

**THIRD AMENDMENT TO INTERLOCAL AGREEMENT
BETWEEN THE CITY OF NORTH BEND AND SI VIEW METROPOLITAN PARK
DISTRICT FOR DEVELOPMENT, MAINTENANCE, SCHEDULING AND
OPERATIONS OF TORGUSON PARK**

This Third Amendment is entered in this 18th day of October, 2017 between the City of North Bend, a Washington municipal corporation (City) and Si View Metropolitan Park District, a Washington park district (District).

- A. The City and the District entered into an Interlocal Cooperation Agreement on January 1, 2016 (Torguson Agreement) with the District providing for the joint use, maintenance and operation and eventual joint ownership of certain City owned real estate commonly known as Torguson Park (Park) consistent with a Master Plan adopted by the City Council (Master Plan);
- B. The Torguson Agreement was amended by First Amendment dated April 20, 2016 providing for the District constructing a new BMX bike pumprack at the Park and the City contributing \$20,000 toward the design of the new BMX bike pumprack (First Amendment);
- C. King County has awarded a Youth Sports Facilities Grant to the City in the amount of \$75,000 to make certain improvements to the BMX bike pumprack located at Torguson Park;
- D. The City wishes to have the District purchase and install certain landscaping improvements at Torguson Park consistent with the requirements of the Land and Water Conservation Fund Grant the City received from Washington State RCO and the District wishes to perform such work at Torguson Park.

NOW, THEREFORE, the parties agree as follows:

1. King County Grant Funds. Upon receipt of the Youth Sports Facilities Grant funds from King County in the amount of Seventy Five Thousand Dollars and No/100 (\$75,000.00), the City shall transfer such funds to the District and the District shall be solely responsible for using such funds for making the improvements at the Park consistent with the final plans and specifications awarded to Rodarte for construction of a BMX bike pumprack.
2. Landscaping. Upon receipt of invoices from the District of receipts for materials or supplies purchased or staff hours expended on labor for installation, the City shall reimburse the District an amount not to exceed Twenty Five Thousand Dollars and No/100 (\$25,000.00) for the purchase and installation of landscape materials, including trees, shrubs, compost, fertilizer and tree stakes at Torguson Park which shall at a minimum meet the requirements of the landscaping required by that certain Land and Water Conservation Fund Grant received by the City from Washington State RCO.

3. Full Force and Effect. Except as amended by this Third Amendment, Second Amendment and First Amendment, the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereto have executed this Third Amendment as of the day and year first written above.

CITY OF NORTH BEND

SI VIEW METROPOLITAN PARK DISTRICT

By: _____
Kenneth G. Hearing, Mayor

By: _____
Travis Stombaugh, Executive Director

Date: _____

Date: _____

Attest: _____
Susie Oppedal, City Clerk

Attest: _____

Approved As To Form:

Approved As To Form:

Michael R. Kenyon, City Attorney

District Attorney