

King County Water and Land Resources
Open Space Acquisitions Unit
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Seattle, WA 98104



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KING COUNTY, WA

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

January 15, 2016

Department: **DNRP/WLRD Open Space Acquisitions Unit**

Parties: **City of Newcastle and
King County**

Project: **Conservation Futures**

Amendment C

Reference No. of
Related Document: 20090327001060

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF NEWCASTLE
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 14714. 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 NEWCASTLE 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 19th day of June, 1998.

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 Newcastle Lake Boren Open Space Project, and hereafter reads:

- On November 17, 2014, the King County Council passed Ordinance 17941, which appropriated a total of Two Hundred and Fifty-Six Thousand (\$256,000) in Conservation Futures Levy proceeds to the City of Newcastle for the Lake Boren Open Space acquisition Project. On April 20, 2015 the King County Council passed Ordinance 18023, 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 17941.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include references to Attachment C, which lists a 2015 Conservation Futures Levy Allocation for the Lake Boren Open Space acquisition Project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment C, which lists a 2015 Conservation Futures Levy Allocation for the Lake Boren Open Space acquisition Project, as follows:

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

The attachments to the interlocal agreement are hereby amended by adding Attachment C, 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

CITY OF NEWCASTLE


Dow Constantine
King County Executive


Robert Wyman
City Manager

for Date 1/14/2016


Date 12/17/15


Acting under the authority of
Ordinance 18023

Acting under the authority of
Ordinance: 2015-____

Approved as to form:

Approved as to form:

for 
DAN SATTERBERG
King County Prosecuting Attorney


Dawn Reitan
City Attorney

ATTACHMENT C

2015 CONSERVATION FUTURES LEVY
CITY OF NEWCASTLE ALLOCATION

Jurisdiction	Project	Allocation
Newcastle	1123818 Lake Boren Open Space (Ordinance 17941)	\$ 256,000
TOTAL		\$ 256,000

Project Description:

Ordinance 18023:

1123818 Newcastle – Lake Boren Open Space

This new project will acquire two parcels totaling 3.52 acres at the south end of Lake Boren in Newcastle, west of Coal creek Parkway. The properties are adjacent to Lake Boren Park and contain houses that will be removed.

City of NEWCASTLE

\$ 256,000