



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

June 27, 2011

Ordinance 17125

Proposed No. 2011-0217.1

Sponsors Phillips and Ferguson

1 AN ORDINANCE authorizing the King County executive
2 to enter into amendments to interlocal cooperation
3 agreements with the cities of Auburn, Bellevue, Des
4 Moines, Issaquah, Kenmore, Kent, Kirkland, Mercer
5 Island, Pacific and Seattle for the disbursement of
6 conservation futures tax levy funds appropriated under the
7 2011 Budget Ordinance, Ordinance 16984.

8 **STATEMENT OF FACTS:**

- 9 1. King County conservation futures tax levy funds are collected
10 throughout King County as a dedicated portion of the property tax for the
11 acquisition of open space and resource lands.
- 12 2. Ordinance 14714 established procedures for the annual allocation of
13 conservation futures tax levy funds, which direct the conservation futures
14 citizens' committee to make funding recommendations to the King County
15 executive to consider for inclusion in the annual budget ordinance.
- 16 3. The executive received and considered the conservation futures
17 citizens' committee project funding recommendations and included them
18 in his transmittal of the 2011 Budget Ordinance, Ordinance 16984, in
19 which the council appropriated 2011 conservation futures funds to the city

20 open space projects listed and described in Attachment B to this
21 ordinance.

22 4. King County desires to disburse conservation futures funds to the
23 suburban cities and the city of Seattle, and to do so it must sign
24 conservation futures interlocal cooperation agreements or amend existing
25 conservation futures interlocal agreements with these jurisdictions.

26 5. The county and the cities are authorized to enter into an interlocal
27 agreement pursuant to chapter 39.34 RCW, the Interlocal Cooperation Act.

28 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

29 SECTION 1. The King County executive is hereby authorized to enter into and
30 execute amendments to interlocal cooperation agreements containing language
31 substantially similar to that in Attachment A to this ordinance, necessary for the
32 disbursement of conservation futures tax levy funds appropriated under the 2011 Budget

33 Ordinance, Ordinance 16984, as adopted by the King County council for the projects
34 described in Attachment B to this ordinance.
35

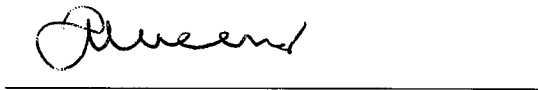
Ordinance 17125 was introduced on 5/16/2011 and passed by the Metropolitan King County Council on 6/27/2011, by the following vote:

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

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

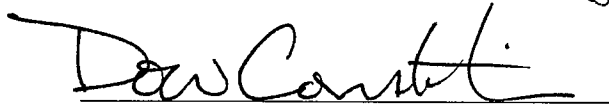

Larry Gossett, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 7 day of JULY, 2011.



Dow Constantine, County Executive

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KING COUNTY COUNCIL CLERK

Attachments: A. Amendment to the Conservation Futures Interlocal Cooperation Agreement Between King County and the City of _____ for Open Space Acquisition Projects, B. Conservation Futures (CFT) Project Descriptions

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF _____
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. 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 _____ 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 ____ day of (Month), (year), 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 _____ Acquisition, and hereafter reads:

- On _____, 201_ the King County Council passed Ordinance _____, which appropriated a total of _____ (\$ _____) in Conservation Futures Levy proceeds to the City of _____ for the _____ acquisition Project. On _____, 201_ The King County Council passed Ordinance _____, authorizing the King County Executive to enter into interlocal agreements with the City _____ for the disbursement of Conservation Futures Funds appropriated in Ordinance _____.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include Attachment ___, which lists a 201_ Conservation Futures Levy Allocation for the _____ Acquisition project.

Amendment 3: Article VII. Responsibilities of County

The first two sentences of this article are amended to include references to Attachment ___, which lists a 201_ Conservation Futures Levy proceeds allocation for the _____ 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 ___, to be

used for the Projects listed in Attachments A through __. 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 __. 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 __

The Attachments to the interlocal agreement are hereby amended by adding Attachment __, which is hereby attached to the interlocal 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 _____

Dow Constantine
King County Executive

Mayor

Date: _____
Acting under the authority of
Ordinance _____

Date _____
Acting under the authority of
Ordinance:

Approved as to form:

Approved as to form:

Dan Satterberg
King County Prosecuting Attorney

City Attorney

EXHIBIT ____

**201_ CONSERVATION FUTURES LEVY
CITY OF _____ ALLOCATION**

Jurisdiction	Project	Allocation
(Name)_____	(Project Name)	\$
TOTAL		\$

Project Description:

City of _____ – (Project Name) \$

Suburban City CFT Projects:

315801 Auburn - Chuck Perry Property

This is a 1.15-acre riverfront addition to Isaac Evans Park on the Green River in Auburn, on Green River Road SE near 100th Avenue SE. The goal of the project is to protect natural riverfront habitat, increase the size of the park, and create a connection to the Green River Trail system.

