

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND CITY OF MERCER ISLAND
FOR OPEN SPACE BOND 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 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 fourth paragraph of the Recitals Section is hereby amended to provide for the 1991 allocation, and hereafter reads:

"On May 26, 1992, the King County Council passed Ordinance 10392, which appropriated a total of \$5,400,000 in Conservation Futures Levy proceeds to King County, the City of Seattle and suburban cities. The Council, by Motion 8663, has approved the allocation of 1991 Conservation Futures Funds to the jurisdictions and authorized the King County Executive to enter into interlocal cooperation agreements with the suburban cities in order to initiate the approved projects."

Amendment 2: Article VII, Responsibility of County

The first two sentences of this article are amended to include Attachment C, which lists the 1991 Suburban Conservation Futures Allocation, and hereafter reads:

"Subject to the terms of this agreement, and the conditions listed in Attachment C, the County will provide Conservation Futures Levy Funds in the amount shown in Attachments A, B and C. 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, B and C."

In all other 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

Jesus Sanchez by [Signature]
TIM HILL
King County Executive

[Signature]
Acting City Manager

07/20/92
Date

6/23/92
Date

Acting under the authority of
Motion Number 8063

Acting under the authority of
N/A

Date N/A

Approved as to form:

Approved as to form:

[Signature]
NORM MALENG
King County Prosecuting Attorney

[Signature]
City Attorney

ATTEST:

[Signature]
City Clerk

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ATTACHMENT C

**1991 CONSERVATION FUTURES
KING COUNTY, CITY OF MERCER ISLAND
AND SUBURBAN CITIES ALLOCATIONS**

<u>Jurisdiction</u>	<u>Project</u>	<u>Allocation</u>
King County	Greenwood Property	\$1,000,000
King County	Swamp Creek	575,000
Seattle	Northeast Queen Anne Greenbelt	1,000,000
Seattle	Belltown P-Patch	300,000
Seattle	North Beach Natural Area	200,000
Bellevue	South of I-90	150,000
Federal Way	Adelaide/Lakota	100,000
Kirkland	Juanita Bay Park	335,000
Mercer Island	Southeast 53rd Place Greenbelt	100,000 ✓
Renton	Black River Forest	1,500,000
Tukwila	Macadam Wetland	140,000
	TOTAL	<u>\$5,400,000</u>

Conditions

City of Seattle - Belltown P-Patch is located at the northeast corner of Vine Street and Elliott Avenue in The City of Seattle. This allocation is made subject to the condition that The City of Seattle acquire all five parcels within this Project.

City of Renton - Black River Forest is a multi-parcel project located in the City of Renton on Oakdale Avenue. This allocation is made subject to a plan of acquisition of property within the project that provides for public access and wildlife habitat protection as approved by the Executive in an interlocal agreement with the City of Renton.

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May 22, 1992
92-329.ORD (NM:clt)

Bruce Laing, Paul Barden,
Audrey Gruger, Greg Nickels,
Larry Phillips and
Introduced by: Ron Sims

Proposed No.: 92 - 329

ORDINANCE NO. **10392**

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AN ORDINANCE appropriating \$5,400,000 to the Conservations Futures Fund for purchase of Options and parcels of land by King County and the City of Seattle, and suburban cities, and appropriating \$1,575,000 to the Open Space Non-Bond Fund projects and authorizing the expenditure of \$61,500 from the Conservation Futures Contingency CIP Project #316021 for the Vashon Island Rookery and the Kiwanis Ravine Heron Rookery Projects, and amending Ordinance No. 10182, Section 97 and Attachment 2, as amended.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. There is hereby approved and adopted an appropriation of \$5,400,000 to the Conservation Futures Fund from unappropriated fund balance for purchase of options and parcels of land by King County (County CFL Contingency - \$1,575,000 in Project #315100) and the City of Seattle (Seattle CFL Contingency - \$1,500,000 in Project #315400) and suburban cities (Suburban CFL Contingency - \$2,325,000 in Project #315700).

An expenditure of \$22,000 from the Conservation Futures Contingency Project No. 316021 is authorized for the Maury Island Heron Rookery and an expenditure of \$39,500 from the Conservation Futures Contingency Project No. 316021 is authorized for the Kiwanis Ravine Heron Rookery Project.

