

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 Issaquah for
Open Space Acquisition Projects

July 6, 2005

Department: DNRP/WLRD Open Space Acquisitions Section Unit

**Parties City of Issaquah and
King County**

Project: Conservation Futures

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF ISSAQUAH
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 ISSAQUAH 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 Whitaker/Fowler Issaquah Creek acquisition, and hereafter reads:

- On November 22, 2004 the King County Council passed Ordinance 15083, which appropriated a total of Two Hundred Thousand Dollars (\$200,000) in Conservation Futures Levy proceeds to the City of ISSAQUAH for the Whitaker/Fowler Issaquah Creek acquisition Project. On March 14, 2005 The King County Council passed 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.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is appended to include Attachment E, which lists a 2005 Conservation Futures Levy Allocation for the Whitaker/Fowler Issaquah Creek acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment E, which lists a 2005 Conservation Futures Levy proceeds allocation for the Whitaker/Fowler Issaquah Creek 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 E to be used for the Projects listed in Attachments A through E. 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 E. 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

CITY OF ISSAQUAH



Ron Sims
King County Executive



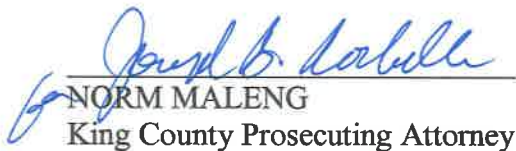
Ava Frisinger
Mayor

Date: 7/1/05
Acting under the authority of
Ordinance 15139

Date June 16, 2005
Acting under the authority of
Ordinance: 2422

Approved as to form:

Approved as to form:



NORM MALENG
King County Prosecuting Attorney



Wayne Tanaka
City Attorney

ATTACHMENT E

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

Jurisdiction	Project	Allocation
ISSAQUAH	Whitaker/Fowler Issaquah Creek	\$200,000
TOTAL		\$200,000

Project Description:

Whitaker/Fowler Issaquah Creek: This is a 4.4 acre parcel with frontage along Issaquah Creek and is located on Front Street South in Issaquah. The site contains critical urban salmon habitat on Issaquah Creek.

City of ISSAQUAH – Whitaker/Fowler Issaquah Creek **\$200,000**