

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF KIRKLAND
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 and certain 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 KIRKLAND 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 2nd day of April, 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 Juanita Heights Park Expansion and Trail Project, and hereafter reads:

- On February 22, 2016, the King County Council passed Ordinance 18239, which appropriated a total of one hundred and fifty thousand dollars (\$150,000) in 2016 Conservation Futures Levy proceeds to the City of Kirkland for the Juanita Heights Park Expansion and Trail Project. On July 5, 2016, the King County Council passed Ordinance 18312 authorizing the King County Executive to enter into interlocal agreements with the City of Kirkland for the disbursement of Conservation Futures Funds appropriated in Ordinance 18239.
- On November 14, 2016, the King County Council passed Ordinance 18409, which appropriated a total of one hundred and thirty-five thousand dollars (\$135,000) in 2017 Conservation Futures Levy proceeds to the City of Kirkland for the Juanita Heights Park Expansion and Trail Project. On March 13, 2017, the King County Council passed Ordinance 18477 authorizing the King County Executive to enter into interlocal agreements with the City of Kirkland for the disbursement of Conservation Futures Funds appropriated in Ordinance 18409.
- On November 6, 2017, the King County Council passed Ordinance 18602, which appropriated a total of two hundred and fifty thousand dollars (\$250,000) in 2018 Conservation Futures Levy proceeds to the City of Kirkland for the Juanita Heights Park Expansion and Trail Project. On March 5, 2018, the King County Council passed Ordinance 18667 authorizing the King County Executive to enter

into interlocal agreements with the City of Kirkland for the disbursement of Conservation Futures Funds appropriated in Ordinance 18602.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment H, which lists 2016, 2017, and 2018 Conservation Futures Levy Allocations for the Juanita Heights Park Expansion and Trail Project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include references to Attachment H, which lists 2016, 2017, and 2018 Conservation Futures Levy proceeds allocations for the Juanita Heights Park Expansion and Trail Project:

Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through H, to be used for the Projects listed in Attachments A through H. 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 H. 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 H

The Attachments to the interlocal agreement are hereby amended by adding Attachment H, 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:

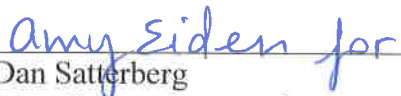
KING COUNTY



for Dow Constantine
King County Executive

Date: 5/31/2018
Acting under the authority of
Ordinance 18312, 18477, and 18667

Approved as to form:



Amy Siden for
Dan Satterberg
King County Prosecuting Attorney


CITY OF KIRKLAND



Deputy
City Manager

Date: 4/16/18
Acting under the authority of
Resolution R-3650

Approved as to form:



City Attorney

ATTACHMENT H

**2016, 2017, AND 2018 CONSERVATION FUTURES LEVY
CITY OF KIRKLAND ALLOCATIONS**

Jurisdiction	Project	Allocation
Kirkland	Juanita Heights Park Expansion and Trail Project (2016 award)	\$150,000
Kirkland	Juanita Heights Park Expansion and Trail Project (2017 award)	\$135,000
Kirkland	Juanita Heights Park Expansion and Trail Project (2018 award)	\$250,000
TOTAL		\$535,000

Project Description:

2016 Proceeds – from Ordinance 18312

1126728 Kirkland - Juanita Heights Park

This new project consists of the acquisition of up to six wooded parcels totaling 2.19 acres at NE 117th Place in Kirkland. The project will help provide a trail connection between a public right-of-way that connects to Juanita Heights Park, and public rights-of-way that link to Juanita Beach Park on Lake Washington.

2017 Proceeds – from Ordinance 18477

1126728 Kirkland - Juanita Heights Park Expansion & Trail

This project consists of the acquisition of up to six wooded parcels totaling 2.19 acres at NE 117th Place in Kirkland. The project will help provide a trail connection between a public right-of-way that connects to Juanita Heights Park, and public rights-of-way that link to Juanita Beach Park on Lake Washington.

2017: \$135,000 is added to this project to allow for additional property acquisitions to occur in this wooded trail corridor.

2018 Proceeds – from Ordinance 18667

1126728 – Kirkland – Juanita Heights Parks Expansion & Trail Project

The goal of the project is to create a trail on Finn Hill that travels from Juanita Heights Park down through these properties and ultimately links to Juanita Beach Park on Lake Washington, via sidewalks on NE 117th Place/NE 120th Street and 93rd Avenue NE. The project adds to nearby urban forest wildlife habitat, by attracting many migratory songbird species and providing refuge for wildlife species within a dense urban setting. 2018 fiscal year: This year’s request would acquire a 4.11-acre parcel that connects Juanita Heights Park to a 1.47-acre parcel that is currently in negotiations, the target of

prior years' funding. Any remaining funding from past years' awards would be applied to the current year's scope.

City of Kirkland – Juanita Heights Park Expansion & Trail Project: \$535,000