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KING COUNTY, WA

King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
Attention: Pat Ross
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Seattle, WA 98104-1614
(206) 296-8337
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Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Kent for
Open Space Acquisition Projects

August 9, 2004

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

Parties **City of Kent and
King County**

Project: **Conservation Futures**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF KENT
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 KENT 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 29th day of January, 1991, 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 Clark Lake Acquisition, and hereafter reads:

- On November 24, 2003, the King County Council passed Ordinance 14797 which appropriated a total of Three Hundred Thousand Dollars (\$300,000) in Conservation Futures Levy proceeds to the City of Kent for the Clark Lake Acquisition Project. On March 15, 2004 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 F, which lists a 2003 Conservation Futures Levy Allocation for the Clark Lake Acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment F, which lists a 2003 Conservation Futures Levy proceeds allocation for the Clark Lake 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 F to be used for the Projects listed in Attachments A through F. The City may request additional funds; however, the County has no obligation to provide funds to the

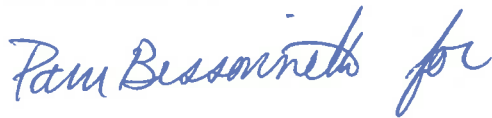
City for the Projects in excess of the total amounts shown in Attachments A through F. The County assumes no obligation for the future support of the Projects described herein except as expressly set forth in this agreement.

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
King County Executive

Date 7/28/04

Acting under the authority of
Ordinance 14852
Dated:

Approved as to form:


for NORM MALENG
King County Prosecuting Attorney

CITY OF KENT


Mayor

Date 7-13-04

Acting under the authority of
~~Ordinance:~~ motion passed by City Council
Dated: July 13, 2004

Approved as to form:


City Attorney

ATTACHMENT F

**2003 CONSERVATION FUTURES LEVY
CITY OF KENT
ALLOCATION**

Jurisdiction	Project	Allocation
Kent	Clark Lake Acquisition	\$300,000
	TOTAL	\$300,000

Project Description:

City of Kent – Clark Lake Acquisition \$300,000

The Clark Lake Park acquisition consists of two inholding parcels totaling 7.75 acres on SE 240th Street in Kent. The house on the westernmost parcel identified in this proposal may be preserved by the city for environmental education purposes. If so, Conservation Futures funds will not be used fund to acquire the house.