

**SECOND 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, The City of Seattle and the Seattle Park District desire to amend the interlocal agreement authorized by Ordinance 124468 to provide that the Seattle Park District may delay six-year planning cycles in extraordinary circumstances; and

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

WHEREAS, by Resolution 36 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. Other Agreements. Section 4.3, Six-Year Planning Cycles, is amended by adding the underlined language to read in its entirety as follows:

4.3 Six-Year Planning Cycles. The City and the Seattle Park District agree to engage in planning activities on a six-year cycle. For each six-year cycle, beginning with the cycle that includes 2021 through 2026, the Superintendent of Parks and Recreation, City Council and the Mayor will consider the recommendations of the Community Oversight Committee, upon conclusion of a public process, and will recommend to the District Board an updated list of Seattle Park District funded projects, programs and services including projected costs, as part of the public process. The Park District Board may delay the start of a new six-year planning cycle by one year by resolution with a 3/4 vote in the event of a natural disaster, exigent economic circumstances, or other emergency as determined by the Park District Board and instead approve an interim annual budget for the Seattle Park District consistent with the process outlined in Section 4.2 of this Agreement. The decision to delay the start of the six-year planning cycle may be renewed on an annual basis by resolution with a 3/4 vote in the event that the Park District Board determines that the natural disaster, exigent economic circumstances, or other emergency is continuing. For the purposes of this subsection, “3/4 vote” in this

context shall mean a ¾ vote of all Board Members who are available to participate in the Board Meeting and are capable of performing the duties of office. Equitable distribution of services among Seattle's various peoples and neighborhoods, including addressing historical and developing gaps in access for low-income and communities of color, will be considered in developing each update.

2. Other Agreements. Section 4.4, Community Oversight Committee, is amended by removing stricken language adding the underlined language to read in its entirety as follows:

- A. 4.4. Community Oversight Committee. In addition to the community-based Park Board, which advises the City pursuant to chapter 3.26 of the Seattle Municipal Code, a Community Oversight Committee ("Oversight Committee") shall be formed to provide advice to the Mayor, City Council, and Superintendent of Parks and Recreation, and to provide oversight of the projects, programs and services undertaken jointly by the City and the Seattle Park District, pursuant to this agreement, as follows: The Oversight Committee shall have 15 members: 4 Park Board members; 7 members, one from each Council district; and 4 additional members to be considered for appointment based on recommendations from City commissions, including the Immigrant and Refugee Commission, the Commission for People with DisAbilities, the Human Rights Commission, the Seattle Lesbian Gay Bisexual Transgender Commission, and the Women's Commission. All member appointments are to be confirmed by the City Council. The Mayor Shall appoint the Chair of the Oversight Committee.
- B. The City will seek to appoint Oversight Committee members with a diversity of expertise, and perspectives including but not limited to parks management, public financing, urban horticulture, landscape architecture, contract management, and the interests of low-income and communities of color.
- C. Oversight Committee terms for Park Board members will coincide with their Park Board terms. The 11 other members will serve 3-year terms that begin in April. The initial terms for these seats shall be staggered, so that 4 members serve a one-year term, 4 members serve a 2-year term, and the 3 remaining members serve a 3-year term.
- D. The Oversight Committee will advise on spending and activities including:
 - 1. Establish a Major Projects Challenge Fund application process and evaluation criteria, and make recommendations to the Superintendent

of Parks and Recreation (“Superintendent”) on the annual allocation of the Major Projects Challenge Fund.

2. Reviewing an annual report prepared by SPR for the Seattle Park District and the City, including assessment of performance measures and expenditure of District funds including interest earnings, and reporting to the Superintendent and Park Board on implementation issues, concerns and needed adjustments to services or spending.
3. Hold public meetings and make recommendations to the Superintendent in connection with each 6-year update to the spending plan.
4. Provide to the Mayor, City Council, and Superintendent of Parks and Recreation an annual report on the progress of expenditures, a mid-term report half-way through each 6-year period, and a final report in advance of each 6-year update to the spending plan. ~~Progress on construction of park development on the 14 land-banked sites in Initiative 4.4 will be among the issues addressed in the first mid-term report.~~

3. 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 and amended remains in full force and effect.

IN WITNESS WHEREOF, the parties have executed this Amendment this ____ day of _____, 2020.

SEATTLE PARK DISTRICT

Debora Juarez, District Board President

Date

Pursuant to Resolution 36

THE CITY OF SEATTLE

Mayor Jenny A. Durkan

Date

Pursuant to the authority of Ordinance _____