



## Motion No. M2023-41

A motion of the Board of the Central Puget Sound Regional Transit Authority ratifying the chief executive officer's finding of the existence of an emergency and ratifying and approving contracts to repair the Westlake Station tunnel.

### Background

The Board's Procurement and Delegated Authority policy, Resolution No. R2018-40, Section 2.9, authorizes the CEO to declare an emergency and execute any contracts or make purchases necessary to respond to that emergency. The policy requires that the CEO request ratification of the finding of an emergency, and any emergency contracts that exceed the federal simplified acquisition threshold of \$250,000 excluding taxes, at the next regular Board meeting. The policy also requires that the CEO keep the Board informed about the emergency and the progress of any contracts or purchases executed to address the emergency.

On April 25, 2023, a contractor not affiliated with Sound Transit drilled into the sidewalk above Westlake Station to remove a clock foundation and penetrated the station roof – damaging structural steel, a structural beam, and the waterproofing system. The northbound platform was closed to examine the damage and perform the necessary mitigation measures to prevent falling debris. The platform closure caused delays to light-rail service in the Downtown Seattle Transit Tunnel (DSTT).

On April 28, 2023, CEO Julie Timm declared an emergency related to the damage to the tunnel roof structure and directed that repairs be commenced without delay to protect passengers from injury, prevent additional ongoing damage to the tunnel and equipment, and to restore light-rail service,

On April 28, 2023, CEO Timm authorized a contract with Hoffman Construction Company of Washington to mobilize on-site by May 1, 2023 to (a) fabricate and install a scaffold and containment system to prevent falling debris and limit water intrusion into the tunnel, (b) protect the damaged area on Pine Street, (c) install shoring to prevent further tunnel damage, and (d) excavate the damaged area to assess structural damage. Hoffman was chosen based on its immediate availability, waterproofing experience, and knowledge of Sound Transit's safety and rail operations.

Hoffman's estimated cost to perform repair work from May 1st to May 26<sup>th</sup> will not exceed \$350,000 (excluding taxes) and is consistent with Sound Transit's independent cost and price analysis of contractor and consultant proposals to respond to emergency conditions. The reasonable total cost to efficiently and quickly complete the tunnel and street repair work is estimated not to exceed \$1,250,000, excluding taxes. The estimated cost to complete the repair work includes an additional \$650,000 for Hoffman's completion of restoration construction work and \$250,000 for on-call architecture and engineering consultant services to be provided under an existing contract with WSP, USA Inc.

This repair work is currently funded from State of Good Repair funding. Staff are documenting the costs and will seek reimbursement from its property damage insurance company and the parties responsible for the damage.

## Motion

It is hereby moved by the Board of the Central Puget Sound Regional Transit Authority that the chief executive officer's finding of the existence of an emergency and exercise of delegated contracting authority to remediate Westlake Station tunnel damage is ratified, and contracts with Hoffman Construction Company of Washington in an amount not to exceed \$1,000,000, plus applicable taxes, and with WSP, USA Inc, in an amount not to exceed \$250,000, plus applicable taxes, are ratified and authorized for past and future tunnel and Pine Street repair work.

APPROVED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on May 25, 2023.

  
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Dow Constantine  
Board Chair

### Attest:

  
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Kathryn Flores  
Board Administrator