



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

March 6, 2018

Ordinance 18667

Proposed No. 2018-0116.1

Sponsors Dembowski

1 AN ORDINANCE authorizing the King County executive
2 to enter into amendments to interlocal cooperation
3 agreements with the cities of Covington, Federal Way,
4 Issaquah, Kent, Kirkland, Lake Forest Park, Seattle and
5 Snoqualmie to disburse conservation futures tax levy
6 moneys appropriated under the 2017-2018 Biennial Budget
7 Ordinance, Ordinance 18409, Section 132, as amended by
8 Ordinance 18602, Section 72.

9 STATEMENT OF FACTS:

- 10 1. King County conservation futures tax levy moneys are collected from
11 throughout King County as a dedicated portion of property taxes, for the
12 acquisition of open space and natural resource lands.
- 13 2. Ordinance 14714 established procedures for the annual allocation of
14 conservation futures tax levy moneys, which directs the conservation
15 futures citizens committee to make funding recommendations to the King
16 County executive, to consider for inclusion in the annual budget
17 ordinance.
- 18 3. The executive has received and considered the conservation futures
19 citizens committee funding recommendations and has included them in

20 Ordinance 18602, in which the King County council appropriated
21 conservation futures moneys to the city open space projects listed and
22 described in Attachment B to this ordinance.

23 4. King County must sign conservation futures interlocal cooperation
24 agreements or amend existing conservation futures interlocal agreements
25 to disburse moneys to the particular jurisdictions.

26 5. King County and the cities are authorized to enter into an interlocal
27 agreement under chapter 39.34 RCW, the Interlocal Cooperation Act.

28 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

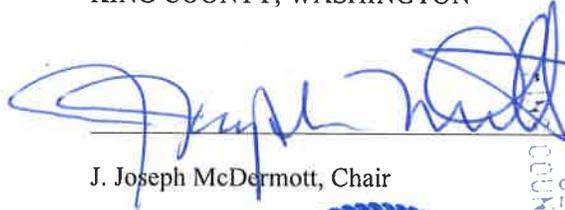
29 SECTION 1. The King County executive is hereby authorized to enter into, and
30 execute amendments to, interlocal cooperation agreements with the cities of Covington,
31 Federal Way, Issaquah, Kent, Kirkland, Lake Forest Park, Seattle and Snoqualmie,
32 containing language substantially similar to that in Attachment A to this ordinance,
33 necessary for the disbursement of conservation futures tax levy moneys appropriated
34 under the 2017-2018 Biennial Budget Ordinance, Ordinance 18409, Section 132, as

35 amended by Ordinance 18602, Section 72, for the city open space projects listed and
36 described in Attachment B to this ordinance.
37

Ordinance 18667 was introduced on 2/12/2018 and passed by the Metropolitan King County Council on 3/5/2018, by the following vote:

Yes: 9 - Mr. von Reichbauer, Mr. Gossett, Ms. Lambert, Mr. Dunn,
Mr. McDermott, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles
and Ms. Balducci
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



J. Joseph McDermott, Chair

ATTEST:



Melani Pedroza, Clerk of the Council



Clerk
COUNTY COUNCIL

2018 MAR -9 PM 3:28

RECEIVED

APPROVED this 8 day of MARCH, 2018.



Dow Constantine, County Executive

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 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 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 _____ 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 Project Descriptions

1122034 – Covington – South Covington Park/Jenkins Creek Trail

\$260,000 is added to this project toward the existing scope. The expenditure of these funds is conditioned upon Covington completing the transfer of Cedar Creek Park to King County so the structures can be removed, satisfying the language in the July 1, 2014 CFT Committee Recommendation Report for FY 2015 funding: “The Committee also recommends that the release of these funds should be conditioned on Covington meeting its obligation to remove a structure on a previously-funded CFT project from several years ago that the city has yet to take down.”

1132069 – Federal Way – East Hylebos Watershed Conservation

The City of Federal Way proposed to acquire portions of the former Weyerhaeuser campus to preserve open space and passive recreation opportunity along North Lake. The full scope of the project targets 53.8 acres that includes lakefront, wetland, wetland buffer, and upland forests that lie between North Lake and Weyerhaeuser Way S. There is a popular trail system through these lands, which also connect to the Washington Department of Fish & Wildlife (WDFW) boat launch at the north end of the lake. The recommended award begins funding toward this multi-year, multi-parcel project, which will likely require several years of fundraising from multiple grant sources.

