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King County Water and Land Resources
Open Space Acquisitions Unit
201 South Jackson Street, Suite 600
Seattle, WA 98104

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

August 18, 2015

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

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

Project: **Conservation Futures**

Amendment AC

Reference No. of
Related Document: **20140401000566**

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF SEATTLE
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 SEATTLE 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 (ILA), as previously amended.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

The following paragraphs are hereby added to the Recitals Section to provide for a Conservation Futures Levy Fund allocation for the Chinatown/International District Urban Center Park UCP, Greenwood/Phinney UCP, University District UCP, Smith Cove Park Addition, West Seattle Junction, South Park Plaza, Baker Park Addition, and 48th and Charlestown acquisition Projects, and hereafter read:

- On November 15, 2010, the King County Council passed Ordinance 16984, which allocated Seven Hundred and Fifty Thousand Dollars (\$750,000) in CFL proceeds to the City for the Chinatown/International District Urban Center Park (ID UCP) acquisition Project, conditioned upon the City identifying and King County approving a specific site for the ID UCP, and which allocated Five Hundred Thousand Dollars (\$500,000) in CFL proceeds to the City for the Greenwood/Phinney Urban Center Park (Greenwood UCP) acquisition Project, conditioned upon the City identifying and King County approving a specific site for the Greenwood UCP. On June 27, 2011 the King County Council passed Ordinance 17125, authorizing the King County Executive to enter into interlocal agreements with the City for the disbursement of CFL proceeds as provided in Ordinance 16984, subject to the City identifying and King County approving specific sites for the ID UCP and the Greenwood UCP. On February 22, 2012 King County and the City signed Amendment Z to the CFL Interlocal for the disbursement of CFL proceeds as provided in Ordinance 16984 with the condition that the City identify and King County approve specific sites for the ID UCP and the Greenwood UCP. On February 11, 2013, the King County Council passed Ordinance 17524, which approved the selection of sites for the ID

UCP and the Greenwood UCP, satisfying the conditions in Amendment Z to the CFL Interlocal

- On November 9, 2011, the King County Council passed Ordinance 17232, which allocated Five Hundred thousand dollars (\$500,000) in CFL proceeds to the City for the University District Urban Center Park (University UCP) acquisition Project, conditioned upon the City identifying and King County approving a specific site for the University UCP. On June 18, 2012, the King County Council passed Ordinance 17345, authorizing the King County Executive to enter into interlocal agreements with the City for the disbursement of CFL proceeds as provided in Ordinance 17232, with the condition that the City identify and King County approve a specific site for the University UCP; and on April 25, 2013, King County and the City signed Amendment AA to the CFL Interlocal, with the condition that the City identify and King County approve a specific site for the University UCP. On June 18, 2012, the King County Council passed Ordinance 17349, which allocated an additional \$72,846 in CFL proceeds to the City for the University UCP acquisition Project. On December 2, 2013, the King County Council passed Ordinance 17704, which approved the City's selection of a site for the University UCP, satisfying the condition in Amendment AA to the CFL Interlocal, and which authorized the King County Executive to enter into an interlocal agreement with the City of Seattle for the disbursement of CFL proceeds for the University UCP acquisition Project provided for in Ordinance 17349.
- On July 9, 2013, the King County Council passed Ordinance 17619, which appropriated a total of Six Hundred and Twenty-Five Thousand Dollars (\$625,000) in CFL proceeds to the City of Seattle for the Smith Cove Park Addition acquisition Project. On December 2, 2013, the King County Council passed Ordinance 17704, 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 17619.
- On December 9, 2013, the King County Council passed Ordinance 17707, which appropriated a total of Two Million, Nine Hundred and Twenty-Five Thousand Dollars (\$2,925,000) in CFL proceeds to the City of Seattle for the West Seattle Junction, Smith Cove Park Addition, South Park Plaza, Baker Park Addition, and 48th and Charlestown acquisition Projects. On April 28, 2014 the King County Council passed Ordinance 17795, 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 17707.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment AC, which lists 2011, 2012, 2013 and 2014 Conservation Futures Levy allocations for the Chinatown/International District UCP, Greenwood/Phinney UCP, University District UCP, Smith Cove Park Addition, West Seattle Junction, South Park Plaza, Baker Park Addition, and 48th and Charlestown acquisition Projects.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include Attachment AC, which lists 2011, 2012, 2013 and 2014 Conservation Futures Levy proceeds allocations for the Chinatown/International District UCP, Greenwood/Phinney UCP, University District UCP, Smith Cove Park Addition, West Seattle Junction, South Park Plaza, Baker Park Addition, and 48th and Charlestown acquisition Projects:

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

The attachments to the interlocal agreement are hereby amended to include references to Attachment AC, which is hereby attached to the Interlocal Cooperation 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 SEATTLE



