

MOTION NO. M2017-88

Transit Way Agreement with the City of Mountlake Terrace within City Rights-of-Way related to the Lynnwood Link Extension

MEETING:	DATE:	TYPE OF ACTION:	STAFF CONTACT:
Capital Committee	6/08/2017	Recommend to Board	Ahmad Fazel, DECM Executive Director
Board	8/24/2017	Final Action	Rod Kempkes, Executive Project Director - Lynnwood Link Extension Fred Wilhelm, Deputy Project Director - Lynnwood Link Extension

PROPOSED ACTION

Authorizes the chief executive officer to execute a Transit Way Agreement with the City of Mountlake Terrace to grant Sound Transit non-exclusive use of a light rail transit way within city right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

KEY FEATURES SUMMARY

- The Transit Way Agreement grants Sound Transit non-exclusive use for light rail transit within the City of Mountlake Terrace right-of-way.
- The agreement covers elements related to the grant of rights by the city, activities in public rights-of-way during construction, operations, maintenance, and repair in streets and right-of-way.
- Prior to execution of the Full Funding Grant Agreement, the Federal Transit Administration (FTA) requires that a Transit Way Agreement be signed with all cities within the Lynnwood Link Extension to demonstrate continuing control of the light rail transit way.
- The Mountlake Terrace City Council is scheduled to approve the execution of this agreement on June 19, 2017.

BACKGROUND

The Lynnwood Link Extension 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 will include four stations at NE 145th Street, NE 185th Street, Mountlake Terrace Transit Center, and Lynnwood Transit Center. New parking structures will be provided at NE 145th Street, NE 185th Street, and Lynnwood Transit Center. The project began Final Design in 2016 and is scheduled to open for service in 2023.

The Lynnwood Link Extension Final Environmental Impact Statement was issued April 1 and April 3, 2015 pursuant to the State Environmental Policy Act (SEPA) and the National Environmental Policy Act (NEPA), respectively. The Sound Transit Board selected the project route, profile, and stations on April 23, 2015. The Federal Transit Administration (FTA) issued a Record of Decision on July 10, 2015 and the Federal Highway Administration issued a Record of Decision on August 31, 2015.

Sound Transit is currently in final design for the Lynnwood Link Extension and has finalized plans for the guideway alignment and facilities within the City of Mountlake Terrace right-of-way. Under this agreement, the City of Mountlake Terrace and Sound Transit agree to terms related to Sound Transit non-exclusive use of portions of city right-of-way to construct, operate, maintain, and own the light rail transit way system within the City of Mountlake Terrace and along the light rail transit way.

PROJECT STATUS

Project Identification	Alternatives Identification	Conceptual Engineering	Preliminary Engineering	Final Design	Construction
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Projected Completion Date for Final Design: Q1 2018

Project scope, schedule and budget summary located on pages 33 of the March 2017 Link Light Rail Program Progress Report.

FISCAL INFORMATION

Although there is no direct fiscal impact associated with the proposed action, in December 2016 Sound Transit executed a Permit and Project Review Reimbursement Agreement with the City of Mountlake Terrace for the design phase of the project. An amendment to this agreement for the construction phase of the project is anticipated, as well as a potential future agreement that would address parking issues each having a fiscal impact to the project.

SMALL BUSINESS/DBE PARTICIPATION AND APPRENTICESHIP UTILIZATION

Not applicable to this action.

PUBLIC INVOLVEMENT

In November 2016, Sound Transit held 30 percent station design open houses in the Cities of Shoreline, Mountlake Terrace, and Lynnwood. During the open houses, Sound Transit received extensive public comment on the status of the station designs and project elements. Sound Transit will hold 60 percent design open houses in the corridor in the spring and summer of 2017 to share design progress and elicit additional public comment and participation.

TIME CONSTRAINTS

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

PRIOR BOARD/COMMITTEE ACTIONS

Motion No. M2016-112: Executed a Permit and Project Review Reimbursement Agreement with the City of Mountlake Terrace for the Lynnwood Link Extension in the amount of \$903,566, with a 10% contingency of \$90,359, for a total authorized agreement amount not to exceed \$993,945.

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: Selected the route, profile and stations for the Lynnwood Link Extension.

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 4/27/2017

LEGAL REVIEW

SS 6/1/2017

Motion No. M2017-88
Staff Report



MOTION NO. M2017-88

A motion of the Board of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to execute a Transit Way Agreement with the City of Mountlake Terrace to grant Sound Transit non-exclusive use of a light rail transit way within city right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

BACKGROUND:

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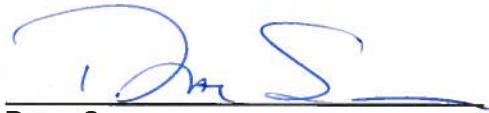
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The agreement covers elements related to the grant of rights by the city, activities in public rights-of-way during construction, operations, maintenance, and repair in streets and right-of-way. Prior to execution of the Full Funding Grant Agreement, the Federal Transit Administration requires that a Transit Way Agreement be signed with all cities within the Lynnwood Link Extension to demonstrate continuing control of the light rail transit way. The Mountlake Terrace City Council is scheduled to approve the execution of this agreement on June 19, 2017.

MOTION:

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to execute a Transit Way Agreement with the City of Mountlake Terrace to grant Sound Transit non-exclusive use of a light rail transit way within city right-of-way to construct, operate, maintain, and own a light rail transit system for the Lynnwood Link Extension.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on August 24, 2017.



Dave Somers
Board Chair

ATTEST:



Kathryn Flores
Board Administrator