

MOTION NO. M2018-123
Transit Way Agreement with the City of Des Moines for the Federal Way Link Extension

MEETING:	DATE:	TYPE OF ACTION:	STAFF CONTACT:
Capital Committee	10/11/2018	Recommend to Board	Ron Lewis, Acting DECM Executive Director Dan Abernathy, Executive Project Director – Federal Way Link Extension Soraya Lowry, HCT Development Manager
Board	10/25/2018	Final Action	

PROPOSED ACTION

Authorizes the chief executive officer to execute a Transit Way Agreement with the City of Des Moines 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 Federal Way Link Extension.

KEY FEATURES SUMMARY

- The Transit Way Agreement grants Sound Transit non-exclusive use for light rail transit within the City of Des Moines (City) right-of-way.
- The agreement covers elements related to the grants 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 Federal Way Link Extension to demonstrate continuing control of the light rail transit way.
- This action was approved by the Des Moines City Council on October 4, 2018.

BACKGROUND

The Federal Way Link Extension adds approximately 7.8 miles of light rail from the Angle Lake light rail station at South 200th Street in the City of SeaTac to the Federal Way City Center area in Federal Way. The extension generally parallels State Route 99 and Interstate 5, with stations at Kent/Des Moines, South 272nd/ Star Lake Park and Ride, and the Federal Way Transit Center. New parking structures will be constructed at each of the three stations.

The Federal Way Link Final Environmental Impact Statement was issued on November 18, 2016, pursuant to the State Environmental Policy Act (SEPA) and National Environmental Policy Act (NEPA) and completing the SEPA process. The Sound Transit Board selected the project route, profile, and stations on January 26, 2017. The Federal Transit Administration issued a Record of Decision on March 6, 2017 and the Federal Highway Administration issued a Record of Decision on March 9, 2017, completing the NEPA process.

On January 26, 2017, the Sound Transit Board defined and selected the Federal Way Link Extension alignment, profile, stations, and associated infrastructure to be built between Angle Lake Station at S. 200th Street and the Federal Way Transit Center in Resolution No. R2017-02.

PROJECT STATUS

Project Identification	Alternatives Identification	Conceptual Engineering	Preliminary Engineering	Final Design	Construction
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Projected Completion Date for Preliminary Engineering Phase: 3Q 2019
Project scope, schedule, and budget summary located on page 83 of the July 2018 Light Rail Program Progress Report.

FISCAL INFORMATION

Although there is no direct fiscal impact associated with the proposed action, the approval of the agreement granting non-exclusive use of a light rail transit way within the City of Des Moines right-of-way does establish conditions of which fiscal actions may be required. Those impacts will be covered through the Project budget.

SMALL BUSINESS/DBE PARTICIPATION AND APPRENTICESHIP UTILIZATION

Not applicable for this action.

PUBLIC INVOLVEMENT

Throughout the development of the Federal Way Link Extension, Sound Transit has conducted extensive public involvement including mailings, community open houses, presentations and meetings with individuals and neighborhood groups.

TIME CONSTRAINTS

A one month delay could impact Sound Transit's overall timeline for securing key third party agreements.

ENVIRONMENTAL REVIEW

KH 10/4/18

LEGAL REVIEW

AJP 10/5/18

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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 Des Moines 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 Federal Way Link Extension.

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MOTION:

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the chief executive officer to execute a Transit Way Agreement with the City of Des Moines 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 Federal Way Link Extension.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on October 25, 2018.



Ron Lucas
Board Vice Chair

ATTEST:



Kathryn Flores
Board Administrator