



MOTION NO. M2016-113

Permit and Project Review Reimbursement Agreement with the City of Lynnwood

MEETING:	DATE:	TYPE OF ACTION:	STAFF CONTACT:
Capital Committee	11/10/16	Final Action	Ahmad Fazel, DECM Executive Director Rod Kempkes, Executive Project Director – Lynnwood Link Extension Michelle Ginder – Light Rail Development Manager

PROPOSED ACTION

Authorizes the chief executive officer to execute a Permit and Project Review Reimbursement Agreement with the City of Lynnwood for the Lynnwood Link Extension in the amount of \$1,361,929, with a 10% contingency of \$136,193, for a total authorized agreement amount not to exceed \$1,498,122.

KEY FEATURES SUMMARY

- This action provides for design review services by City of Lynnwood staff, including the hiring of a consultant team to perform project coordination of Sound Transit design submittals and review comments provided by city departments, as well as engineering and subject matter support during city reviews of Sound Transit final design.
- The scope of the agreement includes:
 - Project management activities to control costs, maintain schedule, and provide quality services
 - Payment provisions for the City of Lynnwood staff and consultant review services for final design plan review, ongoing design review, and land use permitting.
- This agreement reimburses staff activities occurring during the final design phase of the project, including the issuance of the City’s decision on Essential Public Facility/Project Design Review and Development Agreement finalization.
- The Lynnwood City Council is scheduled to take action on this agreement on December 12, 2016. Execution of this agreement is contingent on that approval.

BACKGROUND

The Lynnwood Link Extension (LLE) is an 8.5 mile light rail extension from Northgate to Lynnwood with service to the cities of Shoreline, Mountlake Terrace, and Lynnwood. The extension will travel primarily along I-5 and include four stations at NE 145th Street, NE 185th Street, Mountlake Terrace Transit Center, and Lynnwood Transit Center. The project began final design in 2016 and is scheduled to open for service in 2023.

The LLE Final Environmental Impact Statement was issued in April 2015, in compliance with the State Environmental Policy Act and the National Environmental Policy Act (NEPA). The Sound Transit Board selected the project route, profile, and stations on April 23, 2015. The Federal Transit Administration issued a NEPA Record of Decision (ROD) for the project on July 10, 2015, and the Federal Highway Administration issued a ROD on August 31, 2015, completing the NEPA process.

Under this agreement, the City of Lynnwood will provide design review services and perform coordination between Sound Transit’s final design team and all involved City departments. The proposed agreement will engage City staff in ongoing design collaboration with Sound Transit to maintain the design schedule for the Lynnwood portion of the LLE. The agreement will provide reimbursement to the City for staff, project- specific consultant, and on-call consultant resources for ongoing review throughout the final design phase of the project.

Construction permits, inspection, or other construction phase services by the City will not be included in the agreement, though may be included in a future agreement after the project is baselined.

Future Board actions will baseline the project budget and schedule (Phase Gate 5) at approximately the mid-point of final design, and authorize construction (Phase Gate 6) at the completion of final design.

PROJECT STATUS

Project Identification	Alternatives Identification	Conceptual Engineering	Preliminary Engineering	Final Design	Construction
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Projected Completion Date for Final Design Phase: Q1 2018
 Project scope, schedule, and budget summary located on page 35-39 of the June 2016, Agency Progress Report.

FISCAL INFORMATION

This action is within the adopted budget and sufficient monies remain after approval of the action to fund the remaining work in the Third Party phase as contained in the current cost estimates of this project.

The total project budget in the 2016 Transportation Improvement Plan (TIP) for the Lynnwood Link Extension is \$487,861,000. Within that amount \$1,498,122 has been set aside for the City of Lynnwood in the Third Party phase. The proposed action would commit \$1,498,122 for this line item, and leave no remaining budget balance.

Consistent with agency budget practice, staff transferred \$1,498,122 from Third Party phase unallocated contingency to the City of Lynnwood. This transfer within the Third Party phase of the project took place in October 2016 to provide sufficient budget for this line item to fund the proposed action.