SECTION 2. There is hereby approved and adopted an appropriation of \$1,575,000 to the Open Space Non-Bond Fund from the King County CFL Contingency Fund for purchase of options and parcels of land by King County:

Greenwood (Non-Bond)	
Project No. 352213	\$1,000,000
Swamp Creek (Non-Bond)	
Project No. 352235	575,000

1 SECTION 3. There is hereby approved and adopted an
 2 appropriation of \$2,325,000 to the Conservation Futures
 3 Suburban Cities' projects from the Suburban Conservation
 4 Futures Contingency Fund, for purchase of options and parcels
 5 by suburban cities:

6	Bellevue CFL Contingency	
7	Project No. 315713	\$ 150,000
8	Federal Way CFL Contingency	
9	Project No. 315722	100,000
10	Kirkland CFL Contingency	
11	Project No. 315726	335,000
12	Mercer Island CFL Contingency	
13	Project No. 315729	100,000
14	Renton CFL Contingency	
15	Project No. 315736	\$ 1,500,000
16	Tukwila CFL Contingency	
17	Project No. 315737	140,000

18 SECTION 4. Ordinance No. 10182, Section 97, as amended,
 19 is hereby amended by adding thereto and inserting therein the
 20 following:

21 From the several capital improvement project funds there
 22 are hereby appropriated and authorized to be disbursed the
 23 following amounts for the specific projects identified in
 24 Attachment No. 1 of this ordinance.

25 Fund Capital Fund

26	315	Conservation Futures Levy Fund	\$ 5,400,000
27	352	Open Space Non-Bond Fund	1,575,000

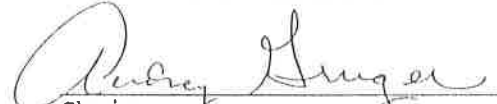
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1 SECTION 5. The project pages attached hereto are hereby
2 adopted.

3 INTRODUCED AND READ for the first time this 4th
4 day of May, 1992.

5 PASSED this 26th day of May, 1992.

6 KING COUNTY COUNCIL
7 KING COUNTY, WASHINGTON

8 
9 Chair

10 ATTEST:

11 
12 Clerk of the Council

13 APPROVED this 5th day of June, 1992.

14 
15 King County Executive

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1 Revision to Attachment 2 of Ordinance 10182
2 Reflecting the impact of the 1992 allocation of 1991
3 Conservation Futures to King County, the City of Seattle and
4 suburban cities:

5 Fund Description

6	315	Conservation Futures Levy Fund	
7		315100 County CFL Contingency	\$1,575,000
8		315400 Seattle CFL Contingency	500,000
9		315700 Suburban CFL Contingency	2,325,000
10		315713 Bellevue CFL Contingency	150,000
11		315722 Federal Way CFL Contingency	100,000
12		315726 Kirkland CFL Contingency	335,000
13		315729 Mercer Island CFL Contingency	100,000
14		315736 Renton CFL Contingency	1,500,000
15		315737 Tukwila CFL Contingency	140,000
16	352	Open Space Non-Bond County Projects Fund	
17		352213 Greenwood (Non-Bond)	1,000,000
18		352235 Swamp Creek (Non-Bond)	575,000

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MAURY ISLAND HERONRY: FUNDING NEEDS

MONEY RAISED BY VASHON -MAURY ISLAND LAND TRUST

Fundraisers	\$ 7,110
Individuals	22,740
Vashon-Maury Audubon	1,500
Other Organizations	2,700
Subtotal	34,050

Vashon Park District	10,000
Bullitt Foundation	10,000
Martin Miller Fund	5,000
Subtotal	25,000

TOTAL	59,050
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Downpayment on lot for trade to obtain parcel #3	-10,000
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FINAL TOTAL	\$49,050
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COSTS OF PARCELS 1 and 2:

5 acres	52,500
8 acres	90,000
TOTAL	142,500

The Interagency Committee has offered state matching funds up to a total project cost of \$205,000.

LOCAL SHARE OF COSTS FOR PARCELS 1 AND 2	71,250
LOCAL MONEY AVAILABLE	49,050
AMOUNT STILL NEEDED	\$ 22,200

The total cost of the third parcel could be anywhere in the range \$40,000 to \$60,000. If the trade presently being offered works out, it will be about \$45,000.

