

**FIRST AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN
THE CITY OF SEATTLE, WASHINGTON, AND THE SEATTLE PARK DISTRICT**

This Amendment is made between The City of Seattle, Washington (the “City”), a first-class city organized under the laws of the State of Washington, and the Seattle Park District, a municipal corporation organized under chapter 35.61 RCW and the laws of the state of Washington, amending the Interlocal Agreement executed October 30, 2014.

WHEREAS, on April 28, 2014, the Seattle City Council approved Ordinance 124468, which authorized the Mayor to sign an interlocal agreement formalizing the relationship between The City of Seattle and the Seattle Park District for implementation of park and recreation services and infrastructure in Seattle; and

WHEREAS, voters approved Proposition 1 on August 5, 2014, creating the Seattle Park District as permitted under chapter 35.61 RCW; and

WHEREAS, revenues generated by the Seattle Park District must be spent to maintain, operate, and improve parks, community centers, pools, and other recreation facilities and programs throughout the City; and

WHEREAS, The City of Seattle and the Seattle Park District desire to amend the interlocal agreement authorized by Ordinance 124468 to provide that interest earnings are not considered revenues in excess of appropriations; and

WHEREAS, by Ordinance of the City, the Mayor is authorized to execute this Amendment on behalf of the City; and

WHEREAS, by Resolution 24 of the Board of Commissioners of the Seattle Park District (“District Board”), the President of the District Board is authorized to execute this Amendment on behalf of the Seattle Park District; NOW, THEREFORE,

The City and the Seattle Park District agree to amend the Interlocal Agreement as follows:

1. Obligations of the Seattle Park District. Section 2.3, Finance, is amended by adding the underlined language to read in its entirety as follows:

- 2.3 Finance. The Seattle Park District shall levy property taxes annually under RCW 35.61.210, within applicable statutory and constitutional rate and amount limitations, in amounts sufficient, together with any other available funds, to provide for the payment to the City of amounts set forth in its annual budget adopted in accordance with Section 4 of this Agreement. The Seattle Park District will levy only the amount necessary to fund its budget adopted in accordance with the procedures under section 4.2 below. The Seattle Park District further agrees that if it receives revenues from taxes or any other source, excluding interest earnings derived from Seattle Park District revenues, in excess of the amounts needed to fund its obligations to the City (revenues in excess of appropriations), such money will be used to reduce tax revenues collected in the following year’s levy.

2. Integration. This Amendment culminates negotiations and discussions between The City of Seattle and the Seattle Park District concerning the amendment of the Interlocal Agreement, and supersedes all prior agreements, statements, and intentions with respect to the amendment of the Interlocal Agreement. This Amendment shall be executed in two counterparts, one for each of the parties, each of which shall be deemed to be an original, and the same instrument. Except as expressly set forth in this Amendment, the Interlocal Agreement as previously adopted remains in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment this day of , 2018.

SEATTLE PARK DISTRICT

Debora Juarez, District Board President

Pursuant to Resolution 24

Date

THE CITY OF SEATTLE

Mayor Jenny A. Durkan

Pursuant to the authority of Ordinance

Date