

SOUND TRANSIT BOARD MEETING

Summary Minutes
December 15, 2011

CALL TO ORDER

The meeting was called to order at 1:49 p.m. by Chair Aaron Reardon, in the Ruth Fisher Boardroom, 401 South Jackson Street, Seattle, Washington.

ROLL CALL

Chair

(P) Aaron Reardon, Snohomish County Executive

Vice Chairs

(P) Fred Butler, Issaquah Deputy Council President

(P) Claudia Thomas, Lakewood Councilmember

Boardmembers

(A) Claudia Balducci, Bellevue Councilmember

(P) Richard Conlin, Seattle Council President

(P) Dow Constantine, King County Executive

(P) David Enslow, City of Sumner Mayor

(P) Jake Fey, Tacoma Councilmember

(A) Paula Hammond, WSDOT Secretary

(P) John Marchione, City of Redmond Mayor

(P) Joe Marine, City of Mukilteo Mayor

(P) Pat McCarthy, Pierce County Executive

(A) Joe McDermott, King County Councilmember

(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

Chair Reardon announced that today's agenda has been revised to add item 9, Motion No. M2011-90. He also asked that Motion No. M2011-87 and 88 dealing with the North Corridor Transit Project taken off the consent agenda and considered under business items.

This is the last Board meeting for Vice Chair Claudia Thomas. Dr. Thomas has served on the Sound Transit Board for 10 years and has been Vice Chair of the Board since 2008. She has been a strong supporter of the regional transit system, and a leader on Pierce County transit projects, particularly extending Sounder service to Lakewood.

Chair Reardon asked that Marcia Walker read a Board Proclamation honoring Dr. Thomas into the record. Chair Reardon also presented Dr. Thomas with a commemorative plaque and a memento from the groundbreaking of the Lakewood Station.

CHIEF EXECUTIVE OFFICER'S REPORT

Joni Earl, CEO announced that Sound Transit has been awarded \$10 Million from the federal TIGER III grant competition for the extension of light rail to S. 200th Street. The United States Department of Transportation received 828 grant applications from all 50 states; a total of \$14.1 billion in requests were received with only \$511 million available for distribution. Sound Transit requested \$24 Million in its grant application. Sound Transit's project was one of 46 projects to receive funding under the TIGER III program; the project will create much-needed jobs, encourage economic development and create a more livable community in South King County and our region. Boardmember McCarthy noted that \$15 million in TIGER III grant funds was also received to mitigate traffic congestion near Joint Base Lewis McChord.

Ms. Earl also reported on the addition of storm windows in the Boardroom to cut down on street noise and Sound Transit's participation in a gift drive for the Gift Drive for the International District Housing Alliance. Sound Transit employees provided coats and blankets for 219 elders in the International District.

PUBLIC COMMENT

(Comments on file with the Board Administrator)

Paul W. Locke
John Caulfield, Mountlake Terrace
Eugene Mantchev, Seattle Public Utilities
Loren Simmonds, Lynnwood City Council
Will Knedlik
John Niles (Comments submitted in writing)

CONSENT AGENDA

Minutes of the October 27, 2011 Board Meeting

Minutes of the November 17, 2011 Board Meeting

Voucher Certification for October 16, 2011 through October 31, 2011

Voucher Certification for November 1, 2011 through November 15, 2011

Voucher Certification for November 16, 2011 through November 30, 2011

Motion No. M2011-82: Adopting the 2012 State Legislative Program and directing staff to evaluate and engage in issues that impact the agency as it continues to implement the regional high capacity transit system.

Resolution No. R2011-15: Adopting an inclusive public participation policy to assure meaningful access to public involvement and community outreach programs for minority, low-income and limited English proficient populations.

Resolution No. R2011-16: Fulfilling the requirement of RCW 81.112.040(1) to reconstitute the governing board with regard to the number of representatives from King, Pierce, and Snohomish Counties.

