

**MOTION NO. M2018-146**
**Amend Task Order 1 under the City Services Agreement with the City of Federal Way for the Federal Way Link Extension**

<b>MEETING:</b>	<b>DATE:</b>	<b>TYPE OF ACTION:</b>	<b>STAFF CONTACT:</b>
Capital Committee	11/08/2018	Final Action	Ron Lewis, Acting DECM Executive Director <b>Dan Abernathy, Executive Project Director – Federal Way Link Extension</b> <b>Soraya Lowry, HCT Development Manager</b> <b>Zac Eskenazi, HCT Project Manager</b>

**PROPOSED ACTION**

Authorizes the chief executive officer to amend Task Order 1 under the City Services Agreement between the City of Federal Way and Sound Transit for the Federal Way Link Extension in the amount of \$276,359, with a 10% contingency of \$27,636, for a total amount not to exceed \$303,995, revising for a new total Task Order 1 amount not to exceed \$604,705.

**KEY FEATURES SUMMARY**

- The proposed action would authorize the execution of Amendment 4 to Task Order 1 to modify the scope and add increased budget for the services to be provided by the City of Federal Way for the Federal Way Link Extension during the Request for Proposals (RFP) Finalization and Design-Build Contractor Selection Phase.
- The scope of Task Order 1 – Amendment 4 includes:
  - Selection of a City Project Liaison representing the City to identify/resolve issues to support the design process and development of contract documents that comply with the City’s permitting requirements.
  - Finalizing and executing the Transit Way Agreement, providing Sound Transit the right to construct, operate, and maintain the light rail system in public rights-of-way.
  - Finalizing and executing the Development Agreement, confirming and vesting applicable codes and standards, grant waivers/departures as appropriate, and consolidate the permitting processes.
  - Providing input regarding codes and permits so that the design-build RFP describes a project that complies with City codes and requirements.
  - Participating in the Design-Build contractor selection process.
  - Completing a mutually agreeable permitting/staffing plan to support the project schedule.
- Costs authorized under this action cover city staff and consultant time. Staff will return to the Committee after RFP finalization and design-build contractor selection phase to seek approval of additional task orders for City services relating to permitting and construction.

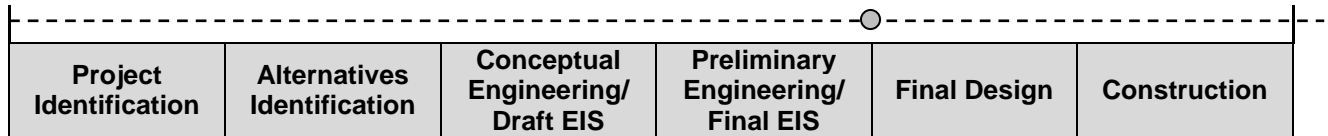
**BACKGROUND**

The Federal Way Link Extension extends light rail approximately 7.8 miles from the Angle Lake 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 (SR 99) and Interstate 5 (I-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. Notice to proceed for the design-build contract is anticipated in Q3 2019 and the project is scheduled to open for service in 2024.

The Federal Way Link Final Environmental Impact Statement was issued in November 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.

**PROJECT STATUS**



Projected Completion Date for Preliminary Engineering Phase: 3Q 2019  
 Project scope, schedule, and budget summary located on page 83 of the August 2018 Link Light Rail Program Progress Report.

**FISCAL INFORMATION**

This action is within the baseline 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 baseline budget for Federal Way Link Extension project is \$2,451,535,000. Within that amount, \$27,741,000 has been allocated to the third party phase. Of this amount, \$6,231,000 is allocated to the City of Federal Way. This proposed action will commit an additional \$303,995 to this budget, leaving a remaining uncommitted budget balance of \$5,626,000.

