



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

February 21, 2001

Motion 11120

Proposed No. 2001-0089.1

Sponsors Fimia, Vance, McKenna, Miller,
Irons, Pullen and Hague

1 A MOTION relating to transfer of the Downtown Seattle
2 Transit Tunnel to Sound Transit, declaring that Sound
3 Transit may be unable to satisfy the contingency
4 requirements set forth in the Tunnel Transfer Agreement,
5 and calling upon the Executive to renegotiate the
6 Agreement.

7
8

9 WHEREAS, Sound Transit, the city of Seattle, and King County entered into the
10 Downtown Seattle Transit Tunnel Transfer Agreement on June 1, 2000, and

11 WHEREAS, the Tunnel Transfer Agreement provides for the transfer of control
12 and ownership of the tunnel to Sound Transit for the purpose of exclusive use by Link
13 Light Rail, and

14 WHEREAS, the Tunnel Transfer Agreement sets forth in Section 1.2 contingency
15 requirement # 3 "The scheduled completion or opening for fare service of the Minimum
16 Operable Segment has not been delayed beyond January 1, 2009", and

17 WHEREAS, the Tunnel Transfer Agreement further establishes in Section 1.3 the
18 transfer date of September 24, 2004 unless the County and Sound Transit agree to a
19 different date, and

20 WHEREAS, Sound Transit Board resolution R2001-01 may prevent Sound
21 Transit from meeting the contingency requirements of the Tunnel Transfer Agreement,
22 specifically contingency #3 which states “scheduled completion or opening for fare
23 service of the Minimum Operable Segment has not been delayed beyond January 1,
24 2009”, and

25 WHEREAS, King County anticipates several adverse impacts to Metro Transit
26 operations, increased capital and operating costs for King County, and the likelihood that
27 the full value of the County’s interest in the tunnel will not be recovered unless the
28 provisions of the Transfer Agreement are modified, and

29 NOW, THEREFORE, BE IT MOVED by the Council of King County:

30 The council hereby requests that the executive determine county’s increased costs for
31 debt service payments, operations and maintenance of the tunnel and tunnel buses that
32 would result from the delay contemplated by Sound Transit Board resolution R2001-01.

33 The executive is also requested to utilize the joint negotiating team to negotiate and
34 amend the Transfer Agreement resolving the conflicts between the Sound Transit Board

Motion 11120

35 Resolution R2001-01 and the provisions of the current Transfer Agreement. The
36 renegotiated Tunnel Transfer Agreement shall be submitted to the King County Council
37 for adoption by ordinance.

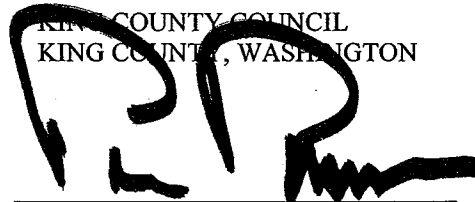
38

Motion 11120 was introduced on 1/29/01 and passed by the Metropolitan King County Council on 2/20/01, by the following vote:

Yes: 12 - Mr. von Reichbauer, Ms. Miller, Ms. Fimia, Mr. Phillips, Mr. Pelz, Mr. McKenna, Ms. Sullivan, Mr. Nickels, Mr. Pullen, Ms. Hague, Mr. Vance and Mr. Irons

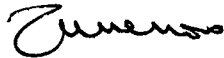
No: 1 - Mr. Gossett

Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Pete von Reichbauer, Chair

ATTEST:



Anne Noris, Clerk of the Council

Attachments None