Resolution No. R2011-19: Authorizing the chief executive officer to (1) acquire, dispose, or lease certain real property by negotiated purchase, by condemnation (including settlement of condemnation litigation), or by entering into administrative settlements, and (2) to pay eligible relocation and re-establishment benefits to affected owners and tenants as necessary for property interests needed for construction, operation, and maintenance of the Mukilteo Sounder Station.

Resolution No. R2011-20: Authorizing the chief executive officer to (1) acquire, dispose, or lease certain real property by negotiated purchase, by condemnation to the extent possible by law (including settlement of condemnation litigation), or by entering into administrative settlements, and (2) to pay eligible relocation and re-establishment benefits to affected owners and tenants as necessary for property interests needed for construction, operation, and maintenance of the Tukwila Sounder Station.

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

ACTION ITEMS

Items Referred by the Executive Committee

Chair Reardon announced that the current Board Chair and Vice Chairs terms expire at the end of December. The Board's Rules and Operating Procedures specify that the Washington State Secretary of Transportation chair the meeting for the purposes of the elections. Since the Secretary is not able to attend today's meeting, the Board's Rules need to be suspended to allow another Boardmember to preside over the election of Board officers. Suspending the Board Rules requires a 2/3 affirmative vote of the Boardmembers in attendance.

It was moved by Chair Reardon, seconded by Boardmember Conlin, and carried by the unanimous vote of 15 Boardmembers present to suspend the rules to allow Board Vice Chair Claudia Thomas to preside over the election of officers.

Vice Chair Thomas noted that the Board's rules say that the Chair and Vice Chairs must be from different counties and selected by majority vote of the Board for two-year terms. At its December meeting, the Executive

Committee recommended Pat McCarthy from Pierce County as Board Chair, and Julia Patterson from King County and Aaron Reardon from Snohomish County as Vice Chairs.

Vice Chair Thomas asked if there were any additional nominations for Board officers. There were no additional nominations.

Motion No. M2011-89: Electing the Sound Transit Board Chair and two Vice Chairs for a two-year term each, beginning January 1, 2012.

It was moved by Vice Chair Butler, seconded by Boardmember Marine, and carried by the unanimous vote of all Boardmembers present that Motion No. M2011-89 electing Pat McCarthy as Board Chair, Julia Patterson as the Vice Chair from King County and Aaron Reardon as the Vice Chair from Snohomish County be approved as presented.

Resolution No. R2011-18: Adopting an annual budget for the period from January 1 through December 31, 2012.

Brian McCartan, Chief Financial Officer gave an overview of the Proposed 2012 Budget. The Proposed 2012 Budget is based on three themes—continuing build out of the regional system, operation of the regional transit system, and accomplishing the ST2 plan with a 25% reduction in revenues.

Boardmembers discussed Amendment 5 to the Proposed 2012 Budget. The amendment was offered at the November Capital Committee, and was amended at the December Executive Committee. Amendment 5 amends the 2012 budget by \$2,000,000 to partner with the City of Seattle to co-fund and co-manage a study of the Ballard-to-Downtown HCT corridor. Boardmembers asked that ST3 planning be reviewed in the first quarter of 2012 so that planning work is done cohesively.

Chair Reardon called for a roll-call vote because budget adoption requires a 2/3 affirmative vote of the entire Board.

Resolution No. R2011-18 was moved by Boardmember Conlin and seconded by Boardmember Roberts.

<u>Ayes</u>		<u>Nays</u>
Fred Butler	Joe Marine	Larry Phillips
Richard Conlin	John Marchione	Paul Roberts
Dow Constantine	Pat McCarthy	Claudia Thomas
Dave Enslow	Mike McGinn	Pete von Reichbauer
Jake Fey	Julia Patterson	Aaron Reardon

It was carried by the unanimous vote of 15 Boardmembers present that Resolution No. R2011-18 be approved as presented.

Item Referred by the Operations and Administration Committee

Resolution No. R2011-22: Amending the Adopted 2011 Annual Budget for Non-Operating Expenses from \$50,314,431 to \$51,024,491.

