

**FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE
CITY OF NORTH BEND AND SI VIEW METROPOLITAN PARK DISTRICT FOR
TORGUSON PARK**

THIS FIRST AMENDMENT (Amendment) is dated effective the __ day of _____, 2016 and is made between the City of North Bend (the “City”) and Si View Metropolitan Park District (the “District”).

I. RECITALS

A. The City is a municipal corporation of the State of Washington, organized and operating under the Optional Municipal Code, Title 35A RCW; and

B. The District is a municipal corporation of the State of Washington, organized and operating under 35.61 RCW; and

C. This Agreement is made under the authority of the Interlocal Cooperation Act, Chapter 39.34 RCW; and

D. The City and the District are stewards of public lands in the City, and the parties recognize that through cooperation, these publicly-held lands can be used to meet broader community needs for recreation and open space than either party can provide separately; and

E. The City and District entered into an agreement dated effective January 1, 2016 regarding joint use of Torguson Park (“Park”), maintenance and operation of the Park by the District, and subsequent joint ownership of the Park by the City and the District (“Agreement”);

F. The City and District desire to amend the Agreement to add additional design and engineering services for a BMX bike pumptrack in exchange for the District’s relocation and construction of an improved track as described in this Amendment.

NOW, THEREFORE, it is agreed by and between the City and the District as follows:

1. **Additional Scope of Services to be Performed by District.** The District agrees to hire the Watershed Company to design a Torguson Park entrance from North Bend Way and redesign the BMX pumptrack to improve the design, landscaping, aesthetics and public safety (“Work”). When the Work is completed, the District will be responsible for all costs associated with construction of the Work.
2. **Additional Payment.** Section 8(a) of the Agreement shall be amended to increase the 2016 payment from the City to the District by an amount equal to not more than Twenty Thousand Dollars and No/100 (\$20,000.00) based upon the costs incurred by the District in performing the Work.

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

CITY OF NORTH BEND, WASHINGTON

SI VIEW METROPOLITAN PARK
DISTRICT

By: _____

Kenneth G. Hearing
Title Mayor

By: _____

Travis Strombaugh,
Title Executive Director

Date: _____

Date: _____

Attest/Authenticated:

Susie Oppedal, City Clerk

Approved As To Form:

Michael R. Kenyon, City Attorney