



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

December 3, 2013

Ordinance 17704

Proposed No. 2013-0469.1

Sponsors Phillips

1 AN ORDINANCE authorizing the King County executive
2 to enter into amendments to interlocal cooperation
3 agreements with the cities of Kent and Seattle for the
4 disbursement of conservation futures tax levy funds
5 appropriated under Ordinances 17232, 17349 and 17619.

6 STATEMENT OF FACTS:

- 7 1. King County conservation futures tax levy funds are collected
8 throughout King County as a dedicated portion of the property tax for the
9 acquisition of open space and resource lands.
- 10 2. Ordinance 14714 established procedures for the annual allocation of
11 conservation futures tax levy funds, which direct the conservation futures
12 citizens' committee to make funding recommendations to the King County
13 executive to consider for inclusion in the annual budget ordinance.
- 14 3. Applications are posted on the conservation futures program web page
15 on the King County website.
- 16 4. The executive received and considered the conservation futures
17 citizens' committee funding recommendations and included them in his
18 transmittal of Ordinances 17232, 17349 and 17619, by which the King

19 County council has appropriated conservation futures funds for the open
20 space projects listed and described in Attachment B to this ordinance.

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

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

28 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

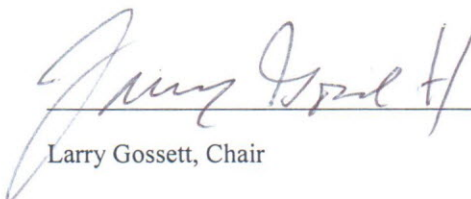
29 SECTION 1. The King County executive is hereby authorized to enter into and
30 execute amendments to interlocal cooperation agreements containing language
31 substantially similar to that in Attachment A to this ordinance, necessary for the
32 disbursement of conservation futures tax levy funds appropriated under Ordinance 17232,

33 17349 and 17619 to the projects listed and described in Attachment B to this ordinance,
34 as adopted by the King County council.
35


Ordinance 17704 was introduced on 11/4/2013 and passed by the Metropolitan King County Council on 12/2/2013, by the following vote:

Yes: 8 - Mr. von Reichbauer, Mr. Gossett, Ms. Hague, Ms. Patterson,
Ms. Lambert, Mr. Dunn, Mr. McDermott and Mr. Dembowski
No: 0
Excused: 1 - Mr. Phillips


KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Gossett, Chair

ATTEST:


Anne Noris, Clerk of the Council

APPROVED this 13th day of December, 2013


Dow Constantine, County Executive

RECEIVED
2013 DEC 16 AM 11:17
CLERK
KING COUNTY COUNCIL

Attachments: A. Amendment to the Conservation Futures Interlocal Cooperation Agreement, B. Conservation Futures 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 of _____ 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) \$

Conservation Futures (CFT) Project Descriptions

Suburban City CFT Project:

1047246 Kent – Huse Property Acquisition

The goal of this project is to acquire property for passive recreational use, trail access, and a buffer to Soos Creek Park. The City of Kent Parks Department purchased the property, but had a budget shortfall of \$125,000, for which it requested additional CFT funds to help make up the difference.

1047222 Clark Lake

This is a City of Kent project to acquire remaining inholdings at Clark Lake Park, located on SE 240th Street on the east side of the Kent Plateau. There are three remaining parcels in the park for which CFT funds have been available for over five years, however there are currently not willing sellers of those parcels. The last two remaining small inholdings in the park, which together total one acre, will be added to the project scope, as one of them is a willing seller. \$125,000 will be reallocated from this project to the City of Kent Huse project, which has a project funding shortfall.

Seattle CFT Projects:

1116261 SEA Smith Cove Park Addition

\$625,000 in CFT funds will be reallocated to this project from the abandoned First Hill Open Space CFT project, also in Seattle.

1112180 University District Urban Center Park

This project received Conservation Futures funding by Ordinance 17232 with supplemental funding by Ordinance 17349, under the condition that Seattle would identify a final open space site for approval by King County. King County approves Seattle's selection of the site on 9th Avenue NE, adjacent to Christy Park and south of NE 43rd Street in the University District.