315767 Bellevue - Bellevue Greenway and Open Space System

2011: \$850,000 is allocated to this multiple-parcel, multiple-year open space acquisition project, with a first priority for funding being a 6.5-acre property located adjacent to Coal Creek Park on Coal Creek Parkway, near Cougar Mountain Regional Wildland Park.

315802 Des Moines - Barnes Creek Corridor

This project consists of 25 acres of wooded open space and ravine originally intended as a state highway corridor but now offered as surplus. It is located between South 220th Street and Kent-Des Moines Road in Des Moines. The property contains a portion of Des Moines Creek, which contains Coho salmon, and will provide a local trail and habitat for urban wildlife.

315770 Issaquah - Issaquah Creek Waterways

2011: \$300,000 is provided for additional acquisition of parcels within this multi-year multi-parcel acquisition project with a goal of preserving critical streamside habitat. The four target parcels are within the City of Issaquah.

315803 Kenmore - Swamp Creek Acquisition

This is a two parcel, 4.12 acre open space acquisition project located on 73rd Avenue NE near NE 185th Street in Kenmore. The property is located near the Kenmore Heronry and contains wetlands and a portion of Swamp Creek.

315804 Kent - Anderson Property

The goal of this project is to acquire a 4-acre property adjacent to Soos Creek Park. The property will provide additional protection to Soos Creek Park and improve access to the Soos Creek regional trail. It is located on SE 256th Street in Kent.

315805 Kent - Huse Property (Soos Creek)

This is a 33.7 acre open space acquisition project to meet the open space needs in the rapidly growing east Kent Plateau area and buffering Soos Creek Park and regional trail. The property is located at SE 216th Street, east of 132 Avenue SE.

315806 Kirkland - Beach-Ladson (Forbes Lake)

This is a 3.44 acre shoreline park inholding acquisition project, located on NE 90th Street at 122nd Avenue NE. The project will help expand an existing natural area park at Forbes Lake.

315807 Mercer Island - North Star Property

This is a forested 3.4 acre addition to Pioneer Park in Mercer Island, located on East Mercer Way north of Hillside Lane. The project will preserve a natural buffer to Pioneer Park and provide additional local access to the east side of the park.

315808 Pacific - Hatch Habitat

This project consists of the acquisition of a 1.36-acre open space parcel adjacent to the Interurban Trail and containing Milwaukee Creek. It is located at 2nd Avenue SW and Seattle Avenue S in Pacific. The site will be restored to improve natural habitat and the riparian functions of the creek, as well as provide local public access to open space.

Seattle Projects:

315403 Seattle - Me-Kwa-Mooks Natural Area Addition

This project consists of a .7 acre wooded hillside open space on the southern end of Me-Kwa-Mooks Natural Area overlooking Puget Sound in West Seattle.

315404 Seattle - Thornton Creek Park Addition

This project consists of a .25 acre open space addition to Thornton Creek Park #6. The property is located at NE 105th Street and 8th Avenue NE.

315439 Seattle - Chinatown-International District Urban Center Park

This project consists of providing funding for the acquisition of needed open space in a high-density designated urban neighborhood centered around Chinatown and the International District in Seattle. The project is intended to help provide needed green space and park land in this neighborhood of Seattle. The project has been created out the city's neighborhood planning process.

Project funding contingency: Before CFT funds are dispersed to Seattle for this project, Seattle will propose a final site location to the Conservation Futures Citizens Committee, which will make a recommendation to King County, before King County grants final site location and approval.

315447 Seattle - Ernst Park Completion

This is a .1-acre open space addition to Ernst Park in the Fremont neighborhood of Seattle, located on North 35th Street east of Fremont Avenue.

315448 Seattle - Greenwood/Phinney Urban Center Park

This project consists of providing funding for the acquisition of needed open space in a high-density designated urban neighborhood centered around Greenwood Avenue between North 65th and North 85th Streets in Seattle. The project is intended to help provide needed green space and park land in this neighborhood of Seattle. The project has been created out the city's neighborhood planning process.

Project funding contingency: Before CFT funds are dispersed to Seattle for this project, Seattle will propose a final site location to the Conservation Futures Citizens Committee, which will make a recommendation to King County, before King County grants final site location and approval.

315449 Seattle - Lake City Urban Village Park

17125

This project will acquire a new .25-acre passive open space park site in the Lake City Hub Urban Village in Seattle. The property is located on 33rd Avenue NE north of NE 125th Street in the Lake City Community.

315450 Seattle - Duwamish Head Greenbelt

The goal of this project is to acquire a strategic .7-acre wooded open space within the Duwamish Head Greenbelt, located at Lotus Avenue SW, one block east of Harbor view Avenue SW in West Seattle.