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May 4, 1992
NC/lk P:303I.2

MOTION NO. 8663

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A MOTION supporting the Open Space Citizen Oversight Committee's recommendation for allocation of conservation futures levy proceeds to King County, the City of Seattle and suburban cities for the purpose of providing funding for Open Space acquisition activities.

WHEREAS, R.C.W. 84.34.230 grants counties the right to levy a property tax for the purpose of acquiring conservation futures in real property, pursuant to R.C.W. 84.34.210 and R.C.W. 84.34.220, and

WHEREAS, by ordinance, conservation futures levy proceeds are collected by King County, and

WHEREAS, Ordinance 8867, as amended by Ordinance 9430 (codified in K.C.C. 26.12) establishes King County's policies and procedure regarding distribution of conservation futures levy proceeds to King County, and city governments within King County, and

WHEREAS, Ordinance 9128 establishes a Conservation Futures Levy Fund to provide for receipt and disbursement of conservation futures levy proceeds and designates that jurisdictions may use conservation futures for projects included in the 1989 Open Space Bond for expenses related to property acquisition, and

WHEREAS, K.C.C. 26.12 directs the open space citizen oversight committee to review and make recommendations to the executive on all requests for conservation futures levy proceeds, and

WHEREAS, the open space citizen oversight committee has reviewed requests from King County and incorporated cities within King County;

NOW, THEREFORE BE IT MOVED by the Council of King County:
A. The King County council hereby approves the allocation of conservation futures levy proceeds to the projects

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identified in Attachment A, in the amounts shown, but subject to the conditions listed.

B. The executive is authorized to enter into and execute contracts and interlocal agreements that may be necessary for the distribution of these funds.

PASSED this 26th day of May, 1992.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Audrey Griggs
Chair

ATTEST:

Gerald A. Peterson
Clerk of the Council

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ATTACHMENT A

1991 CONSERVATION FUTURES
KING COUNTY, CITY OF SEATTLE
AND SUBURBAN CITIES ALLOCATIONS

<u>Jurisdiction</u>	<u>Project</u>	<u>Allocation</u>
King County	Greenwood Property	\$1,000,000
King County	Swamp Creek	\$575,000
Seattle	Northeast Queen Anne Greenbelt	\$1,000,000
Seattle	Belltown P-Patch (Opportunity Project)	\$300,000
Seattle	North Beach Natural Area	\$200,000
<u>Suburban Cities</u>		
Bellevue	South of I-90	\$150,000
Federal Way	Adelaide/Lakota	\$100,000
Kirkland	Juanita Bay Park	\$335,000
Mercer Island	SE 53rd Place Greenbelt	\$100,000
Renton	Black River Forest	\$1,500,000
Tukwila	Macadam Wetland	\$140,000
TOTAL		\$5,400,000

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King County
Greenwood Property is a 19 acre parcel located in the City of Issaquah on Lake Sammamish adjacent to Lake Sammamish State Park and Interstate 90.

Swamp Creek is a 47 acre set of properties located at the confluence of Swamp Creek and the Sammamish River in Kenmore, along Northeast 175th Street.

City of Seattle
Northeast Queen Anne Greenbelt is located along Aurora Boulevard (State Route 99) in the Queen Anne neighborhood in Seattle.

Belltown P-Patch is located at the northeast corner of Vine Street and Elliot Avenue in The City of Seattle. This allocation is made subject to the condition that The City of Seattle acquire all five parcels within this Project.

North Beach Natural Area, also known as the Edgewater Ravine, is located on 30th Avenue Northwest in the City of Seattle.

ATTACHMENT A (Continued)

Suburban Cities

South of I-90 is a 9 acre parcel located on 160th Place Southeast on the west slope of Cougar Mountain in the City of Bellevue.

Adelaide/Lakota is a wooded 9.91 acre site located in the City of Federal Way at Southwest 340th Street.

Juanita Bay Park is a set of three adjacent properties located along Forbes Creek Drive in the City of Kirkland.

SE 53rd Place Greenbelt is a 21 acre wooded greenbelt located along Southeast 53rd Place in the City of Mercer Island.

Black River Forest is a multi-parcel project located in the City of Renton on Oakdale Avenue. This allocation is made subject to a plan of acquisition of property within the project that provides for public access and wildlife habitat protection as approved by the Executive in an interlocal agreement with the City of Renton.

Macadam Wetland is a multi-parcel project located on 53rd Avenue South in the City of Tukwila.

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