

**SOUND TRANSIT BOARD MEETING
Summary Minutes
August 26, 2010**

Call to Order

The meeting was called to order at 1:40 p.m. by Vice Chair Fred Butler, in the Ruth Fisher Boardroom, 401 South Jackson Street, Seattle, Washington.

Roll Call

Chair

(A) Aaron Reardon, Snohomish County Executive

Vice Chairs

(P) Fred Butler, Issaquah Deputy Council President
(P) Claudia Thomas, Lakewood Councilmember

Boardmembers

(P) Claudia Balducci, Bellevue Councilmember
(P) Richard Conlin, Seattle Council President
(P) Dow Constantine, King County Executive
(P) Jan Drago, King County Councilmember
(P) David Enslow, City of Sumner Mayor
(P) Jake Fey, City of Tacoma Deputy Mayor
(A) Paula Hammond, WSDOT Secretary
(A) John Marchione, City of Redmond Mayor

(P) Joe Marine, City of Mukilteo Mayor
(A) Pat McCarthy, Pierce County Executive
(P) Mike McGinn, City of Seattle Mayor
(P) Julia Patterson, King County Councilmember
(P) Larry Phillips, King County Councilmember
(P) Paul Roberts, Everett Councilmember
(P) Peter von Reichbauer, King County Councilmember

Ms. Marcia Walker, Board Administrator announced that a quorum of the Board was present at roll call.

Report of the Chair

Boardmembers McCarthy and Marchione are not in attendance, but have let us know they are available by phone if they are needed for items requiring approval by a supermajority vote. The Board Rules and Operating Procedures allow members to attend meetings by teleconference. Procedurally, Board members' requests are acted on by motion prior to consideration of action items and require a 2/3 affirmative vote of the members who are physically in attendance.

It was moved by Vice Chair Thomas, seconded by Boardmember Enslow, and carried by the unanimous vote of 11 members present that Boardmember McCarthy and Boardmember Marchione be allowed to participate in the Board meeting by telephone.

Chair Reardon has appointed Claudia Balducci to serve as Sound Transit's representative to the WSDOT I-405 Executive Committee. The Executive Committee was established a few years ago to provide vision, policy, and oversight in the development of the I-405 Project. Committee membership includes community and agency leaders representing local and county government, PSRC, Washington State Transportation Commission, WSDOT, USDOT, Sound Transit, and the State Legislature.

One action item, Motion No. M2010-82, has been added to the agenda and the Board will consider the two actions that require passage by a two-third supermajority first under Business Items.

Sound Transit had a groundbreaking ceremony last week at the Edmonds Sounder Station, Aaron Reardon and other Boardmembers were joined by Edmonds Mayor Mike Cooper and Marko Lias, State Representative from District 21. The station includes a new east platform with passenger amenities and a connection to Community Transit buses.

Chief Executive Officer's Report

Joni Earl, CEO announced that a federal grant is funding 200 additional parking spaces for bicycles at Sound Transit facilities. In 2011, the grant will fund 46 additional lockers at the Columbia City Station.

(Boardmember Conlin arrived at this time).

A two-week radio promotion called "Ride the Wave to Oahu" will begin August 31 and run through September 10. Sister radio stations Warm 106.9 and Movin' 92.5 will give away two trips to Oahu provided by the Oahu Visitors Bureau. The promotion will encourage people to use Link and look for special Rider Alerts posted each day with a new word they can text to the radio stations to enter the contests.

The kick-off event is set for August 31 from 7-9 a.m. at the SeaTac/Airport Station. The Oahu Visitor's Bureau is shipping 1000 fresh flower leis that will be handed out by Hawaiian entertainers and Sound Transit's own Zap Gridlock along with information about riding Sound Transit and information about Oahu.

Earlier in the month, two incidents on Link affected operations. On August 3rd service was interrupted for three hours due to a truck and train collision. Road closures to clean up after the accident made implementing bus-bridge service difficult. On August 12th a communications issue occurred that closed the DSTT and interrupted Link evening service. Meetings are being held to work on recovering quickly from future incidents and developing recommended actions. In addition, Sound Transit is improving customer communications.

Today is Deputy CEO Ron Tober's last meeting. He has spent 19 months with Sound Transit and his knowledge and expertise will be missed. A reception will be held for him following the September 9, 2010 Capital Committee meeting.

Resolution No. R2010-17 is included on the Consent Agenda. The resolution authorizes property acquisition between the University of Washington Station and the Pine Street Stub Tunnel and between the University of Washington Station and Northgate. Ms. Earl announced that as soon as she learned from staff that one of the property owners is the State Board for Community College Education, she recused herself from all subsequent discussions because her husband is the Executive Director of the State College Board. Her husband did the same at his agency.

(Boardmember von Reichbauer arrived at this time).

