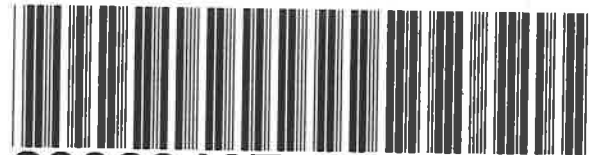


King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
Attention: Pat Ross
MS – KSC-NR-600
201 SOUTH JACKSON, SUITE 600
Seattle, WA 98104-1614
(206) 296-8337
(206) 296-0192 FAX



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KING COUNTY, WA

Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Bellevue for
Open Space Acquisition Projects

April 7, 2006

Department: DNRP/WLRD Open Space Acquisitions Unit

**Parties City of Bellevue and
King County**

Project: Conservation Futures

ORIGINAL

AMENDMENT TO THE CONSERVATION FUTURES INTERLOCAL COOPERATION AGREEMENT BETWEEN KING COUNTY AND THE CITY OF BELLEVUE FOR OPEN SPACE ACQUISITION PROJECTS

CR# 38426 DATE 11.16.05 Log 05-837 PO 511521

Preamble

The King County Council, through Ordinance 9128, has established a Conservation Futures Levy Fund and appropriated proceeds to King County, the City of Seattle and certain suburban cities through the procedures set forth in Ordinance 8867, as amended by Ordinance 14714. This amendment is entered into to provide for the allocation of additional funds made available for open space acquisition.

THIS AMENDMENT is entered into between the CITY OF BELLEVUE and KING COUNTY, and amends and attaches to and is part thereof of the existing Interlocal Cooperation Agreement entered into between the parties on the 26th day of December, 1990, as previously amended.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

A paragraph is hereby added to the Recitals Section to provide for a Conservation Futures Levy Fund allocation for the Bellevue Meydenbauer Bay Park and the Bellevue Greenway and Open Space System, and hereafter reads:

- On November 22, 2004, the King County Council passed Ordinance 15083 which appropriated a total of Two hundred Fifty Thousand Dollars (\$250,000) in Conservation Futures Levy proceeds to the City of Bellevue for the Meydenbauer Bay Park acquisition Project and Five Hundred Thousand Dollars (\$500,000) in Conservation Futures Levy proceeds to the Bellevue Greenway and Open Space System acquisition Project. On March 14, 2005 the King County Council passed Ordinance 15319, authorizing the King County Executive to enter into interlocal agreements with the City of Seattle and the suburban cities for the disbursement of Conservation Futures Funds in Ordinance 15083.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is appended to include Attachment I, which lists a 2005 Conservation Futures Levy Allocation for the Bellevue Meydenbauer Bay Park acquisition project and the Bellevue Greenway and Open Space System acquisition Project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment I, which lists a 2005 Conservation Futures Levy proceeds allocation for the Meydenbauer Bay Park Acquisition Project and the Bellevue Greenway and Open Space System acquisition Project:

Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through I to be used for the Projects listed in Attachments A through I. The City may request additional funds; however, the County has no obligation to provide funds to the City for the Projects in excess of the total amounts shown in Attachments A through I. The County assumes no obligation for the future support of the Projects described herein except as expressly set forth in this agreement.

In all other respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

This document shall be attached to the existing Interlocal Cooperation Agreement.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

Ron Sims for

Ron Sims
King County Executive

Date *4/4/06*

Acting under the authority of
Ordinance 15139:
Dated:

Approved as to form:

Norm Maleng
NORM MALENG
King County Prosecuting Attorney

CITY OF BELLEVUE

ER Oberg

Edward R. Oberg
Deputy City Manager

Date *11/10/05*

Acting under the authority of
~~Ordinance:~~ *Resolution # 7263*
Dated: *10-3-2005*

Approved as to form:

Darcie E. Chinn
DARCIE CHINN
Assistant City Attorney

ATTACHMENT I

**2005 CONSERVATION FUTURES LEVY
CITY OF BELLEVUE ALLOCATION**

Jurisdiction	Project	Allocation
Bellevue	Meydenbauer Bay Park	\$250,000
Bellevue	Bellevue Greenway System	\$500,000
	TOTAL	\$750,000

Project Descriptions:

City of Bellevue – Meydenbauer Bay Park **\$250,000**

Meydenbauer Bay Park: This project consists of an approximately .31 acre parcel of land that is one of two remaining parcels targeted for inclusion in Meydenbauer Bay Park. The property is located along Lake Washington Boulevard.

City of Bellevue - Bellevue Greenway and Open Space System **\$ 500,000**

Bellevue Greenway and Open Space System: This is a multi-parcel project located within the Wilburton, Kelsey Creek and Richards Valley communities. This allocation should be targeted to the acquisition of a 20-acre property located at Southeast 5th Street adjacent to the Bellevue Botanical Gardens. The CFT funds awarded to the Bellevue Greenway and Open Space Project in the 2004 Budget are also approved for expenditure on this same 20 acre parcel.