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KING COUNTY, WA

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Upon Recording Please Return To:

King County Water and Land Resources Division
Attention: Lori Bryant
201 South Jackson Street, Suite 600
Seattle, WA 98104

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

February 6, 2013

Department: **DNRP/WLRD Open Space Acquisitions Unit**

Parties: **City of Bellevue and
King County**

Project: **Conservation Futures**

Amendment N

Reference No. of
Related Document: **20061208002687**

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

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 Conservation Futures Levy Fund allocations for the Bellevue Greenway and Open Space System, and hereafter reads:

- On November 9, 2011, the King County Council passed Ordinance 17232, which appropriated a total of Seven Hundred Thousand and Fifty Dollars (\$750,000) in Conservation Futures Levy proceeds to the City of Bellevue for the Bellevue Greenway and Open Space System acquisition Project. On June 18, 2012 the King County Council passed Ordinance 17345, 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 17232.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include references to Attachment M, which lists a 2012 Conservation Futures Levy Allocation for 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 N, which lists a 2012 Conservation Futures Levy Allocation for the Bellevue Greenway and Open Space System acquisition Project, as follows:

Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through N to be used for the Projects listed in Attachments A through N. 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 N. The County assumes no obligation for the future support of the Projects described herein except as expressly set forth in this agreement.

Amendment 4: Attachment N

The attachments to the interlocal agreement are hereby amended by adding Attachment N, which is hereby attached to the interlocal agreement, incorporated therein and made a part thereof.

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

CITY OF BELLEVUE


Dow Constantine
King County Executive


Brad Miyake
Deputy City Manager

Date 1/29/2013

Date 12-14-12

Acting under the authority of
Ordinance 17345

Acting under the authority of
Ordinance: 6075

Approved as to form:

Approved as to form:


for DAN SATTERBERG
King County Prosecuting Attorney


Assistant City Attorney

ATTACHMENT N

2012 CONSERVATION FUTURES LEVY
CITY OF BELLEVUE ALLOCATION

Jurisdiction	Project	Allocation
Bellevue	Bellevue Greenway and Open Space System (Ordinance 17232)	\$ 750,000
TOTAL		\$ 750,000

Project Descriptions:

(315767) Bellevue - Bellevue Greenway and Open Space System

2012: \$750,000 is allocated to this multiple-parcel, multiple-year open space acquisition project, with a first priority for funding being three properties; the first is 14 acres adjacent to Eastgate Park, the second is a 1.43 acre property that provides access to Wewona Park from West Lake Sammamish Parkway, and the third is up to 13 acres of property adjacent to open space near 166th Avenue NE.

City of BELLEVUE

\$ 750,000