

**King County Water and Land Resources**  
Open Space Acquisitions Unit  
201 South Jackson Street, Suite 600  
Seattle, WA 98104



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KING COUNTY, WA

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

**November 6, 2014**

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

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

Project: **Conservation Futures**

**Amendment E**

Reference No. of  
Related Document: **20121228001490**

**AMENDMENT TO THE CONSERVATION FUTURES  
INTERLOCAL COOPERATION AGREEMENT  
BETWEEN KING COUNTY AND THE CITY OF KENMORE  
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 through the procedures set forth in Ordinance 8867, as amended by Ordinance 14714. 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 KENMORE 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 June, 2004.

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 Swamp Creek Wetland No. 3 acquisition Project, and hereafter reads:

- On November 13, 2012 the King County Council passed Ordinance 17476, which appropriated a total of One Hundred Eighty Five Thousand, Two Hundred and Eighteen dollars (\$185,218) in Conservation Futures Levy proceeds to the City of Kenmore for the Swamp Creek Wetland No. 3 acquisition Project. On March 4, 2013 The King County Council passed Ordinance 17534, 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 17476.

**Amendment 2: Article V. Conditions of Agreement**

Section 5.1 is amended to include Attachment E, which lists a 2013 Conservation Futures Levy Allocation for the Swamp Creek Wetland No. 3 acquisition Project.

**Amendment 3: Article VII. Responsibilities of County**

The first two sentences of this article are amended to include Attachment E, which lists a 2013 Conservation Futures Levy proceeds allocation for the Swamp Creek Wetland No. 3 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.

**Amendment 4: Attachment E**


The attachments to the interlocal agreement are hereby amended by adding Attachment E, 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

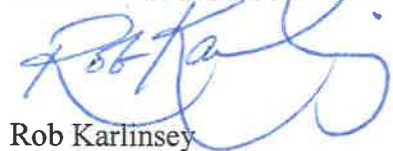
Date 11/4/2014

Acting under the authority of  
Ordinance 17534:  
Dated:

Approved as to form:

  
DAN SATTERBERG  
King County Prosecuting Attorney


CITY OF KENMORE

  
Rob Karlinsey  
City of Kenmore, City Manager

Date: 10/13/14

Acting under the authority of  
the Kenmore City Council.  
Dated: 9/8/2014

Approved as to form:

  
Rod Kasaguma  
City of Kenmore, City Attorney

**ATTACHMENT E**

**2013 CONSERVATION FUTURES LEVY  
CITY OF KENMORE ALLOCATION**

<b>Jurisdiction</b>	<b>Project</b>	<b>Allocation</b>
Kenmore	Swamp Creek Wetland No. 3	\$ 185,218
<b>TOTAL</b>		<b>\$ 185,218</b>

**Project Description:**

(Ordinance 17534):

**1047244 Kenmore - WLCF KMR Swamp Creek Wetland No. 3**

2013: \$185,218 is allocated to this project, which will acquire a 1.64 acre parcel on Swamp Creek, located on 73<sup>rd</sup> Avenue NE near NE 192<sup>nd</sup> Street in Kenmore. The property is located near the Kenmore Heronry, and contains wetlands and portions of Swamp Creek.

**City of Kenmore - Swamp Creek Wetland No. 3**

**\$ 185,218**