1047228 – Issaquah – Issaquah Creek Waterways

This multi-year, multi-parcel acquisition project will acquire property along Issaquah Creek in the City of Issaquah. Project goals include preserving critical streamside habitat, creating an urban greenway and creek walk opportunity, and allowing for restoration opportunity. While the broad grant scope includes more than two dozen properties of interest along Issaquah Creek throughout the city, each year the city identifies a few parcels with willing landowners on which to seek funds.

2018 fiscal year: Targeted parcels in the 2018 budget request are located in the Confluence Park/Downtown reach of Issaquah's focus areas. The properties would extend protection south from a set of recent buyouts on Front Street just south of downtown, protecting at least one parcel at the intersection of Front Street and Newport Way SE. The acquisition will enable the city to demolish a home and restore the riparian and upland portion of the site - as well as offer passive recreation opportunity through trails as adjacent lands are protected over time.

1132070 – Kent – Alia Parcel, McSorley Creek Wetland

Acquire inholding in a large forested wetland along McSorley Creek, within the city of Kent. Kent has been acquiring property within this wetland to prevent development and allow for restoration. This area is where McSorley Creek emerges as a stream from running subsurface beneath developments south of S. 272nd Street. McSorley Creek travels through the target 2.34-acre parcel and runs downstream to Saltwater State Park where it flows into Puget Sound.

1126727 – Kent – Clark Lake Park Expansion (Ruth Property)

This project has spanned multiple years, targeting inholders at Kent's Clark Lake Park. This is Kent's largest park, serving Kent and south King County with variety of habitats including lake, wetland, meadow, and forests, with trails and a dock viewpoint into the lake. The project has sought to acquire additional parcels to prevent additional development, allow additional habitat protection and passive public access.

2018 fiscal year: The targeted properties for 2018 funding represent the last large inholdings on the lake, 17.3 acres that contain three parcels and extend into the lake. Acquisition will prevent additional development, protect the views from the lake, and allow for trails that circle the lake. These are long sought-after acquisitions, and the landowner has re-engaged the city on discussions. This may be a multi-year request which will leverage City of Kent and perhaps state Recreation and Conservation Office (RCO) funding.

1126728 – Kirkland – Juanita Heights Parks Expansion & Trail Project

The goal of the project is to create a trail on Finn Hill that travels from Juanita Heights Park down through these properties and ultimately links to Juanita Beach Park on Lake Washington, via sidewalks on NE 117th Place/NE 120th Street and 93rd Avenue NE. The project adds to nearby urban forest wildlife habitat, by attracting many migratory songbird species and providing refuge for wildlife species within a dense urban setting.

2018 fiscal year: This year's request would acquire a 4.11-acre parcel that connects Juanita Heights Park to a 1.47-acre parcel that is currently in negotiations, the target of prior years' funding. Any remaining funding from past years' awards would be applied to the current year's scope.

1129221 – Lake Forest Park – Seattle Public Utilities (SPU) Property Acquisition and Conservation

This project will acquire up to 5.6 acres of woodland and stream habitat, located on 40th Place NE, at the intersection of 45th Place NE in the city of Lake Forest Park. This property is owned by Seattle Public Utilities, which is planning to surplus the property. This is the largest undeveloped property in the city, containing second growth forest, wetland, and a stream that is a tributary to Lyons Creek.

2018: The project received partial funding in the 2017 budget. This award provides the remaining CFT funding needed to match local funds to acquire this property. The city is engaged with SPU in discussions about acquisition.

1132071 – Seattle – Broadview-Bitter Lake Open Space

The goal of this project is to acquire a 0.89-acre Seattle City Light property connected to the Interurban Trail for use as a neighborhood park. The open field with mature trees is currently used as open space for the neighborhood. City Light has indicated their intent to surplus the property in 2018, and the property could be developed into seven homes at current zoning. The community is supportive of retaining this site as publicly accessible open space; this area is a

documented service gap area for city parks. The city matches the CFT funding with Seattle Metropolitan Park District funding.

1116258 – Seattle – East Duwamish Greenspace

This project will acquire inholdings in the East Duwamish Greenbelt in south Seattle. The city has protected approximately 90 acres of this regional views protection corridor over the last 20 years. The area provides a wildlife corridor and forested buffer between the neighborhood and the freeway. There are significant restoration opportunities in this area.

2018 fiscal year: This project protects a 0.14-acre property within the East Duwamish Greenbelt above I-5 on the western edge of Beacon Hill. With the purchase of one additional parcel in the future, the city would be able to decommission the access road into the area. The city has tried to purchase this target parcel for 15 years, and reached agreement with the landowner in 2016. The city has purchased the property using 2008 Parks and Green Spaces Levy and seeks reimbursement from CFT.

