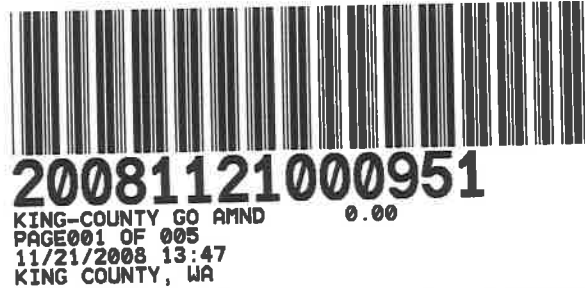


King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
Attention: Pat Ross
MS – KSC-NR-600
201 SOUTH JACKSON, SUITE 600
Seattle, WA 98104-1614
(206) 296-8337
(206) 296-0192 FAX



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

November 20, 2008

Department: DNRP/WLRD Open Space Acquisitions Unit

**Parties City of Burien and
King County**

Project: Conservation Futures

Amendment C

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF BURIEN
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. 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 BURIEN 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 14th day of May, 2003, as previously amended.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

Two paragraphs are hereby added to the Recitals Section to provide for three Conservation Futures Levy Fund allocations for the Burien Seahurst Park Expansion acquisition, and hereafter reads:

- On November 22, 2004 the King County Council approved Ordinance 15083, which appropriated a total of One Hundred and Twenty-five Thousand Dollars (\$125,000) in Conservation Futures Levy proceeds to the City of Burien Seahurst Park Expansion acquisition Project. On March 14, 2005 The King County Council approved Ordinance 15139, 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.
- On November 20, 2006 the King County Council approved Ordinance 15652, which appropriated a total of One Hundred and Thirty Three Thousand Dollars (\$133,000) in Conservation Futures Levy proceeds to the City of Burien for the Seahurst Park Expansion acquisition Project. On April 10, 2007 The King County Council approved Ordinance 15711, 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 15652.
- On November 19, 2007, the King County Council passed Ordinance 15975, which appropriated a total of One Hundred and Thirty Two Thousand Dollars (\$132,000) in Conservation Futures Levy proceeds to the City of Burien for the Seahurst Park Expansion acquisition Project. On April 20, 2008 the King County Council passed

Ordinance 16052, 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 15975.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include reference to Attachment C, which lists 2005, 2007 and 2008 Conservation Futures Levy Allocations for the Seahurst Park Expansion acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include references to Attachment C, which lists 2005, 2007 and 2008 Conservation Futures Levy Allocations for the Seahurst Park Expansion 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 C to be used for the Projects listed in Attachments A through C. 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 C. 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 C

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

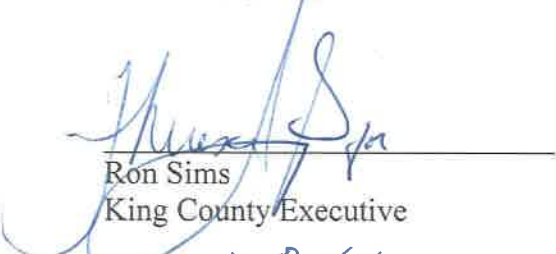
In all other respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperation Agreement as previously amended.

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 BURIEN



Ron Sims
King County Executive

Date: 11-18-08
Acting under the authority of
Ordinances 15139, 15711 and 16052



~~Mike Martin~~ ~~Tabatha Miller~~
City Manager Finance Director


Date _____
Acting under the authority of
Ordinance:

Approved as to form:

Approved as to form:



for Dan Satterberg
King County Prosecuting Attorney



Chris Bachus, Kenyon Dand, LLC
City Attorney

ATTACHMENT C

2005, 2007 and 2008 CONSERVATION FUTURES LEVY CITY OF BURIEN ALLOCATIONS

Jurisdiction	Project	Allocation
BURIEN	Seahurst Park Expansion (2005, Ordinance 15083)	\$125,000
	Seahurst Park Expansion (2007, Ordinance 15652)	\$133,000
	Seahurst Park Expansion (2008, Ordinance 15975)	\$132,000
TOTAL		\$390,000

Project Description:

Seahurst Park Expansion: This project consists of the acquisition of a 9.11-acre wooded open space addition to the southern boundary of Seahurst Park, located in Burien at 18th Avenue Southwest.

City of BURIEN – Seahurst Park Expansion

\$390,000