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King County
Department Of Natural Resources And Parks
Water And Land Resources Division
Open Space Acquisitions Unit
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Amendment to Conservation Futures
Interlocal Cooperation Agreement
Between King County and the City of Seattle for
Open Space Acquisition Projects

August 8, 2006

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

Parties **City of Seattle and**
King County

Project: **Conservation Futures**

Amendment "S"

**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, 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 the **2003 Conservation Futures Levy Fund Allocation**, and hereafter reads:

“On November 25, 2002, the King County Council passed Ordinance 14517, which appropriated a total of Two Hundred Thousand Dollars (\$200,000) in Conservation Futures Levy proceeds to the City of Seattle for the **Salmon Bay Acquisition Project**. On September 27, 2004 the King County Council passed Ordinance 15024, 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 14517.”

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment S, which lists a 2003 Conservation Futures Levy Allocation for the City of Seattle’s Salmon Bay acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include Attachment S, which lists the 2003 Conservation Futures Levy proceeds allocation for the City of Seattle’s Salmon Bay acquisition project 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 S to be used for the Projects

listed in Attachments A through S. 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 S. 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

Pam Bissonnette for
Ron Sims
King County Executive

7/31/06
Date

Acting under the authority of
Ordinance 15024
Dated: September 27, 2004

Approved as to form:

Joseph B. Rochelle
for Norm Maleng
King County Prosecuting Attorney

CITY OF SEATTLE

Gregory J. Nickels
Gregory J. Nickels
Mayor

July 3, 2006
Date

Acting under the authority of
Ordinance 121994
Dated: November 28, 2005

Approved as to form:

Thomas A. Carr
Thomas A. Carr
City Attorney
Assistant City Attorney

ATTACHMENT "S"

2003
CONSERVATION FUTURES LEVY
CITY OF SEATTLE ALLOCATION

Jurisdiction	Project	Allocation
Seattle	Salmon Bay Acquisition	\$200,000
TOTAL		\$200,000

Project Description:

City of Seattle **Salmon Bay Acquisition** **\$200,000**

The Salmon Bay acquisition project consists of properties which would provide a positive contribution to the aquatic ecology, public access/interpretation, and/or habitat in the Salmon Bay watershed of Seattle.