



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

October 17, 2006

Ordinance 15616

Proposed No. 2006-0357.1

Sponsors Ferguson

1 AN ORDINANCE authorizing the King County executive
2 to enter into and execute an amendment to the interlocal
3 agreement with the city of Lake Forest Park for the
4 disbursement of conservation futures tax levy funds, for the
5 Chu property project allocated under Ordinance 15555.

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8 **STATEMENT OF FACTS:**

- 9 1. Conservation futures tax levy funds are collected throughout King
10 County as a dedicated portion of the property tax and are, by statute,
11 available only for the acquisition of open space and resource lands.
- 12 2. By Ordinance 15555, the King County council has appropriated
13 conservation futures funds to the city of Lake Forest Park Chu property
14 project, described in Attachment A to this ordinance.
- 15 3. The county desires to disburse conservation futures funds to the city of
16 Lake Forest Park and must do so by amending the executing interlocal
17 agreements with the city.

18 4. The county and the cities are authorized to enter into an interlocal
19 agreement pursuant to chapter 39.34 RCW, the Interlocal Cooperation
20 Act.

21 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

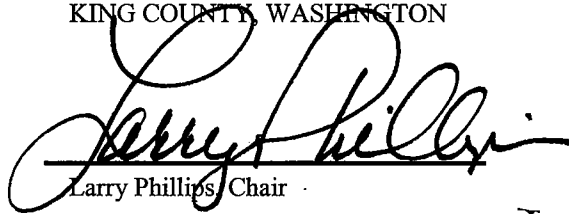
22 SECTION 1. The King County executive is hereby authorized to enter into and
23 execute an amendment to the interlocal agreement, substantially in the form attached to

24 this ordinance, with the city of Lake Forest Park for the disbursement of conservation
25 futures tax levy funds for the Chu property project, allocated under Ordinance 15555.
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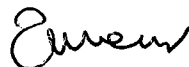
Ordinance 15616 was introduced on 10/2/2006 and passed by the Metropolitan King
County Council on 10/16/2006, by the following vote:

Yes: 9 - Mr. Phillips, Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr.
Ferguson, Mr. Gossett, Ms. Hague, Mr. Constantine and Ms. Patterson
No: 0
Excused: 0

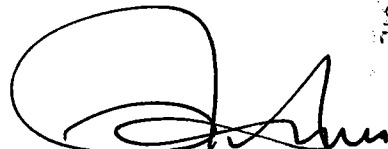
KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Phillips, Chair

ATTEST:


Anne Noris, Clerk of the Council

APPROVED this 20 day of OCTOBER, 2006.


Ron Sims, County Executive

RECEIVED
2006 OCT 20 PM 2:46
KING COUNTY COUNCIL
CLERK

Attachments A. Amendment to the Conservation Futures Interlocal Cooperation Agreement
between King County and the City of Lake Forest Park for Open Space Acquisition
Projects

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF LAKE FOREST PARK
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 LAKE FOREST PARK 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 a Conservation Futures Levy Fund allocation for the Grace Cole Memorial Park, and hereafter reads:

- On July 24, 2006, the King County Council passed Ordinance 15555, which appropriated a total of One Hundred and Fifty Thousand Dollars (\$150,000) in Conservation Futures Levy proceeds to the City of Lake Forest Park for the Chu Property Acquisition Project. On _____, the King County Council passed Ordinance _____, 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 15555.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is appended to include Attachment E, which lists a 2006 Conservation Futures Levy Allocation for the Chu Property Acquisition Project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are appended to include Attachment E, which lists a 2006 Conservation Futures Levy proceeds allocation for the Chu Property 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 E to be used for the Projects listed in Attachments A through E. 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 E. 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 LAKE FOREST PARK

Ron Sims
King County Executive

Mayor

Date

Date

Acting under the authority of
Ordinance:
Dated:

Acting under the authority of
Ordinance:
Dated:

Approved as to form:

Approved as to form:

NORM MALENG
King County Prosecuting Attorney

City Attorney

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF LAKE FOREST PARK
FOR OPEN SPACE ACQUISITION PROJECTS**

(ATTACHMENT "E" to be attached to the Amendment)

**2006 CONSERVATION FUTURES LEVY
CITY OF LAKE FOREST PARK
ALLOCATION**

Jurisdiction	Project	Allocation
Lake Forest Park	Chu Property	\$150,000
TOTAL		\$150,000

Project Description:

Chu Property: Acquisition of a forested, 1.2-acre wetland located on 28th Avenue NE in Lake Forest Park. The property contains riparian habitat in the headwaters of unnamed streams that flow into Hillside and McAleer creeks and habitat for avian species, including owls, pileated woodpeckers, red-tailed hawks, and songbirds. The parcel is part of a greenbelt and includes an unopened right of way in close proximity to the Grace Cole Nature Park.

City of Lake Forest Park – Chu Property \$150,000