



## Motion No. M2023-78

### Amend Task Order 2 under City Services Agreement with the City of Kent for the Federal Way Link Extension

Meeting:	Date:	Type of action:	Staff contact:
System Expansion Committee	09/14/2023	Final Action	Brooke Belman, Deputy CEO, Chief Expansion Delivery Officer Tracy Reed, Acting DECM Executive Director Linneth Riley-Hall, Executive Project Director - FWLE <b>Robert Nichols, Manager – Light Rail Development</b>

### Proposed action

Authorizes the chief executive officer to amend Task Order 2 under the City Services Agreement between the City of Kent and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension project in the amount of \$1,750,000, plus a 10 percent contingency of \$175,000, totaling \$1,925,000, for a total authorized agreement amount not to exceed \$8,941,800.

### Key features summary

- The City Services Agreement was executed in August 2017 to establish a task order process for Sound Transit to pay the City for the costs of providing various review and approval services that will be necessary to design, permit and construct Sound Transit facilities within the city.
- Task Order 2 executed in July 2019 established the scope, schedule, and budget, including staffing and fees, through Project construction and closeout (originally anticipated to occur in 2024). Task Order 2 covered city work and fees during the Post-NTP Design Review / Early Construction, Heavy Construction, and Systems / Rail Activation / Project Closeout Phases.
- The design and construction of the Federal Way Link Extension (FWLE) is extending longer than had been anticipated at the time of the preparation of Task Order 2 in 2019. This amendment will permit the city to continue to provide services in support of the FWLE during this extended duration of construction.

### 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 City Center area in Federal Way. The extension generally parallels State Route 99 and Interstate 5, with stations in 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.

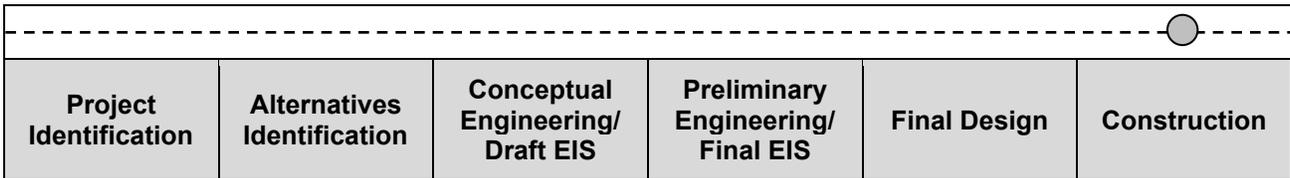
The Federal Way Link Final Environmental Impact Statement was issued on November 18, 2016 pursuant to the State Environmental Policy Act (SEPA) and National Environmental Policy Act (NEPA), completing the SEPA process. On January 26, 2017, the Sound Transit Board defined and selected the Federal Way 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. 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 completion of the FWLE has been delayed due to complications resulting from unstable soil conditions at Structure C located near S 260th Street in the city of Kent. These complications have resulted in an extended construction duration which will push out revenue service from December 2024 to 2026.

This extended duration of the project is resulting in a need for additional services from the city. This Amendment will modify the existing Task Order 2 to provide the needed services from the city to complete the project.

**Project status**



Projected completion date for Design and Construction: Q2 2026

Project scope, schedule and budget summary are located on page 53 of the July 2023 Agency Progress Report.

**Fiscal information**

This is a concurrent action with Motion No. M2023-79: Amend Task Order 2 under City Services Agreement with the City of Federal Way.

This action is within the baseline budget and sufficient monies remain after approval of this action to fund the remaining work. This action does not impact the affordability of any other system expansion project.

The baseline budget for the Federal Way Link Extension project is \$2,451,535,000. Within that amount, \$1,769,990,595 has been allocated to the construction phase of which \$7,119,000 has been allocated to budget line item for the City of Kent. The action would commit an additional \$1,925,000 to this line item and leave a remaining line item balance of \$331,356.

**Federal Way Link Extension**  
(in thousands)

Project Phase	Baseline Budget	Board Approvals	This Action	Board Approved Plus Action	Uncommitted / (Shortfall)
Agency Administration	\$96,520	\$51,278		\$51,278	\$45,242
Preliminary Engineering	46,131	46,117		46,117	14
Final Design	6,137	4,720		4,720	1,417
Third Party	37,741	26,686		26,686	11,055
Right of Way	338,783	230,459		230,459	108,324
Construction	1,769,991	1,632,909	1,925	1,634,834	135,156
Construction Services	156,232	139,627		139,627	16,605
Vehicles					
<b>Total Current Budget</b>	<b>\$2,451,535</b>	<b>\$2,131,796</b>	<b>\$1,925</b>	<b>\$2,133,721</b>	<b>\$317,814</b>
<b>Phase Detail - Construction</b>					
City of Kent	\$7,119	\$4,863	\$1,925	\$6,788	\$331
Other Construction	1,762,872	1,628,047		1,628,047	\$134,825
<b>Total Phase</b>	<b>\$1,769,991</b>	<b>\$1,632,909</b>	<b>\$1,925</b>	<b>\$1,634,834</b>	<b>\$135,156</b>

Agreement Detail	Board Approvals		Proposed Total for Board Approval	Current Approved Contract Status
City of Kent	to Date	Proposed Action	Approval	
Contract Amount	\$7,017	\$1,750	\$8,767	\$7,017
Contingency	0	\$175	\$175	0
<b>Total Contract</b>	<b>\$7,017</b>	<b>\$1,925</b>	<b>\$8,942</b>	<b>\$7,017</b>
Percent Contingency	0%	10%	2%	0%

**Notes:**

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

Board Approvals = Committed and PO Contingency Remaining as of 7/31/2023

For detailed project information, see page 115 in the 2023 Finance Plan and Adopted Budget Book.

## Disadvantaged and small business participation

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 individual and neighborhood groups.

## Time constraints

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

## Prior Board/Committee actions

Motion No. M2019-64: Authorized the chief executive officer to execute Task Order 2 under the City Services Agreement between the City of Kent and Sound Transit for services to be provided by the City of Kent for the Federal Way Link Extension for a total authorized task order amount not to exceed \$6,700,000.

Motion No. M2017-107: Authorized the chief executive officer to execute (1) a City Services Agreement with the City of Kent 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 \$288,000, and a 10% contingency of \$28,800, for a total authorized amount not to exceed \$316,800.

## Environmental review – KH 8/24/23

## Legal review – DLM 9/6/2023



## Motion No. M2023-78

A motion of the System Expansion Committee of the Central Puget Sound Regional Transit Authority authorizing the chief executive officer to amend Task Order 2 under the City Services Agreement between the City of Kent and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension project in the amount of \$1,750,000, plus a 10 percent contingency of \$175,000, totaling \$1,925,000, for a total authorized agreement amount not to exceed \$8,941,800.

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**Motion**

It is hereby moved by the System Expansion Committee of the Central Puget Sound Regional Transit Authority that the chief executive officer is authorized to amend Task Order 2 under the City Services Agreement between the City of Kent and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension project in the amount of \$1,750,000, plus a 10 percent contingency of \$175,000, totaling \$1,925,000, for a total authorized agreement amount not to exceed \$8,941,800.

APPROVED by the System Expansion Committee of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on September 14, 2023.



Claudia Balducci  
System Expansion Committee Chair

**Attest:**



Kathryn Flores  
Board Administrator