Public Comment

(Comments on file with the Board Administrator)

Paul W. Locke
Will Knedlik
George Gary, Seattle Central Community College

Consent Agenda

Minutes of July 22, 2010 Board meeting
Minutes of the January 21, 2010 Finance Committee meeting
Minutes of the February 4, 2010 Finance Committee meeting
Minutes of the February 18, 2010 Finance Committee meeting
Minutes of the June 11, 2009 Transit Operations Task Force meeting
Voucher Certification for July 1, 2010 through July 15, 2010
Resolution Nos. R2010-16 and R2010-17
Motion Nos. M2010-77, M2010-78 and M2010-79

It was moved by Boardmember Roberts, seconded by Boardmember Marine, and carried by the unanimous vote of all members present that the consent agenda be approved as presented.

(Boardmember Constantine arrived at this time).

Ms. Walker announced that attendance by Boardmembers McCarthy and Marchione would not be needed for the items requiring approval by a supermajority vote.

Action Items

Items referred by the Capital Committee

The following two items require an affirmative vote of two-thirds of the entire Board, which is twelve members.

Resolution No. R2010-09 – 1) Amending the Adopted 2010 Lifetime Budget for the Sounder Commuter Rail Tukwila Station Project from \$16,433,658 to \$49,133,658, 2) amending the Adopted 2010 Annual Budget for the Sounder Commuter Rail Tukwila Station Project from \$5,314,650 to \$6,695,454 and 3) establishing a baseline budget of \$49,133,658 and a baseline scheduled completion date of first quarter 2013 for the project.

It was moved by Boardmember Phillips, seconded by Boardmember Marine, and carried by the unanimous vote of 13 Boardmembers present that Resolution No. R2010-09 be approved as presented.

Resolution No. R2010-15 – 1) Amending the Adopted 2010 Lifetime Budget for the Seattle to Auburn Track & Signal project from \$227,512,283 to \$228,308,654 and 2) amending the Adopted 2010 Annual Budget for the Seattle to Auburn Track & Signal project from \$0 to \$796,370 and 3) amending the Adopted 2010 Lifetime Budget for the Auburn to Tacoma Track & Signal project from \$183,378,891 to \$184,031,521 and 4) amending the Adopted 2010 Annual Budget for the Auburn to Tacoma Track & Signal project from \$0 to 652,630.

It was moved by Boardmember Phillips, seconded by Vice Chair Thomas, and carried by the unanimous vote of 14 Boardmembers present that Resolution No. R2010-15 be approved as presented.

Items not referred by Committee

Motion No. M2010-82 – Endorsing the I-90 Center Roadway Term Sheet and authorizing the chief executive officer to execute an umbrella agreement with the Washington State Department of Transportation pursuant to the Term Sheet.

Desmond Brown, Legal Counsel, explained that the Washington State Legislature initiated an appraisal process to value the two center lanes on the I-90 bridge in 2009 and required Sound Transit and WSDOT to negotiate a price for the I-90 center roadway. A term sheet was negotiated and executed by Sound Transit and WSDOT. Sound Transit agrees to fund the completion of the R8A project to provide two HOV lanes in the outer roadway to replace HOV lanes in the center roadway and the accompanying ramps. In exchange, WSDOT would lease the center lanes to Sound Transit for a 40-year period with an option to renew for an additional 35 years by mutual agreement. The R8A project will cost approximately \$153 million in total and the lease valuation is around \$135 million. The actual lease valuation will be determined by appraisals before the lease begins. The Board needs to formally endorse the agreement.

It was moved by Boardmember Conlin, seconded by Boardmember Balducci, and carried by the unanimous vote of all Boardmembers present that Motion No. M2010-82 be approved as presented.

Motion No. M2010-81 – Authorizing the chief executive officer to execute a contract with the lowest responsive and responsible bidder, MidMountain Contractors, Inc., for the construction of the D Street to M Street Track and Signal project in the amount of \$40,823,190, with a 10% contingency of \$4,082,319, for a total authorized contract amount not to exceed \$44,905,509.

Eric Beckman, Project Director for Sounder, and Tom Dean, Project Manager, gave the staff presentation.

It was moved by Boardmember Enslow, seconded by Boardmember Marine, and carried by the unanimous vote of all Boardmembers present that Motion No. M2010-81 be approved as presented.

Resolution No. R2010-18 – 1) Authorizing the chief executive officer to designate certain capital outlays for potential reimbursement from Board-authorized bond issues and enable Sound Transit to apply future bond proceeds to capital outlays incurred prior to issuance of bonds, and 2) superseding Resolution No. R2003-11.

Brian McCartan, Chief Financial Officer, gave the staff presentation.

It was moved by Vice Chair Thomas, seconded by Boardmember Enslow, and carried by the unanimous vote of all Boardmembers present that Resolution No. R2010-18 be approved as presented.

Executive Session

At 2:24 p.m., Vice Chair Butler announced that the Board would convene an executive session that would last 20 minutes. The executive session will be to consider litigation or potential litigation to which the agency is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency. The executive session is authorized under RCW 42.30.110 subsection (1)(i).

Vice Chair Butler reconvened the meeting at 2:40 p.m.

Other Business

None.

Next Meeting

Thursday, September 23, 2010
1:30 to 4:00 p.m.
Ruth Fisher Boardroom

Adjourn

The meeting was adjourned at 2:40 p.m.

APPROVED on October 28, 2010.



Aaron Reardon
Board Chair

ATTEST:



Marcia Walker
Board Administrator