

King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
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Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Federal Way for
Open Space Acquisition Projects

June 25, 2004

Department: **DNRP/WLRD Capital Projects & Open Space Acquisitions
Section**

Parties **City of Federal Way and
King County**

Project: **Conservation Futures**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF FEDERAL WAY
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 FEDERAL WAY 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 5th day of June, 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 Lakota Wetland Acquisition, and hereafter reads:

- On November 24, 2003 the King County Council passed Ordinance 14797, which appropriated a total of One hundred Ninety-four Thousand Dollars (\$194,000) in Conservation Futures Levy proceeds to the City of FEDERAL WAY for the Lakota Wetland acquisition Project. On March 15, 2003 The King County Council passed Ordinance 14852, 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 14797.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is appended to include Attachment D, which lists a 2003 Conservation Futures Levy Allocation for the Lakota Wetland Acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment D, which lists a 2003 Conservation Futures Levy proceeds allocation for the Lakota Wetland 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 D to be used for the Projects listed in Attachments A through D. 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 D. 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
Ron Sims
King County Executive

Date: 6/23/04
Acting under the authority of
Ordinance 14852

Approved as to form:

Joseph D. Ledelle for
NORM MALENG
King County Prosecuting Attorney

CITY OF FEDERAL WAY

By: *David H. Moseley*
David H. Moseley, City Manager
33530 1st Way South
P.O. Box 9718
Federal Way, WA 98063-9718

Date: 5/19/04
Acting under the authority of
Ordinance: motion to authorize
5/18/04 CC meeting

ATTEST:
N. Christine Green
City Clerk, N. Christine Green, CMC

Approved as to form:

Patricia A. Richardson
PATRICIA A. RICHARDSON
City Attorney

ATTACHMENT D

**2003 CONSERVATION FUTURES LEVY
CITY OF FEDERAL WAY
ALLOCATION**

Jurisdiction	Project	Allocation
FEDERAL WAY	Lakota Wetland Acquisition	\$194,000
	TOTAL	\$194,000

Project Description:

Lakota Wetland: The Lakota Wetlands Acquisition consists of a 12-acre parcel located along 21st Avenue Southwest in Federal Way, adjacent to Lakota Park. The project allows for the expansion of Lakota Park to include natural lands for environmental education and passive recreation. The central portion of the property is primarily wetland and is urban wildlife habitat.

City of FEDERAL WAY – Lakota Wetland Acquisition \$194,000