Resolution No. R2011-22 was moved by Boardmember Enslow and seconded by Vice Chair Butler.

Chair Reardon called for a roll-call vote because budget adoption requires a 2/3 affirmative vote of the entire Board.

<u>Ayes</u>		<u>Nays</u>
Fred Butler	Joe Marine	Larry Phillips
Richard Conlin	John Marchione	Paul Roberts
Dow Constantine	Pat McCarthy	Claudia Thomas
Dave Enslow	Mike McGinn	Aaron Reardon

It was carried by the unanimous vote of 14 Boardmembers present that Resolution No. R2011-22 be approved as presented.

Items Referred by the Capital Committee

Chair Reardon noted that the next three items are for the North Corridor Transit Project. The project is part of the ST2 plan to extend high capacity transit north to Snohomish County by connecting Northgate Station in the City of Seattle to the City of Lynnwood. The project will also serve the cities of Shoreline and Mountlake Terrace.

These three actions will allow work on the Draft Environmental Impact Statement to begin so that light rail alignments along the I-5 corridor can be studied. The final alignment, profile and station locations will be determined following the issuance of the Final EIS and Board selection of the project to be built.

Motion No. M2011-87: Identifying the range of North Corridor Transit Project alternatives to be studied in the Draft Environmental Impact Statement and excluding from further study worse performing and less promising alternatives evaluated in the project alternatives analysis.

It was moved by Boardmember Roberts, seconded by Boardmember Marine, and carried by the unanimous vote of all Boardmembers present that Motion No. M2011-87 be approved as presented.

Phase Gate 2 Action: Authorizing the North Corridor High Capacity Transit Project to enter Gate 2 – Identify Alternatives

It was moved by Vice Chair Butler, seconded by Boardmember Marine, and carried by the unanimous vote of all Boardmembers present that the Phase Gate 2 Action be approved as presented.

Motion No. M2011-88: Authorizing the chief executive officer to execute a contract amendment with North Corridor Transit Partners, LLC to provide engineering, environmental, and community development services for Phase 2 of the North Corridor High Capacity Transit – Northgate to Lynnwood project in the amount of \$13,210,955, with a 10% contingency of \$1,321,095, totaling \$14,532,050, for a total authorized contract amount not to exceed \$19,804,484.

It was moved by Vice Chair Butler, seconded by Boardmember Marine, and carried by the unanimous vote of all Boardmembers present that Motion No. M2011-88 be approved as presented.

EXECUTIVE SESSION

At 2:47 p.m., Chair Reardon announced that the Board would convene an executive session for 60 minutes to consider the performance of a public employee. The executive session is authorized by RCW 42.30.110 subsection (1)(g).

Chair Reardon reconvened the meeting at 3:50 p.m.

ACTION ITEMS (CONTINUED)

Motion No. M2011-90: Authorizing the Board Chair to execute a sixth amendment to the employment agreement with Joan M. Earl, Sound Transit Chief Executive Officer.

It was moved by Boardmember Marchione and seconded by Boardmember Phillips to adopt Motion No. M2011-90 as follows:

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the Board Chair is authorized to execute a sixth amendment to the employment agreement with Joan M. Earl containing the following terms: (1) the term of the employment agreement is extended through December 31, 2012; (2) base compensation in 2012 will be \$219,000; (3) delete the agreement term to provide a two-month paid sabbatical in 2012; (4) except as amended by this sixth amendment, the employment agreement remains in

full force and effect and (5) based on job performance and achievement of the agency's goals and objectives, the Board approves an annual contribution and performance award of \$5,000.

Motion No. M2011-90 was carried by the unanimous vote of all Boardmembers present.

OTHER BUSINESS

None.

NEXT MEETING

Thursday, January 26, 2012
1:30 to 4:00 p.m.
Ruth Fisher Boardroom

ADJOURN

The meeting was adjourned at 3:54 p.m.

ATTEST:

Marcia Walker
Marcia Walker
Board Administrator


Pat McCarthy
Board Chair

APPROVED on January 26, 2012, KWF