

AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF MERCER ISLAND
SUBURBAN CITY OPEN SPACE ACQUISITION PROJECTS

Preamble

The King County Council, through Ordinance 9128, has established a Conservation Futures Fund and appropriated proceeds to King County, the City of Seattle, and certain suburban cities. Ordinance 9430 provided for the use of Conservation Futures Funds collected in the years 1990 through 1993 for the completion of projects as set forth in Ordinance 9071. This amendment is entered into to provide for the allocation of additional funds made available for project completion. The parties have agreed to amend the existing Interlocal Cooperative Agreement to provide for additions in the references to the fund allocation.

THIS AMENDMENT is entered into between the CITY OF MERCER ISLAND ("City") and KING COUNTY, and amends and attaches to and is a part thereof of the existing Interlocal Cooperation Agreement entered into between the parties, dated the 5th day of June, 1990.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

The third paragraph of the Recitals Section is hereby amended to provide for future allocations of Conservation Futures Funds. The opening sentence of paragraph three hereafter reads:

The Open Space Citizens Advisory Committee has recommended allocation of conservation Future Funds from the suburban City Open Space Acquisition Projects following notification to the suburban cities that funds were available, provision of an opportunity for the suburban cities to respond and receipt by the committee of requests for funding, all pursuant to Ordinance 8867.

The fourth paragraph is also amended to provide for the 1990 allocation, and hereafter reads:

On September 16, 1991, the King County Council passed Ordinance 10104, which appropriated a total of \$1,100,000 in Conservation Futures Levy proceeds to suburban cities. The Council, by Motion 8361, has approved the allocation of 1990 Conservation Futures Funds to the suburban cities and authorized the King County Executive to enter into interlocal cooperation agreements with the suburban cities in order to initiate the approved projects.

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Amendment 2: Article VII, Responsibility of County

The first two sentences of this article are amended to include attachment B, which lists the 1990 Suburban Conservation Futures Allocation, and hereafter reads:

Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amount shown in Attachments "A" and "B". The City may request additional funds; however, the County has no obligation to provide funds to the City in excess of the amount shown in attachments "A" and "B".

In all others respects, the terms, conditions, duties and obligations of both parties shall remain the same as agreed to in the Interlocal Cooperative Agreement.

This document shall be attached to be a part of the existing Interlocal Cooperative Agreement.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

CITY OF Mercer Island

Tim Hill
TIM HILL
King County Executive

Bob Hales
BY: Mayor, Pro Tem

11/19/91
Date

October 28, 1991
Date

Acting under the authority of Motion Number _____

Acting under the authority of Interlocal Cooperative Agreement

Approved as to form:
Norm Maleng

Approved as to form:
Wayne Stewart, Assistant City Attorney

NORM MALENG
King County Prosecuting Attorney

ATTEST:
Candice Stephens
City Clerk, Associate

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ATTACHMENT B

1990 CONSERVATION FUTURES
SUBURBAN CITIES ALLOCATION

<u>Jurisdiction</u>	<u>Project</u>	<u>Allocation</u>
Bellevue	Mercer Slough (Moon/Ross)	\$100,000
Bellevue	Kelsy Creek Park	\$100,000
Bothell	Bothell Landing	\$100,000
Des Moines	North Midway Park	\$100,000
Federal Way	S.W. 363rd Open Space	\$100,000
Kent	Lake Fenwick Trail	\$100,000
Mercer Island	S.E. 53rd Pl. Open Space	\$100,000
North Bend	Tolgate Farm	\$100,000
Renton	Lake Washington Vistas	\$100,000
Renton	Black River Forest	\$200,000
TOTAL		<u>\$1,100,000</u>

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