Lynnwood Link Extension	2016 TIP	Board		Board	Uncommitted /
		Approvals	This Action	Approved Plus Action	(Shortfall)
Agency Administration	88,305	10,762		10,762	77,543
Preliminary Engineering	42,000	41,244		41,244	756
Final Design	111,453	84,025		84,025	27,427
Right of Way	123,779	10,243		10,243	113,536
Construction	-	-		-	-
Construction Services	104,925	19,835		19,835	85,090
Third Party Agreements	17,400	5,999	1,498	7,497	9,903
Vehicles	-	-		-	-
Contingency	-	-		-	-
Total Current Budget	487,861	172,108	1,498	173,606	314,255

Phase Detail

Third Party

City of Lynnwood	1,498	-	1,498	1,498	-
Other Third Party Agreements	15,902	5,999		5,999	9,903
Total Phase	17,400	5,999	1,498	7,497	9,903

Contract Detail

City of Lynnwood

	Board Approvals to Date	Current Approved Contract Status	Proposed Action	Proposed Total for Board Approval
Contract Amount	-	-	1,362	1,362
Contingency	-	-	136	136
Total	-	-	1,498	1,498
Percent Contingency	0%	0%	10%	10%

Notes:

Amounts are expressed in Year of Expenditure \$000s.

Board Approvals = Committed To-Date + Contingency, and includes pending Board actions.

2016 TIP = Lynnwood Link Extension project budget located on page 17 of the Adopted 2016 Transit Improvement Plan (TIP).

SMALL BUSINESS/DBE PARTICIPATION, APPRENTICESHIP UTILIZATION, AND TITLE VI COMPLIANCE

Not applicable to this action

PUBLIC INVOLVEMENT

During final design, the project will host public open house events at the 30%, 60%, and 90% design milestones, and will conduct focused outreach with affected property owners for acquisition and field work activities.

TIME CONSTRAINTS

A one-month delay would not create a significant impact to the project schedule.

PRIOR BOARD/COMMITTEE ACTIONS

Resolution No. R2015-30: Amended the 2015 Adopted Budget by (1) increasing the lifetime capital budget for the Lynnwood Link Extension project by \$423,742,313 from \$64,118,687 to \$487,861,000, (2) increased the 2015 Annual Budget by \$2,329,890 from \$16,324,776 to \$18,654,671 and (3) authorized the project to advance through Gate 4 within Sound Transit's Phase Gate Process.

Resolution No. R2015-05: Defined and selected the light rail alignment, profile, stations and associated infrastructure to be built between Northgate and the Lynnwood Transit Center. Established project definition for the NEPA Record of Decisions. Enabled Sound Transit to apply to the Federal Transit Authority (FTA) for a Capital Investment (New Starts) grant, and to begin final design.

Motion No. M2013-96: Identified the preferred light rail routes and station locations for the Lynnwood Link Extension Final Environmental Impact Statement.

ENVIRONMENTAL REVIEW

JI 11/4/2016

LEGAL REVIEW

SS 11/04/16

MOTION NO. M2016-113

A motion of the Capital Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute a Permit and Project Review Reimbursement Agreement with the City of Lynnwood for the Lynnwood Link Extension in the amount of \$1,361,929, with a 10% contingency of \$136,193, for a total authorized agreement amount not to exceed \$1,498,122.

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Future Board actions will baseline the project budget and schedule (Phase Gate 5) at approximately the mid-point of final design, and authorize construction (Phase Gate 6) at the completion of final design.

MOTION:

Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to execute a Permit and Project Review Reimbursement Agreement with the City of Lynnwood for the Lynnwood Link Extension in the amount of \$1,361,929, with a 10% contingency of \$136,193, for a total authorized agreement amount not to exceed \$1,498,122.

APPROVED by the Capital Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on November 10, 2016.



Fred Butler
Capital Committee Chair

ATTEST:



Kathryn Flores
Board Administrator