

**AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION AGREEMENT
BETWEEN KING COUNTY AND THE CITY OF DES MOINES
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 and certain 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 DES MOINES 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 proceeds allocation for the Van Gasken Property Waterfront Open Space project, and hereafter reads:

- On November 13, 2018, the King County Council passed Ordinance 18835 which appropriated a total of five hundred and ninety four thousand dollars (\$594,000) in 2019 Conservation Futures Levy proceeds to the City of Des Moines for the Van Gasken Property Waterfront Open Space project. In accordance with Section 8.2, the executive or designee is authorized to execute this Amendment.

Amendment 2: Article V. Conditions of Agreement

Section 5.1 is amended to include the Exhibit 1 attached to this Amendment, which lists a 2019 Conservation Futures Levy proceeds allocation for the Van Gasken Property Waterfront Open Space project.

Amendment 3: Exhibit 1

The Interlocal Cooperation Agreement is hereby amended by adding Exhibit 1, attached hereto.

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.

Once fully executed, this Amendment shall be incorporated into the existing Interlocal Cooperation Agreement as if fully set forth, and shall become Amendment F.

IN WITNESS WHEREOF, authorized representatives of the parties hereto have signed their names in the spaces set forth below:

KING COUNTY

CITY OF DES MOINES



Dow Constantine
King County Executive



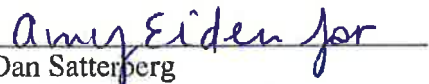
Michael Matthias
City Manager

Date: 3/11/2019

Date: 1.30.19

Approved as to form:

Approved as to form:



Dan Satterberg
King County Prosecuting Attorney



Tim George
City Attorney

EXHIBIT 1

**2019 CONSERVATION FUTURES LEVY PROCEEDS
CITY OF DES MOINES ALLOCATION**

Jurisdiction	Project Name (Project Number)	Allocation
Des Moines	Van Gasken Property Waterfront Open Space (1133801)	\$594,000
TOTAL		\$594,000

Project Description:

1133801 - Des Moines – Van Gasken Property Waterfront Open Space (\$594,000): The City of Des Moines seeks to acquire 0.67-acre parcel 200900-3295 located on a bluff above Puget Sound, with sweeping views of the Olympics, Vashon Island, and city waterfront. The parcel will add to dozens of acres protected at nearby parks, which already offer shoreline access, forested habitat, and trails that will include the western terminus of the Lake to Sound Regional Trail. The acquisition will add a new viewpoint to the nearby parks, and offers opportunity for interpretive signage. The property has an older home and a rich history, and cultural resources consultation is underway to help inform the future of the property. The City may consider converting the home to a viewpoint shelter, or creating a new shelter to serve that purpose. To meet impervious surface requirements for CFT funds, the City has removed the footprint of the home and the garage from the CFT-funded portion of the site, which would reduce the estimated CFT-eligible costs to \$594,000. The City has worked with Forterra to buy and hold the property, to ensure it was not sold on the private market before funds could be raised. The City is seeking state Recreation and Conservation Office (RCO) funds as a match to CFT funds. The City indicated that local funds could be used short-term and/or to fill a funding gap in fundraising.