

King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
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KING COUNTY, WA

Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Milton for
Open Space Acquisition Projects

February 27, 2004

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

Parties **City of Milton and**
King County

Project: **Conservation Futures**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF MILTON
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, through the procedures set forth in Ordinance 8867, as amended by Ordinance 13717. 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 MILTON 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 April, 1999.

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 Interurban Trail Acquisition, and hereafter reads:

- On September 30, 2002 the King County Council passed Ordinance 14485, which appropriated a total of Thirty Thousand Dollars (\$30,000) in Conservation Futures Levy proceeds to the City of MILTON for the Interurban Trail 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 B, which lists a 2002 Conservation Futures Levy Allocation for the Interurban Trail Acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment B, which lists a 2002 Conservation Futures Levy proceeds allocation for the Interurban Trail 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 B to be used

for the Projects listed in Attachments A through B. 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 B. 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: 2/23/04
Acting under the authority of
Ordinance 14486

Approved as to form:


NORM MALENG
King County Prosecuting Attorney

CITY OF MILTON


Mayor

Date October 22, 2003
Acting under the authority of
Resolution: 1625

Approved as to form:


PHIL OLBRECHTS
City Attorney

ATTACHMENT B

**2002 CONSERVATION FUTURES LEVY
CITY OF MILTON
ALLOCATION**

Jurisdiction	Project	Allocation
MILTON	Interurban Trail Acquisition	\$30,000
	TOTAL	\$30,000

Project Description:

Interurban Trail: This project is a 1.8-acre site located on 28th Avenue South near SR161 that will provide access to the Interurban Regional Trail with a natural buffer to provide safer and more convenient entrance to the trail, with limited parking.

City of MILTON – Interurban Trail Acquisition \$30,000