

CITY COUNCIL REGULAR SESSION

Resolution authorizing the execution of all documents with the City of Seattle necessary to allow Bellevue to construct the 124th Avenue NE – NE 12th Street to NE Spring Boulevard Project (PW-R-169) and the 124th Avenue NE – Ichigo Way to Northup Way Project (PW-R-191).

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EXECUTIVE SUMMARY

This Resolution provides Bellevue with the authority to enter into a Consent Agreement with the City of Seattle for the use of Seattle's transmission line easement and the purchase of partial release of rights from Seattle necessary for the construction of the 124th Avenue NE – NE 12th Street to NE Spring Boulevard Project and the 124th Avenue NE – Ichigo Way to Northup Way Project.

RECOMMENDATION

Move to adopt Resolution No. 9820

BACKGROUND/ANALYSIS

As part of the adopted 2019-2025 Capital Investment Program (CIP) Plan, Bellevue will be improving 124th Avenue NE between NE 12th Street and Northup Way. Work on this roadway was divided into three segments for budgetary purposes: 124th Avenue NE – NE 12th Street to NE Spring Boulevard (PW-R-169); 124th Avenue NE – NE Spring Boulevard to Ichigo Way funded jointly with Sound Transit (PW-R-166); and 124th Avenue NE – Ichigo Way to Northup Way (PW-R-191). These projects will also improve multiple intersections throughout the corridor.

These 124th Avenue NE corridor projects are part of the BelRed Plan and the Transportation Department's vision of supporting planned growth and economic vitality, improving access and circulation, and capturing synergistic opportunities associated with BelRed development.

The City of Seattle has electrical transmission line easements on both the east and west sides of 124th Avenue NE which will be impacted by the construction of these projects. On the 124th Ave NE – NE Spring Boulevard to Ichigo Way project (PW-R-166), Sound Transit was designated as a Lead Agency as a part of the Memorandum of Understanding between Sound Transit and the City of Bellevue. Sound Transit was authorized to acquire all Right of Way for construction of the improvements including obtaining a Consent Agreement with the City of Seattle. On May 20, 2019 Council passed Resolution No. 9597, authorizing execution of a Consent Agreement with the City of Seattle for the NE Spring Boulevard Zone 2 - 120th Avenue NE to 124th Avenue NE Project (PW-R-173) and that project is nearing construction completion.

This proposed Consent Agreement for use of the City of Seattle’s Transmission Line Easement provides Bellevue with the right to construct the 124th Avenue NE – NE 12th Street to NE Spring Boulevard Project (PW-R-169) and the 124th Avenue NE – Ichigo Way to Northup Way Project (PW-R-191) across the City of Seattle’s easement rights and compensates the City of Seattle for the partial release of certain easement rights.

POLICY & FISCAL IMPACTS

Policy Impact

Bellevue City Code

Under BCC 4.30.010, City Council approval is required to purchase property or property rights when the acquisition is part of an approved and funded project in the City’s capital improvement plan and the purchase price exceeds \$90,000.

BCC 4.28 provides for the fair and equitable treatment of all persons involved in the purchasing process. Council approval is required to award the bid where the cost exceeds \$90,000.

Fiscal Impact

This action obligates the City to pay \$1,559,0000 to the City of Seattle for the purchase of certain easement rights necessary to construct 124th Avenue NE – NE 12th Street to NE Spring Boulevard Project (PW-R-169) and the 124th Avenue NE – Ichigo Way to Northup Way Project (PW-R-191). Sufficient funding exists in the right-of-way phase of PW-R-169 and PW-R-191 to fully fund this agreement.

The following table provides the financial status for PW-R-169:

(\$000)

	Current Budget	Life-to-Date Expenditures	Total Projected Expenditures	Projected Balance	<i>This Action</i>	Actual / Projected Completion Date
Phase I (Design)	\$2,574	\$1,853	\$2,406	\$168	\$0	Q4-2020
Phase II (Right-of-Way)	7,309	144	7,309	0	1,104	Q1-2021
Phase III (Construction)	15,202	874	11,484	3,717	0	Q2-2022
Total	\$25,085	\$2,872	\$21,200	\$3,885	\$1,104	

The following table provides the financial status for PW-R-191:

(\$000)

	Current Budget	Life-to-Date Expenditures	Total Projected Expenditures	Projected Balance	<i>This Action</i>	Actual / Projected Completion Date
Phase I (Design)	\$1,380	\$630	\$1,759	(\$379)	\$0	Q1-2021
Phase II (Right-of-Way)	8,198	201	7,994	204	455	Q1-2021
Phase III (Construction)	21,218	25	23,368	(2,150)	0	Q2-2023
Total	\$30,796	\$855	\$33,121	(\$2,325)	\$455	

For each project, the total projected project cost (including this action) assumes full expenditure of project contingencies. Reporting the contingencies in this manner illustrates the City's potential ultimate financial exposure on this project. Staff will return to Council with the City Manager's Preliminary 2021-2027 CIP Plan which will include these updated cost projections in a balanced CIP Plan.

The Consent Agreement with the City of Seattle for use of Seattle's Transmission Line Easement includes conditions whereby Bellevue may be required to remove, relocate or modify improvements should the City of Seattle seek and be authorized to install a second transmission line system along the east side of the 124th Avenue NE corridor in the future, but also provides for the purchase of rights from Seattle which ensures that no transmission poles will ever be installed within the newly acquired roadway limits.

OPTIONS

1. Adopt the Resolution authorizing the execution of all documents with the City of Seattle necessary to allow Bellevue to construct the 124th Avenue NE – NE 12th Street to NE Spring Boulevard Project (PW-R-169) and the 124th Avenue NE – Ichigo Way to Northup Way Project (PW-R-191).
2. Do not adopt the Resolution and provide alternative direction to staff.

ATTACHMENTS & AVAILABLE DOCUMENTS

- A. Vicinity Map (124th Ave. NE: Ichigo to Northup)
 - B. Vicinity Map (124th Ave. NE: Bel-Red Rd. to Spring Blvd.)
 - C. CIP Project Description (PW-R-169)
 - D. CIP Project Description (PW-R-191)
- Proposed Resolution No.9820

AVAILABLE IN COUNCIL LIBRARY

Consent Agreement for Use of the City of Seattle's Transmission Line Easement