Dow Constantine
King County Executive



Edward B. Murray
Mayor

6/14/15

Date

6-26-15


Date

Acting under the authority of
Ordinances 17524, 17704, and 17795
Dated: February 11, 2013, December 2, 2013,
and April 28, 2014


Acting under the authority of
Ordinance 124762
Dated: May 1, 2015

Approved as to form:

Approved as to form:



Dan Satterberg
King County Prosecuting Attorney



Peter S. Holmes
Seattle City Attorney

ATTACHMENT AC

**2011, 2012, 2013, AND 2014 CONSERVATION FUTURES LEVY
CITY OF SEATTLE ALLOCATIONS**

Jurisdiction	Project	Allocation
Seattle (Ordinance 17349)	Chinatown/International District UCP	Approves Site Location
Seattle (Ordinances 17349)	Greenwood/Phinney UCP	Approves Site Location
Seattle (Ordinance 17349)	University District UCP	\$ 72,846
Seattle (Ordinance 17704)	University District UCP	Approves Site Location
Seattle (Ordinance 17619)	Smith Cove Park Addition	\$ 625,000
Seattle (Ordinance 17707)	Smith Cove Park Addition	\$ 875,000
Seattle (Ordinance 17707)	West Seattle Junction	\$ 1,000,000
Seattle (Ordinance 17707)	South Park Plaza	\$ 500,000
Seattle (Ordinance 17707)	Baker Park Addition	\$ 200,000
Seattle (Ordinance 17707)	48 th and Charlestown	\$ 350,000
TOTAL		\$ 3,622,846

Project Descriptions:

(from Ordinance 17524):

1047211 International District Urban Center Park

This project received \$750,000 in Conservation Futures funding from King County with the understanding that Seattle would work with local community leaders and groups in the International District, which is underserved with open space, to identify an open space site for final approval by King County. This action confirms Seattle's selection of a site on Jackson Street in the International District, about one half block north of 12th Avenue.

1047216 Greenwood/Phinney Urban Center Park

This project received \$500,000 in Conservation Futures funding from King County with the understanding that Seattle would choose among three sites in the Greenwood/Phinney Ridge neighborhood on Greenwood Avenue, which is underserved with open space, for final approval by King County. This action will approve Seattle's selection of a site on Greenwood Avenue at 81st Street, directly across 81st Street from the recently-constructed neighborhood branch of the Seattle Public Library.

1112180 University District Urban Center Park

\$72,846 in Conservation Futures funds will be reallocated to this project from the recently-completed University District/Denny Triangle UCP project. That older project has a similar goal of acquiring open space in the University District neighborhood, which is underserved with open space, and has a need for additional funding for project completion.

(Ordinance 17704):

1112180 University District Urban Center Park

This project received Conservation Futures funding by Ordinance 17232 with supplemental funding by Ordinance 17349, under the condition that Seattle would identify a final open space site for approval by King County. King County approves Seattle's selection of the site on 9th Avenue NE, adjacent to Christy Park and south of NE 43rd Street in the University District.

1116261 SEA Smith Cove Park Addition

\$625,000 in CFT funds will be reallocated to this project from the abandoned First Hill Open Space CFT project, also in Seattle.

(Ordinance 17795):

1116261 Seattle - WLFC SEA Smith Cove Park Addition

2014: \$875,000 is added to this project to complete King County's Conservation Futures funding for this acquisition.

1122039 Seattle - WLFC West Seattle Junction Urban Village Park

The West Seattle Junction Urban Village project is a new project that will acquire two parcels of approximately .26 acres to create a new community park in the mixed-use, high-density neighborhood near the intersection of SW Alaska Way and Fauntleroy Way.

1122040 Seattle - WLFC SEA South Park Plaza

This new project will establish an approximately 1.3-acre passive use greenspace within a larger park that is being created on 14th Avenue South, in the South Park community. It is located just north of the soon-to-be-completed South Park replacement bridge on the western shore of the Duwamish Waterway.

1122041 Seattle - WLFC SEA Baker Park Addition

The Baker Park Addition Project is a new project that will acquire a .25-acre property on 14th Avenue NW, immediately south of Baker Park in Seattle's Crown Hill Neighborhood. The goal is to enlarge the existing park, allow more light into it, and improve the general usability of the park.

1122042 Seattle - WLCF 48th and Charlestown

The goal of this new project is to acquire an approximately .25-acre property for a new local park in West Seattle. It is located at the corner of 48th Street SW and SW Charlestown Street.

City of Seattle:

\$ 3,622,846

Chinatown/International District UCP, Greenwood/Phinney UCP, University District UCP, Smith Cove Park Addition, West Seattle Junction, South Park Plaza, Baker Park Addition, and 48th and Charlestown acquisition Projects