

King County Water and Land Resources
Open Space Acquisitions Unit
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Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Issaquah for
Open Space Acquisition Projects

September 30, 2013

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

Grantors: **City of Issaquah and
King County**

Project: **Conservation Futures**

Amendment J

Reference No. of
Related Document: **20090624001106**

**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 26th day of February, 2009.

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 Issaquah Creek Waterways acquisition, and hereafter reads:

- On November 15, 2010 the King County Council approved Ordinance 16984, which appropriated a total of Three Hundred Thousand Dollars (\$300,000) in Conservation Futures Levy proceeds to the City of Issaquah for the Issaquah Creek Waterways acquisition Project. On June 27, 2011 the King County Council approved Ordinance 17125, 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 authorized in Ordinance 16984.
- On November 9, 2011 the King County Council approved Ordinance 17232, which appropriated a total of One Hundred Thousand Dollars (\$100,000) in Conservation Futures Levy proceeds to the City of Issaquah for the Issaquah Creek Waterways acquisition Project. On June 18, 2012 The King County Council approved 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 authorized in Ordinance 17232.
- On November 13, 2012 the King County Council approved Ordinance 17476, which appropriated a total of Five Hundred Thousand Dollars (\$500,000) in Conservation Futures Levy proceeds to the City of Issaquah for the Issaquah Creek Waterways acquisition Project. On March 4, 2013 The King County Council approved Ordinance 17534, 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 authorized in Ordinance 17476.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include reference to Attachment J, which lists 2011, 2012, and 2013 Conservation Futures Levy Allocations for the Issaquah Creek Waterways acquisition project.

Amendment 3: Article VII. Responsibilities of the County

The first two sentences of this article are amended to include references to Attachment J, which lists which lists 2011, 2012, and 2013 Conservation Futures Levy Allocations for the Issaquah Creek Waterways 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 J to be used for the Projects listed in Attachments A through J. 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 J. 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 J

The attachments to the interlocal agreement are hereby amended to include references to Attachment J, 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 ISSAQUAH



Dow Constantine
King County Executive




Ava Frisinger
Mayor

Date: 9/24/2013
Acting under the authority of
Ordinances 17125, 17345 and 17534


Date: 8/27/13
Acting under the authority of
Ordinance:

Approved as to form:

Approved as to form:



Dan Satterberg
King County Prosecuting Attorney



Wayne Janakovich
City Attorney

ATTACHMENT J

2011, 2012, and 2013 CONSERVATION FUTURES LEVY CITY OF ISSAQUAH ALLOCATIONS

Jurisdiction	Project	Allocation
ISSAQUAH	Issaquah Creek Waterways (2011, Ordinance 16984)	\$ 300,000
	Issaquah Creek Waterways (2012, Ordinance 17232)	\$ 100,000
	Issaquah Creek Waterways (2013, Ordinance 17476)	\$ 500,000
TOTAL		\$ 900,000

Project Description:

Issaquah Creek Waterways:

2011: 315770 Issaquah - Issaquah Creek Waterways

2011: \$300,000 is provided for additional acquisition of parcels within this multi-year multi-parcel acquisition project with a goal of preserving critical streamside habitat. The four target parcels are within the city of Issaquah.

2012: 315770 Issaquah - Issaquah Creek Waterways

2012: \$ 100,000 is provided for additional acquisition of parcels within this multi-year, multi-parcel acquisition project, with a goal of preserving critical streamside habitat. There are six target parcels along Issaquah creek within the City of Issaquah.

2013: 1047228 Issaquah - WLCF ISS Issaquah Creek Waterways

2013: \$500,000 is allocated to this project, which will acquire additional parcels within this multi-year, multi-parcel acquisition project, with a goal of preserving critical streamside habitat. There are six target parcels along Issaquah Creek within the city of Issaquah.

City of ISSAQUAH – Issaquah Creek Waterways

\$900,000