

King County Water and Land Resources
Open Space Acquisitions Unit
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Seattle, WA 98104

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

June 22, 2016

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

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

Project: **Conservation Futures**

Amendment C

Reference No. of
Related Document: **20140918000789**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF COVINGTON
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 COVINGTON 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 28th day of January, 2003.

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 South Covington Park/Jenkins Creek acquisition Project, and hereafter reads:

- On November 17, 2014 the King County Council passed Ordinance 17941, which appropriated a total of Four Hundred and Fifty Thousand dollars (\$450,000) in Conservation Futures Levy proceeds to the City of Covington for the South Covington Park/Jenkins Creek acquisition Project. On April 20, 2015 The King County Council passed Ordinance 18023, authorizing the King County Executive to enter into an interlocal agreement with the City of Seattle and the suburban cities for the disbursement of Conservation Futures Funds appropriated in Ordinance 17941.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include reference to Attachment C, which lists a 2015 Conservation Futures Levy Allocation for the South Covington Park/Jenkins Creek 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 a 2015 Conservation Futures Levy Allocation and for the South Covington Park/Jenkins Creek 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



Dow Constantine
King County Executive

Date: 6/20/2016
Acting under the authority of
Ordinance 18023

Approved as to form:


for Dan Satterberg
King County Prosecuting Attorney

CITY OF COVINGTON



Regan Bolli
City Manager

Date 12/17/15
Acting under the authority of a council
motion

Approved as to form only: cgt


Sara Springer
City Attorney

ATTACHMENT C

2015 CONSERVATION FUTURES LEVY
CITY OF COVINGTON ALLOCATION

Jurisdiction	Project	Allocation
Covington	South Covington Park/Jenkins Creek	\$ 450,000
TOTAL		\$ 450,000

Project Description:

(Ordinance 18023):

1122034 Covington – South Covington Park/Jenkins Creek Trail

This project consists of three parcels totaling 5.65 acres on SE Wax Road, in the Jenkins Creek corridor. There is a dual goal for the project: the first is creating a trail connection between the planned Covington Town Center, which is located nearby to the northeast, and a city-wide trail system that connects with other Covington parks and open spaces. The second goal is habitat protection along Jenkins Creek, which runs parallel to the future trail. The project site is critically located at a planned trail crossing on SE Wax Road.

2015: \$450,000 is added to this project to provide additional funding support for the property acquisitions. Funding is contingent on Covington removing any occupants from Conservation Futures-funded properties owned by the city.

City of Covington - South Covington Park/Jenkins Creek

\$ 450,000