27/06	Authorized the Chief Executive Officer to execute an agreement with the City of Renton to provide \$2,500,000 funding for preliminary engineering and environmental documentation of the Rainier Avenue/Hardie Avenue Arterial Improvements Project and to establish the terms of future agreements with the City for funding of the final design and construction.
M2005-19 10/13/05	Amended Sound Move to create two new projects, Rainier Avenue/Hardie Avenue Arterial Improvements Project and Strander Boulevard Extension Project, in the City of Renton.

CONSEQUENCES of DELAY

A two-week delay would not create adverse impacts for this project.

PUBLIC INVOLVEMENT

Not applicable to this action.

ENVIRONMENTAL COMPLIANCE

SSK 1-28-08

LEGAL REVIEW

LA 2/14/08

SOUND TRANSIT

MOTION NO. M2008-23

A motion of the Finance Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute an amendment to the agreement with the City of Renton to reimburse the City of Renton for \$2,500,000 towards Sound Transit's portion of the costs incurred to rebuild and lengthen the Burlington Northern Santa Fe Railroad trestle over Rainier Avenue.

Background:

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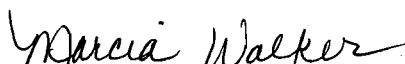
Motion:

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 an amendment to the agreement with the City of Renton to reimburse the City of Renton for \$2,500,000 towards Sound Transit's portion of the costs incurred to rebuild and lengthen the Burlington Northern Santa Fe Railroad trestle over Rainier Avenue.

APPROVED by the Finance Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on February 21, 2008.


Aaron Reardon
Finance Committee Chair

ATTEST:


Marcia Walker
Board Administrator