



Legislation Text

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Clerk 06/20/2011

AN ORDINANCE authorizing the county executive to execute identical interlocal agreements between King County and the cities of Lake Forest Park, Bellevue, Redmond, Kirkland and Issaquah for marine patrol services.

STATEMENT OF FACTS:

1. The cities of Lake Forest Park, Bellevue, Redmond, Kirkland and Issaquah desire to provide marine patrol services in waters under respective city jurisdiction. Marine patrol services will be provided on a routine basis during the boating season, which is approximately May through September. Before and after these dates, nonroutine services will be available to these cities on a call-out basis.
2. The county has the ability to provide these marine policing and law enforcement services.
3. Participation in the agreement is to the benefit of the citizens of King County.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY

SECTION 1. Findings of Fact:

A. The agreement provides for marine patrol services in selected waters under city jurisdiction in Lake Sammamish and Lake Washington. The specific waters selected are shown in the Cost Exhibit, which is attached as Attachment F to this ordinance.

B. The agreement states that one purpose of the agreement is to prevent law or safety violations. Prevention is intended as a reference to the proactive patrolling performed by the marine patrol, which has as one goal reducing the likelihood of law or safety violations.

C. The agreement provides for maintenance on specified buoys. These have been specified in aerial photographs previously shared with the cities. These photographs are attached as Attachment G to this ordinance.

D. The agreement states that it is effective January 1, 2011. The intent of the parties is to treat the provision of services and payment during 2011 under the terms of this new agreement, rather than under any marine patrol agreements previously in effect. Cities were provided with cost estimates consistent with this agreement and have agreed to use this 2011 agreement for services and payment.

E. The agreement references several terms that are defined in the "Workload Definitions" document, which is attached as Attachment H to this ordinance.

F. The agreement references annual billing of "the estimated contract amount". The parties intend this to mean billing of the lesser of the estimate or the actual costs, calculated as provided in the Cost Exhibit.

G. The agreement provides for its future amendment. Amendment of the annual budget amount or water area served may be approved by each city and the sheriff, but all other amendments would require county council approval.

H. The agreement's reference to the "annual budget amount" is intended to refer to the Cost Estimate.

I. The agreement is solely for the benefit of each city and the county, and no other person may acquire or have any right hereunder by virtue hereof. The agreement is intended neither to protect any particular class of individuals or organizations nor to create any private or public right of action for any person other than the city and the county.

SECTION 2. The county executive is hereby authorized to execute interlocal agreements with the cities of Lake Forest Park, Bellevue, Redmond, Kirkland and Issaquah, in substantially the forms of the attachments to this ordinance.