

UPON FILING INTEROFFICE COPY TO:

King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
Attention: Pat Ross
MS - KSC-NR-600
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Seattle, WA 98104-1614
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FILING COVER SHEET

Amendment M to the Conservation Futures Interlocal Agreement

September 16, 2002

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

Parties **City of Seattle & King County**

Project: **Conservation Futures**

Legal Description (abbreviated): Tract 15, Conover Park & Lots 7 and 10, Block A, Georgetown Addition to Seattle

Additional legal(s) on: Page 3, Attachment M

Assessor's Tax Parcel ID#: 1744700150 and 2734100045

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**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. Ordinance 9430 provided for the use of Conservation Futures Levy proceeds collected in the years 1990 through 1993 for the completion of projects as set forth in Ordinance 9071. Ordinance 10750 established a biennial allocation process that began in 1994. This amendment is entered into to provide for the allocation of a portion of the proceeds made available from the 1998 and 1999 Conservation Futures Levy proceeds.

THIS AMENDMENT is entered into between the CITY OF SEATTLE ("City") 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.

The parties agree to the following amendments:

Amendment 1: Article 1. Recitals

A paragraph is hereby added to the Recitals Section to provide for an allocation of 1998 and 1999 Conservation Futures Levy proceeds, and hereafter reads:

"On February December 3, 1999 the King County Council passed Ordinance 13678, which appropriated a total of Seventy Thousand Dollars (\$70,000) in Conservation Futures Levy proceeds to the City of Seattle. The Council has approved the allocation of 1998 and 1999 Conservation Futures Levy proceeds to the City of Seattle and through Ordinance 14369 authorized the King County Executive to amend the existing interlocal cooperation agreement with the City of Seattle in order to initiate the approved payments."

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment M, which lists the 1998 and 1999 Conservation Futures Levy proceeds allocation for the City of Seattle's Leschi Natural Area and Georgetown Neighborhood Open Space Projects, and hereafter reads:

"Section 5.1, Project Description. Funds available pursuant to this agreement may be used only for Projects. Current Projects are listed in Attachments A through M. The County may approve other Projects in the future."

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Amendment 2: Article VII. Responsibilities of County

The first two sentences of this article are amended to include Attachment M, which lists the 1998 and 1999 Conservation Futures Levy proceeds allocation for the City of Seattle's Leschi Natural Area and Georgetown Neighborhood Open Space Projects Projects, and hereafter read:

“Subject to the terms of this agreement, the County will provide Conservation Futures Levy Funds in the amounts shown in Attachments A through M to be used for the Projects listed in Attachments A through M. 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 M. The County assumes no obligation for 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.

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:

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KING COUNTY

Ron Sims for

Ron Sims
King County Executive

9/12/02
Date

Acting under the authority of
Ordinance: 14369
Dated: May 28, 2002

Approved as to form:

Norm Maleng
NORM MALENG
King County Prosecuting Attorney

CITY OF SEATTLE

Greg Nickels
Greg Nickels
Mayor

19 August 2002
Date

Acting under the authority of
Ordinance: 120464
Dated: July 30, 2001

Approved as to form:

Thomas A. Carr
Thomas A. Carr
City Attorney

Judith B. Nevins
By: Judith B. Nevins
Assistant City Attorney

ATTACHMENT M

1998 and 1999 CONSERVATION FUTURES LEVY PROCEEDS
CITY OF SEATTLE
ALLOCATION

<u>Jurisdiction</u>	<u>Project</u>	<u>Allocation</u>
Seattle	Leschi Natural Area	\$ 50,000
	Georgetown Open Space	\$ 20,000
	TOTAL	\$ 70,000

Project Description

City of Seattle - Leschi Natural Area **\$50,000**

This property is a vacant 0.19 acre parcel in the Leschi Natural Area located adjacent to current City ownership.

Tax acct no: 1744700150

Legal description: Tract 15, Conover Park according to plat thereof recorded in Volume 15 of plats; Page 41, in King County, Washington

City of Seattle - Georgetown Open Space **\$20,000**

The goal of this project is to acquire needed open space in the densely populated Seattle community of Georgetown. The City is negotiating to purchase a 0.81 acre site in Georgetown and needs \$20,000 in additional funding to complete the purchase. The property is owned by WSDOT and will be sold to the City for \$180,000.

Tax acct no: 2734100045

Legal description: Lots 7 and 10, Block A, Georgetown Addition to Seattle, according to the plat recorded in Volume 5 of Plats, page 9, In King County, Washington.

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