

CITY COUNCIL AGENDA ITEM

CITY OF SHORELINE, WASHINGTON

AGENDA TITLE: Motion to Execute a Third Amendment to the Interlocal Agreement Between the City of Shoreline and the City of Lake Forest Park Regarding Access to Recreation Services and Facilities

DEPARTMENT: Parks, Recreation, and Cultural Services

PRESENTED BY: Eric Friedli, PRCS Director

ACTION: ☐ Ordinance ☐ Resolution ☒ Motion
 ☐ Discussion ☐ Public Hearing

PROBLEM/ISSUE STATEMENT:

The City of Shoreline and the City of Lake Forest Park have had an interlocal agreement (ILA) since 2006 that provides Lake Forest Park residents enhanced access to City of Shoreline recreation programs and facilities. Under this current agreement, Lake Forest Park residents are offered resident rates for any program or class during the Lake Forest Park early registration period. As the City is now implementing new recreation registration software that does not allow for a fee reduction for a certain set of non-residents for specified period of time, a change in how the City accommodates the City of Lake Forest Park's desire for enhanced access to our recreation programs is needed. This change is addressed in the attached amendment to the ILA.

As well, this amendment establishes a ten year term for the ILA, as the current agreement has no expiration date. This agreement can still be terminated by either city with 180 days of written notice however. Finally, several provisions have been added in the amendment to make the ILA consistent with current state law.

FINANCIAL IMPACT:

The City of Lake Forest Park will pay the City of Shoreline \$1.036 per capita for each Lake Forest Park resident for this enhanced access to Shoreline programs and facilities. As an example, the 2015 Lake Forest Park population was 12,810 residents, so the Lake Forest Park payment for this year is \$13,275. The amount will be adjusted each year based on current Lake Forest Park population figures and a cost of living increase added based on the most recent June CPI -U for Seattle, Tacoma, and Bremerton.

RECOMMENDATION

Staff recommends that Council execute the third amendment to the interlocal agreement between the City of Shoreline and the City of Lake Forest Park for recreation program registration and facility reservation access.

Approved By: City Manager **DT** City Attorney **MK**

BACKGROUND

The City of Shoreline and the City of Lake Forest Park have had an interlocal agreement (ILA) since 2006 that provides Lake Forest Park residents enhanced access to City of Shoreline recreation programs and facilities through early registration and reduced fees. Shoreline has a comprehensive recreation program and this agreement allows Lake Forest Park residents improved access to these programs. In 2014, 495 City of Lake Forest Park residents took advantage of the early registration period.

The ILA was originally created because several youth athletic programs cross boundaries between Shoreline and Lake Forest Park, and the Shoreline School District boundaries include both cities. Shoreline residents get first priority when registering for programs and facilities, but this amendment gives Lake Forest Park residents the first non-resident opportunity to register. Registration is open to Lake Forest Park residents for a 24 hour period in advance of the opportunity for other non-residents to enroll in programs and rent facilities. In addition Lake Forest Park Residents are offered an 8% discount from non-resident fees.

DISCUSSION

Under the current agreement, City of Lake Forest Park residents are offered resident rates for any program or class during the Lake Forest Park early registration period. Shoreline is implementing new recreation registration software that does not allow for a fee reduction for a certain set of non-residents for specified period of time. This necessitates a change in how the City accommodates the City of Lake Forest Park's desire for enhanced access to our recreation programs. Under this amendment, Lake Forest Park residents will receive an eight percent (8%) discount from non-Shoreline resident fees, regardless of when they register for a recreational class or program.

While the current agreement has no expiration date, this amendment also establishes a ten year term for the ILA. However, this agreement can still be terminated by either city with 180 days of written notice. As well, several provisions have been added to make the ILA consistent with current state law.

FINANCIAL IMPACT

The City of Lake Forest Park will pay the City of Shoreline \$1.036 per capita for each Lake Forest Park resident for this enhanced access to Shoreline programs and facilities. As an example, the 2015 Lake Forest Park population was 12,810 residents, so the Lake Forest Park payment for this year is \$13,275. The amount will be adjusted each year based on current Lake Forest Park population figures and a cost of living increase added based on the most recent June CPI –U for Seattle, Tacoma, and Bremerton.