1132073 – Seattle – Genesee Park Addition

Nearly two decades ago, 0.24 acres of land associated with a former Seattle City Light substation was made surplus and incorporated into Genesee Park. The property was not paid for by Seattle Parks at that time, and Seattle Parks is responsible for reimbursing the City Light Fund for the market value of the property. This portion of the park is only used for pathways and grass; it is not part of the active recreation portion of the site. A match is provided through Seattle Metropolitan Park District funding.

1123823 – Seattle – Greenwood Park Addition

This project has targeted inholding parcels in Greenwood Park, located on Fremont Avenue North at North 88th Street in the Greenwood neighborhood of Seattle. The inholdings would have structures removed and be incorporated into the park.

2018 fiscal year: Seattle has worked for nearly two decades to remove four inholdings from the east side of the park. This acquisition removes the final 0.1-acre inholding and completes city ownership of the site. The park supports a variety of uses serving the local community including play structures and ball courts; this portion of the site will be managed for passive uses in keeping with CFT funding restrictions. Friends of Greenwood Park are active partners in planning for the park. The landowner was willing to sell in 2016; the city completed the acquisition at that time using 2008 Parks and Green Spaces Levy funding, and seeks reimbursement from CFT.

1132078 – Seattle – Kiwanis Ravine Greenspace

Seattle has gradually been acquiring inholdings in the Kiwanis Ravine in the Magnolia neighborhood, building a large protected urban greenspace in this area. Kiwanis Ravine was home to the largest colony of great blue herons in the city until the colony moved to nearby Commodore Park in 2011 due to eagle predation. This area remains an important area for local wildlife, urban green space protection, and regional views protection from the Ballard Locks and ship canal. Heron Habitat Helpers continues to work on habitat restoration in this area. Acquisition of this 0.1-acre parcel prevents further development of land along the ravine. The city acquired the property in 2017 when the landowner became willing to sell, using Seattle Metropolitan Park District funds; the city seeks reimbursement from CFT.

1132081 – Seattle – Northgate Urban Center Park

King County and Seattle have entered into a Cooperative Agreement for the redevelopment of the King County/METRO-owned Northgate Transit Center park-and-ride lot. It is a goal for the city to acquire a neighborhood park in the Northgate Urban Center near the Sound Transit Station, which will open in 2021. This area is currently underserved for parks, and the city anticipates major population growth in the next decade as the area densifies around the station. As part of the Cooperative Agreement, the city is exploring funding options for a publicly owned park on a portion of the site. The funding would not be needed until 2019, and the CFT Committee grants a partial award to the project recognizing that a request can be made next year.

1126740 – Seattle – Thornton Creek Natural Area: Little Brook

Seattle has been working to add to more than 2 acres of protected natural area along Little Brook, a tributary to Thornton Creek. The Thornton Creek system has the highest hydrologic integrity of any creek in Seattle, and has the greatest existing and potential diversity of fish populations. Acquisition furthers the goals of Seattle Public Utilities' Thornton Creek Master Plan. The Thornton Creek Alliance and the Homewaters Project are community partners in site conservation and restoration.

2018 fiscal year: Seattle seeks to acquire a 0.17-acre parcel. The city has recently purchased and restored an adjacent property off of 35th Avenue NE, providing a viewpoint toward the site. This parcel protects the view across the creek corridor from the overlook. This acquisition could facilitate additional trail extension on the eastern side of the creek.

1126741 – Seattle – West Duwamish Greenbelt

The West Duwamish Greenbelt is the largest greenbelt in the city, and provides a regional viewshed visible from I-5 and the West Seattle Bridge. The greenbelt provides important wildlife corridor benefits and opportunities for habitat restoration. Seattle seeks to continue acquisition of the few remaining inholdings.

2018 fiscal year: The 0.39-acre target is surrounded on all sides by city-owned land. This acquisition will allow for removal of a home and restoration of the site. The landowner has

indicated willingness after nearly 20 years of discussions with the city. Matching funds are provided by the 2008 Seattle Parks and Green Spaces Levy.

1047226 – Snoqualmie – Snoqualmie Riverfront Reach Acquisition

This is a multiple-parcel project with a goal of acquiring a passive riverfront park along the Snoqualmie River in the City of Snoqualmie. The project area links the Snoqualmie Valley Regional Trail to the east with Snoqualmie's historic downtown on Railroad Avenue SE to the west. The city seeks to acquire properties located in the Federal Emergency Management Agency (FEMA)-designated 100-year floodway and which have experienced repetitive flood damage. The city has made significant progress, acquiring 33 parcels along 1.2 miles of riverfront.

2018 fiscal year: The award funds acquisition of several of the targeted seven parcels (1.2 acres). CFT funds will be matched with King County Flood Control District funds and anticipated FEMA grant funds.