

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 Pacific for
Open Space Acquisition Projects

October 16, 2014

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

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

Project: **Conservation Futures**

Amendment C

Reference No. of
Related Document: **20080919001180**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF PACIFIC
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 PACIFIC 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 9th day of November 2006, 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 Hatch Habitat acquisition Project, and hereafter reads:

- On November, 15, 2010, the King County Council passed Ordinance 16984, which appropriated a total of Eighty Thousand Dollars (\$80,000) in Conservation Futures Levy proceeds to the City of Pacific for the Hatch Habitat acquisition Project. On June 27, 2011 the King County Council passed Ordinance 17125, 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 16984.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include reference to Attachment C, which lists a 2011 Conservation Futures Levy allocation for the Hatch Habitat acquisition Project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include references to Attachment C, which lists a 2011 Conservation Futures Levy proceeds allocation for the Hatch Habitat 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 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

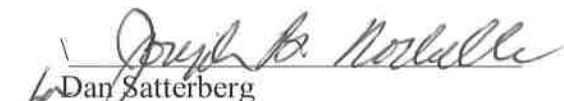
CITY OF PACIFIC


Dow Constantine
King County Executive
Date: 1/14/2014
Acting under the authority of
Ordinance 17125


Leanne Guier
Mayor
Date:
Acting under the authority of
Resolution 2014-196

Approved as to form:

Approved as to form:


Dan Satterberg
King County Prosecuting Attorney


City Attorney

ATTACHMENT C

**2011 CONSERVATION FUTURES LEVY
CITY OF PACIFIC ALLOCATION**

Jurisdiction	Project	Allocation
PACIFIC	Hatch Habitat	\$80,000
TOTAL		\$80,000

Project Description:

315808 Pacific - Hatch Habitat

This project consists of the acquisition of a 1.36-acre open space parcel adjacent to the Interurban Trail and containing Milwaukee Creek. It is located at 2nd Avenue SW and Seattle Avenue S in Pacific. The site will be restored to improve natural habitat and the riparian functions of the creek, as well as provide local public access to open space.

City of PACIFIC – Hatch Habitat

\$80,000