In 2014, 1,056 Lake Forest Park residents bought memberships or registered for recreation programs and classes, which equated to \$79,000 in fee revenue for the City. If this same registration pattern is maintained, the 8% discount from non-resident rates will be approximately \$6,320.

RECOMMENDATION

Staff recommends that Council execute the third amendment to the interlocal agreement between the City of Shoreline and the City of Lake Forest Park for recreation program registration and facility reservation access.

ATTACHMENTS

Attachment A – Third Amendment to the Interlocal Agreement Between the City of Shoreline and the City of Lake Forest Park Regarding Access to Recreation Services and Facilities



**SECOND AMENDMENT TO INTERLOCAL AGREEMENT
BETWEEN THE CITY OF SHORELINE AND THE CITY OF LAKE FOREST PARK
REGARDING ACCESS TO RECREATION SERVICES AND FACILITIES
(INTERLOCAL AGREEMENT NUMBER: 5577)**

Whereas, pursuant to RCW 39.34, an Interlocal Agreement was entered into by and between the City of Shoreline, Washington, and the City of Lake Forest Park, Washington on January 21, 2010, identified by Shoreline City Clerk's Receiving No. 5577, and has been amended on one occasion, November 7, 2013, identified by Shoreline City Clerk's Receiving No. 7324; and

Whereas, the Existing Interlocal Agreement and its amendment are collectively referred to as the "Existing Agreement"; and

Whereas, the purpose of this Existing Agreement was to allow citizens of the City of Lake Forest Park to take advantage of recreation opportunities offered by the City of Shoreline; and

Whereas the City of Shoreline and the City of Lake Forest Park desire to amend said Existing Agreement in the following respect(s):

1. **Amendment of Existing Agreement**

Section 1.1 is deleted in its entirety and replaced with the following:

Shoreline will allow residents of Lake Forest Park to register before other non-Shoreline residents for one (1) twenty-four (24) hour period two (2) or three (3) days after the Shoreline-only registration period. The twenty-four (24) hour Lake Forest Park registration period will be identified at least sixty (60) days in advance of the registration cycle. Lake Forest Park residents shall receive an eight percent (8%) discount, from non-Shoreline resident fees, regardless of when they register for a recreational class or program.

Section 4.1 is deleted in its entirety and replaced with the following:

This Agreement is effective upon the date of execution shown below and shall continue in effect for a period of ten (10) years unless terminated as provided in Section 5.

A new section, Section 6.4 shall be added as required by RCW 39.34.030 as follows:

This Agreement does not establish a new separate legal entity.

A new section, Section 6.5 shall be added as required by RCW 39.34.030 as follows:

No joint acquisition of real or personal property is contemplated by this Agreement. If any real or personal property is acquired by either the City of Shoreline or the City of

Lake Forest Park, that property shall remain within the sole and exclusive ownership of that city following the termination or expiration of this Agreement.

A new section, Section 6.6 shall be added as required by RCW 39.34.040 as follows:

Prior to the Agreement having force and effect, both cities shall either file a copy of the Agreement with the King County Auditor or, alternatively, list the Agreement by subject on that city's web site or other electronically retrievable public source.

A new section, Section 6.7 shall be added as to dispute resolution as follows:

Any dispute that arises between the cities as to the application, affect, or interpretation of the Agreement shall be subject to mediation prior to the filing of any court action. Any court action shall be filed in King County Superior Court.

2. **Terms and Conditions of Existing Agreement Remain the Same:** The City of Shoreline and the City of Lake Forest Park agree that, except as specifically provided in this amendment, the terms and conditions of the Existing Agreement continue in full force and effect.

EXECUTED, this the _____ day of December, 2015.

CITY OF SHORELINE

CITY OF LAKE FOREST PARK

Debbie Tarry
City Manager

Mayor

Approved as to form:

Approved as to form:

Shoreline City Attorney

Lake Forest Park City Attorney