

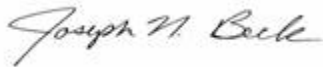
Bourguignon, Mary

From: Joe Beck <joe.beck@ci.bothell.wa.us>
Sent: Monday, March 16, 2015 4:54 PM
To: Bourguignon, Mary
Cc: Bob Stowe; Erin Leonhart
Subject: RE: Possible changes to Surface Use Agreement for Madrazo Memorial Park site

Ms. Bourguignon,

Bob Stowe forwarded the County proposed changes to me for review. I have reviewed and we are willing to accept the changes. I do not have Ms. Mountsier's e-mail address so I will trust that you will forward this to her as well. Please let us know if there is anything else that we can do to move this matter along. Thank you.

Joe



Joseph N. Beck
City Attorney
City of Bothell, Washington
Phone: (425) 489-3398 ext. #4361
Fax: (425) 489-4876

From: Bob Stowe
Sent: Monday, March 16, 2015 8:55 AM
To: Joe Beck; Erin Leonhart
Subject: FW: Possible changes to Surface Use Agreement for Madrazo Memorial Park site

Please review. Thanks.

Robert S. Stowe
City Manager
18305 101st Avenue NE
Bothell, WA 98011
425.486.3256
www.ci.bothell.wa.us



City of Bothell

From: Bourguignon, Mary [<mailto:Mary.Bourguignon@kingcounty.gov>]
Sent: Thursday, March 12, 2015 3:16 PM
To: Bob Stowe
Cc: Mountsier, Beth
Subject: Possible changes to Surface Use Agreement for Madrazo Memorial Park site

Dear Mr. Stowe,

ATTACHMENT 6

I spoke with your assistant earlier today. I work for the King County Council, which is considering legislation (Proposed Ordinance 2015-0071) to approve the Surface Use Agreement between King County's Wastewater Treatment Division and the City of Bothell for the North Creek Storage Facility/Madrado Memorial Park site.

In reviewing the Agreement as transmitted to the Council, our legal counsel has suggested several proposed clarifications and changes. The proposed changes (which are shown in the attached – both a red-line version in Word and a clean version in PDF) would:

- Address the fact that the original mitigation agreement did not explicitly require a use agreement.
- Clarify that there are no more outstanding obligations on the County's part
- Incorporate several modifications requested by the County's Office of Risk Management
- Incorporate all protected classes from the King County Code
- Clarify termination conditions

Our legal counsel believes that these changes, while substantive, do not vary the intent of the Agreement as it was approved by the Bothell City Council last fall. However, before proceeding, I wanted to ask you and your City Attorney to review the proposed changes.

I look forward to hearing from you. I have also copied Beth Mountsier, who is the Council's substantive lead on this issue but is out of the office this week.

- Mary Bourguignon

Mary Bourguignon

Principal Legislative Analyst
Lead, Transportation, Economy & Environment Committee
King County Council
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Seattle, WA 98104
206-477-0873

Note that all messages are subject to public disclosure