

T Transportation Committee

Meeting date: April 13, 2009

For Metropolitan Council meeting: April 22, 2009

ADVISORY INFORMATION

Date: April 1, 2009

Subject: Phase II Environmental Site Assessment for the Central Corridor Light Rail Transit Project

District(s), Member(s): District 7: Annette Meeks
 District 8: Lynette Wittsack
 District 13: Richard Aguilar
 District 14: Kirstin Sersland Beach

Policy/Legal Reference: Procurement of Professional Services

Staff Prepared/Presented: Brian Lamb, General Manager, 612-349-7510
 Mark Fuhrmann, Deputy General Manager, 651-602-1942
 Rich Rovang, AGM – Transit Systems Development 651-602-1941
 Kathryn O'Brien, Principal Contract Administrator, 651-602-1937
 Chris Gran, Director of Purchasing 612-349-5060

Division/Department: Metro Transit / CCPO

Proposed Action

That the Metropolitan Council authorize the Regional Administrator:

- To negotiate and execute professional services contracts with Braun Intertec to conduct a Phase II Environmental Site Assessment, in an amount not to exceed \$1,301,898.
- To issue a Notice-To-Proceed to Braun Intertec to conduct a Phase II Environmental Site Assessment.

Background

The Central Corridor Light Rail Transit (CCLRT) project will require purchase of rights-of-way by Mn/DOT and Met Council. A Phase I Environmental Site Assessment (Phase I) of the project area was completed in October 2007. A number of properties with known and potential contamination were identified within the project limits.

The purpose of a Phase II Environmental Site Assessment is to complete a more thorough investigation of properties to be acquired for this project. This includes drilling and sampling to identify the presence, magnitude, and extent of contaminated soil and/or ground water and regulated waste that may be encountered during construction activities in the project corridor. This work will also include the development of Response Action Plans for proper management of contaminated materials encountered during construction. The information obtained from this drilling investigation will be used by the Central Corridor Project Office to determine final project design plans and specifications. In addition, this information will be used to obtain written assurances and liability protections from Minnesota Pollution Control Agency (MPCA) with respect to residual contamination on project right-of-way. The written assurances would state that no additional remediation would be necessary for use of the property as a transitway, and liability protections would release Met Council and MnDOT from any liability for contamination encountered during construction of for potential future clean up for residual contamination.

On March 31, 2009, 15 proposals were received in response to a Request for Proposals. The proposals were evaluated by an Evaluation Panel comprised of Met Council, Mn/DOT and City of St. Paul staff. The proposal from Braun Intertec was determined to be responsive and most advantageous to the Council. The Braun proposal was in the amount of \$1,301,898. The Independent Cost Estimate for this Request for Proposal was \$1.45 million. There were no DBE requirements established on this contract. However, the selected contractor has chosen a DBE to complete a portion of the work on this project.

Rationale:

The Phase II ESA is a required task for the project development process of New Starts projects. Completing this task is critical to keeping the project on schedule and will provide the Council liability protection on acquired rights-of-way.

Funding

Funding in the amount of \$75.2 million is available for all Preliminary and Advanced Preliminary Engineering activities including contracted Professional Services.

Known Support/Opposition

There is no known opposition to the proposed action.