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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**  
**MS – KSC-NR-600**  
201 SOUTH JACKSON, SUITE 600  
Seattle, WA 98104-1614  
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**Amendment to the Conservation Futures Interlocal Agreement**

**January 23, 2003**

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

Parties **Mercer Island &  
King County**

Project: **Conservation Futures**

**AMENDMENT TO THE CONSERVATION FUTURES  
INTERLOCAL COOPERATION AGREEMENT  
BETWEEN KING COUNTY AND THE CITY OF MERCER ISLAND  
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 MERCER ISLAND 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 5th day of June, 1990, 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 Pioneer Park Acquisition, and hereafter reads:

- On September 30, 2002 the King County Council passed Ordinance 14485, which appropriated a total of One Hundred Thousand Dollars (\$100,000) in Conservation Futures Levy proceeds to the City of MERCER ISLAND for the Pioneer Park acquisition Project. On September 30, 2002 The King County Council passed Ordinance 14486, 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 14485.

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

Section 5.1 is appended to include Attachment E, which lists a 2002 Conservation Futures Levy Allocation for the Pioneer Park Acquisition project.

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

The first two sentences of this article are appended to include Attachment E, which lists a 2002 Conservation Futures Levy proceeds allocation for the Pioneer Park 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.

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

CITY OF MERCER ISLAND

  
Ron Sims  
King County Executive

  
Richard M. Conrad  
City Manager

Date: 1/21/03  
Acting under the authority of  
Ordinance 14486

Date 12.20.02  
Acting under the authority of  
City Council Approval of 12/2/02

Approved as to form:

Approved as to form:

  
for NORM MALENG  
King County Prosecuting Attorney

  
LONDI K. LINDELL  
City Attorney

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**ATTACHMENT E**

**2002 CONSERVATION FUTURES LEVY  
CITY OF MERCER ISLAND  
ALLOCATION**

<b>Jurisdiction</b>	<b>Project</b>	<b>Allocation</b>
MERCER ISLAND	Pioneer Park	\$100,000
	<b>TOTAL</b>	<b>\$100,000</b>

**Project Description: Pioneer Park: This two-parcel, 1.8-acre project consists of fee simple and conservation easement acquisition of a wooded ravine and upland area with a stream corridor to connect Pioneer Park from the east on East Mercer Way. This grant is made contingent on the City agreeing to make safety improvements to improve the currently informal parking located at the base of the trail on East Mercer Way.**

**City of MERCER ISLAND – Pioneer Park Acquisition                      \$100,000**