## Federal Way Link Extension

(in thousands)

Project Phase	Baseline Budget	Board Approvals	This Action	Board Approved Plus Action	Uncommitted / (Shortfall)
Agency Administration	\$96,520	\$13,145		\$13,145	\$83,375
Preliminary Engineering	43,669	43,402		43,402	267
Final Design	3,085	907		907	2,178
Third Party	27,741	4,390	304	4,694	23,047
Right of Way	341,565	38,405		38,405	303,160
Construction	1,831,949	4,500		4,500	1,827,449
Construction Services	107,006	5,065		5,065	101,941
Vehicles					
<b>Total Current Budget</b>	<b>\$2,451,535</b>	<b>\$109,814</b>	<b>\$304</b>	<b>\$110,118</b>	<b>\$2,341,417</b>
<b>Phase Detail - Third Party</b>					
City of Federal Way	\$6,231	\$301	\$304	\$605	\$5,626
Other Third Party	21,510	4,089		4,089	17,421
<b>Total Phase</b>	<b>\$27,741</b>	<b>\$4,390</b>	<b>\$304</b>	<b>\$4,694</b>	<b>\$23,047</b>

City of Federal Way Agreement Detail	Board Approvals to Date	Current Approved Agreement Status	Proposed Action	Proposed Total for Board Approval
Agreement Amount	\$301	\$301	\$276	\$577
Contingency	0	0	28	28
<b>Total Agreement Amount</b>	<b>\$301</b>	<b>\$301</b>	<b>\$304</b>	<b>\$605</b>
Percent Contingency	0%	0%	10%	5%

### Notes:

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

Board Approvals = Committed To-Date + Contingency as of Sep 2018, and includes pending Board actions.

For detailed project information, see page 27 of the Adopted 2018 Transit Improvement Plan (TIP).

## SMALL BUSINESS/DBE PARTICIPATION AND APPRENTICESHIP UTILIZATION

Not applicable to 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

Delaying Task Order 1 – Amendment 4 could impact the City’s availability to work with Sound Transit on the various Requests for Proposal finalization and design-build selection activities defined in the task order.

## PRIOR BOARD/COMMITTEE ACTIONS

Motion No. M2017-69: Authorized the chief executive officer to execute (1) a City Services Agreement with the City of Federal Way for expedited design, design review, permitting and construction services for the Federal Way Link Extension and (2) Task Order 1, for the design-build Request for Proposal preparation phase, in the amount of \$273,373, and a 10% contingency of \$27,337, for a total authorized amount not to exceed \$300,710.

## ENVIRONMENTAL REVIEW

KH 10/30/18

## LEGAL REVIEW

JW 11/2/18



## **MOTION NO. M2018-146**

A motion of the Capital Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to amend Task Order 1 under the City Services Agreement between the City of Federal Way and Sound Transit for the Federal Way Link Extension in the amount of \$276,359, with a 10% contingency of \$27,636, for a total amount not to exceed \$303,995, revising for a new total Task Order 1 amount not to exceed \$604,705.

### **BACKGROUND:**

The Federal Way Link Extension extends light rail approximately 7.8 miles from the Angle Lake 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 (SR 99) and Interstate 5 (I-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. Notice to proceed for the design-build contract is anticipated in Q3 2019 and the project is scheduled to open for service in 2024.

The Federal Way Link Final Environmental Impact Statement was issued in November 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.

The proposed action would authorize the execution of Amendment 4 to Task Order 1 to modify the scope and add increased budget for the services to be provided by the City of Federal Way for the Federal Way Link Extension during the Request for Proposals (RFP) Finalization and Design-Build Contractor Selection Phase.

The scope of Task Order 1 – Amendment 4 includes:

- Selection of a City Project Liaison representing the City to identify/resolve issues to support the design process and development of contract documents that comply with the City's permitting requirements.
- Finalizing and executing the Transit Way Agreement, providing Sound Transit the right to construct, operate, and maintain the light rail system in public rights-of-way.
- Finalizing and executing the Development Agreement, confirming and vesting applicable codes and standards, grant waivers/departures as appropriate, and consolidate the permitting processes.
- Providing input regarding codes and permits so that the design-build RFP describes a project that complies with City codes and requirements.
- Participating in the Design-Build contractor selection process.
- Completing a mutually agreeable permitting/staffing plan to support the project schedule.

Costs authorized under this action cover city staff and consultant time. Staff will return to the Committee after RFP finalization and design-build contractor selection phase to seek approval of additional task orders for City services relating to permitting and construction.

**MOTION:**

It is hereby moved by the Capital Committee of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to amend Task Order 1 under the City Services Agreement between the City of Federal Way and Sound Transit for the Federal Way Link Extension in the amount of \$276,359, with a 10% contingency of \$27,636, for a total amount not to exceed \$303,995, revising for a new total Task Order 1 amount not to exceed \$604,705.

APPROVED by the Capital Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on November 8, 2018.



Claudia Balducci  
Capital Committee Chair

ATTEST:



Kathryn Flores  
Board Administrator