



Motion No. M2023-79

Amend Task Order 2 under City Services Agreement with the City of Federal Way 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 Robert Nichols, Manager – Light Rail Development

Proposed action

Authorizes the chief executive officer to amend Task Order 2 under the City Services Agreement between the City of Federal Way and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension Project in the amount of \$2,060,000, plus a 10 percent contingency of \$206,000, totaling 2,266,000, for a new total authorized agreement amount not to exceed \$7,810,705.

Key features summary

- The City Services Agreement was executed in July 2017 to (1) establish roles and responsibilities with regard to the Federal Way Link Extension (FWLE) Project, (2) terms and procedures for the City to review and approve the proposed use and permits, and (3) a task order process for Sound Transit to pay the City for the costs of providing design, permitting, and public right-of-way review and approval services that will be required to allow construction of Sound Transit facilities within the city.
- Task Order 2 executed in October 2019 established the scope, schedule, and budget, including staffing and permit 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 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 the FWLE during this extend 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.

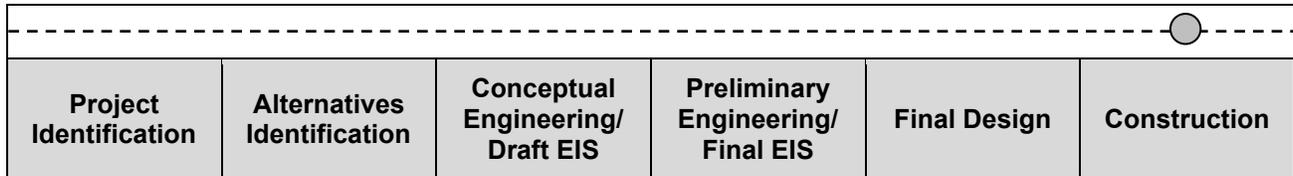
The Federal Way Link Final Environmental Impact Statement was issued on November 18, 2016 pursuant to the State Environmental Policy Act (SEPA) and National Environmental Policy Act (NEPA),

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 that 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. M2023-78: Amend Task Order 2 under City Services Agreement with the City of Kent.

This action is within 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 authorized project allocation 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 \$8,979,000 has been allocated to the budget line item for City of Federal Way. The action would commit an additional \$2,266,000 to this line item and leave a remaining line item balance of \$2,310.

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	1,632,568	2,266	1,634,834	135,156
Construction Services	\$156,232	139,627		139,627	16,605
Vehicles	\$0				
Total Current Budget	\$2,451,535	\$2,131,455	\$2,266	\$2,133,721	\$317,814
Phase Detail - Construction					
City of Federal Way	\$8,979	\$6,711	\$2,266	\$8,977	\$2
Other Construction	1,761,012	1,625,857		1,625,857	\$135,154
Total Phase	\$1,769,991	\$1,632,568	\$2,266	\$1,634,834	\$135,156

Agreement Detail	Board Approvals to Date	Proposed Action	Proposed Total for Board Approval	Current Approved Contract Status
City of Federal Way				
Contract Amount	\$5,545	\$2,060	\$7,605	\$5,545
Contingency	0	\$206	\$206	0
Total Contract	\$5,545	\$2,266	\$7,811	\$5,545
Percent Contingency	0%	10%	3%	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 create a significant impact to the project schedule.

Prior Board/Committee actions

Motion No. M2019-102: Authorized the chief executive officer to execute Task Order 2 under the City Services Agreement between the City of Federal Way and Sound Transit for services to be provided by the City of Federal Way for the Federal Way Link Extension in the amount of \$4,940,000 for a total authorized agreement not to exceed \$5,544,705.

Motion No. M2018-146: Authorized 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 Order1 amount not to exceed \$604,705.

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 8/24/23

Legal review – DLM 9/6/2023



Motion No. M2023-79

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 Federal Way and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension Project in the amount of \$2,060,000, plus a 10 percent contingency of \$206,000, totaling 2,266,000, for a new total authorized agreement amount not to exceed \$7,810,705.

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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 Federal Way and Sound Transit for additional design review, permitting, and construction services for the Federal Way Link Extension Project in the amount of \$2,060,000, plus a 10 percent contingency of \$206,000, totaling 2,266,000, for a new total authorized agreement amount not to exceed \$7,810,705.

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