

**THIRD 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 combine the Board of Park Commissioners with the Park District Oversight Committee; and

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

WHEREAS, by Resolution 43 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 removing stricken language adding the underlined language to read in its entirety as follows:

4.3 ~~Six-Year Planning~~ Funding Cycles. The City and the Seattle Park District agree to engage in ~~planning~~ funding 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 Board of Parks and Recreation Commissioners, ~~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 budget process. The Park District Board may delay the start of a new six-year ~~planning~~ funding 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~~ funding 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 3/4 vote of all Board Members who are available to participate in the Board Meeting and are capable of performing the duties of the 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:

4.4. ~~Community Oversight Committee~~ Board of Parks and Recreation Commissioners. ~~In addition to t~~The community based Park Board of Parks and Recreation Commissioners, which advises the City pursuant to chapter 3.26 of the Seattle Municipal Code, ~~a Community Oversight Committee (“Oversight Committee”)~~ shall be ~~formed~~ tasked 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 including:~~

~~A. 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.A.~~ Establish a ~~Major Projects Challenge Funds~~ community response fund application process and evaluation criteria, and make recommendations to the Superintendent of Parks and Recreation (“Superintendent”) on the ~~annual~~ allocation of the fund. ~~Major Projects Challenge Fund~~.
- ~~2.B.~~ Reviewing an annual report prepared by DPR 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 in services or spending.
- ~~3.C.~~ Holding public meetings and making recommendations to the Superintendent in connection with each 6-year update to the ~~spending~~ funding plan.
- ~~4.D.~~ Provide to the Mayor, City Council, and Superintendent of Parks and Recreation an annual report on the progress of expenditures, a ~~mid-term~~ report on lessons learned 4 years half-way through each 6-year period to inform the planning process for the next 6-year cycle, and a final report ~~in advance of~~ documenting accomplishments in each 6-year period within one year of the conclusion of each cycle. The annual report for the final year of each 6-year period will be included in this 6-year reflective report. ~~update to the spending plan.~~

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 may 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 _____, 2021.

SEATTLE PARK DISTRICT

Debora Juarez, District Board President

Date

Pursuant to Resolution 43

THE CITY OF SEATTLE

Mayor Jenny A. Durkan

Date

Pursuant to the authority of the Ordinance introduced as Council Bill _____