



**BUSINESS OF THE CITY COUNCIL
CITY OF MERCER ISLAND**

**AB 6566
November 19, 2024
Consent Agenda**

AGENDA BILL INFORMATION

TITLE:	AB 6566: Sound Transit Right of Way Dedication	<input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution
RECOMMENDED ACTION:	Authorize the City Manager or designee to execute the instruments substantially in the form included as Exhibits 2 and 3 accepting Sound Transit Right-of-Way dedication.	

DEPARTMENT:	Public Works
STAFF:	Jason Kintner, Chief of Operations Patrick Yamashita, City Engineer/Deputy Public Works Director
COUNCIL LIAISON:	n/a
EXHIBITS:	1. Right-of-Way Dedication Location 2. Deed of Dedication 3. Bill of Sale
CITY COUNCIL PRIORITY:	3. Make once-in-a-generation investments to update and modernize aging infrastructure, capital facilities, and parks.

AMOUNT OF EXPENDITURE	\$ n/a
AMOUNT BUDGETED	\$ n/a
APPROPRIATION REQUIRED	\$ n/a

EXECUTIVE SUMMARY

The purpose of this agenda bill is to accept a dedication of right-of-way (Exhibit 1) from the Central Puget Sound Regional Transit Authority (Sound Transit) as part of the North Mercer Way roundabout and sidewalk improvements at 77th Avenue SE.

- Sound Transit constructed a roundabout at the intersection of North Mercer Way and 77th Avenue SE to mitigate traffic impacts associated with the [East Link light rail extension](#) on Mercer Island.
- The City’s existing right of way for North Mercer Way is not large enough to accommodate the entire footprint of the roundabout and related improvements. Sound Transit acquired two parcels of land abutting the north side of North Mercer Way to expand the right-of-way and build the improvements.
- The City’s conditions of right-of-way use permit approval requires Sound Transit to dedicate the improvements on the parcels to the City prior to final approval and acceptance of the project.
- The construction is substantially complete, and Sound Transit has provided documents in Exhibits 2 and 3 to transfer both the improvements and surplus land on the two parcels to the City as right-of-way. The underlying roundabout improvements will be transferred to the City (Exhibit 3) since they are part of the North Mercer Way arterial street.

BACKGROUND

Sound Transit's East Link extension brings light rail from Seattle to the eastside, crossing Mercer Island on its way to south Bellevue with a final destination in Redmond. Improvements on Mercer Island include a light rail station located across the street from the North Mercer Park-and-Ride and additional modifications that focus on bus/rail integration and traffic flow. These project elements include a roundabout and related improvements at the intersection of North Mercer Way and 77th Avenue SE, along with two traffic signals currently under construction at SE 27th Street and 80th Avenue SE, and at North Mercer Way and 76th Avenue SE.

During the planning and design of the roundabout, Sound Transit determined that there was insufficient right-of-way available to accommodate the large footprint of the roundabout. Two private parcels of land located on the north side of the North Mercer Way and 77th Avenue SE intersection were acquired by Sound Transit to secure enough area to make the improvements with the understanding that the roundabout improvements would be transferred to the City following construction. The City's conditions of right-of-way use permit approval for the roundabout documented this as a requirement for Sound Transit.

ISSUE/DISCUSSION

The roundabout construction is substantially complete and open for public use. Sound Transit has submitted the necessary documents to dedicate the two parcels to the City and transfer the underlying improvements to comply with requirements of their permit as well as "surplus property" (areas on the two parcels without any improvements supporting the roundabout). The documents include a deed of dedication (Exhibit 2) and bill of sale (Exhibit 3). The bill of sale is simply an instrument used to transfer ownership of the improvements at no cost to the City. The City Engineer and City Attorney have reviewed the documents and find them to be acceptable.

NEXT STEPS

Following authorization by the City Council, staff will execute the documents, record them with King County, and update the City's GIS maps to reflect the changes.

RECOMMENDED ACTION

Authorize the City Manager or designee to execute the instruments substantially in the form included as Exhibits 2 and 3 accepting Sound Transit Right-of-Way dedication.