



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

September 27, 2004

Ordinance 15024

Proposed No. 2004-0402.2

Sponsors Phillips

1 AN ORDINANCE authorizing the executive to enter into
2 an interlocal cooperation agreement for open space
3 acquisition projects with the city of Seattle, for the Salmon
4 Bay acquisition project authorized by Ordinance 14517.

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7 **STATEMENT OF FACTS:**

8 1. Conservation futures tax levy funds are collected through King County
9 as a dedicated portion of the property tax and are, by statute, available
10 only for the acquisition of open space and resource lands.

11 2. Ordinance 14714 establishes a process for the distribution of
12 conservation futures tax levy funds, which includes allocation of
13 conservation futures funds by the council.

14 3. On November 25, 2002 the King County council adopted Ordinance
15 14517 and allocated \$200,000 in conservation futures funds to the Salmon
16 Bay acquisition project.

17 4. The county desires to disburse conservation futures funds to the city of
18 Seattle and suburban cities and must do so by amending existing or
19 executing new interlocal agreements with these jurisdictions.

20 5. King County is authorized to enter into an interlocal agreement with
21 the cities pursuant to chapter 39.34 RCW, the Interlocal Cooperation Act.

22 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

23 SECTION 1. The King County executive is hereby authorized to enter into an
24 amendment to the interlocal cooperation agreement with the city of Seattle for

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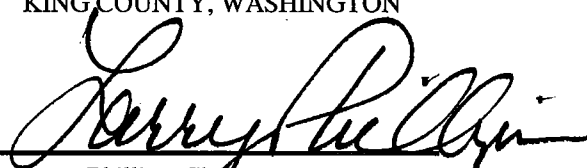
conservation futures acquisition projects, in substantially the form attached, for the
Salmon Bay acquisition project authorized by Ordinance 14517.

CLERK
KING COUNTY COUNCIL.

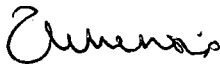
Ordinance 15024 was introduced on 8/30/2004 and passed by the Metropolitan King
County Council on 9/27/2004, by the following vote:

Yes: 11 - Mr. Phillips, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr.
Pelz, Mr. McKenna, Mr. Ferguson, Mr. Hammond, Mr. Gossett, Ms.
Patterson and Mr. Constantine
No: 0
Excused: 2 - Ms. Hague and Mr. Irons

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

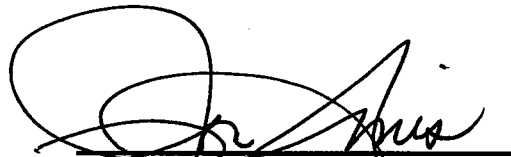

Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 10 day of OCTOBER, 2004.


Ron Sims, County Executive

Attachments

- A. Amendment to the Conservation Futures Interlocal Cooperation Agreement
Between King County and the City of Seattle for Open Space Acquisition Projects, B.
Attachment S. -2003- Conservation Futures Levy-City of Seattle-Allocation, dated 9-
16-04

**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 (\$200,000) in Conservation Futures Levy proceeds to the City of Seattle for the Salmon Bay Acquisition Project. On _____ the King County Council passed Ordinance _____, authorizing the King County Executive to enter into interlocal agreements with the City Seattle for the disbursement of Conservation Futures Funds appropriated in Ordinance 14517”.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is appended 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 appended 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

CITY OF SEATTLE

Ron Sims
King County Executive

Greg Nickels
Mayor

Date: _____

Date: _____

Acting under the authority of
Ordinance: _____

Acting under the authority of
Ordinance: _____

Dated: _____

Dated: _____

Approved as to form:

Approved as to form:

Norm Maleng
King County Prosecuting Attorney

Thomas A. Carr
City Attorney

