

Return to: Spokane County Parks and Recreation
404 North Havana
Spokane, Washington 99202-4663

**1 0509 INTERLOCAL AGREEMENT FOR
IMPROVEMENT OF RECREATIONAL FACILITIES**

THIS AGREEMENT, made and entered this 19th day of June, 2001, by and between Spokane County, a political subdivision of the State of Washington, having offices for the transaction of business at 1116 West Broadway, Spokane, Washington 99260, hereinafter referred to as the "COUNTY," and the City of Airway Heights, a municipal corporation of the State of Washington, having offices for the transaction of business at 1208 South Lundstrom Street, P.O. Box 969, Airway Heights, Washington 99001, hereinafter referred to as the "CITY," jointly hereinafter referred to as the "PARTIES."

WITNESSETH:

WHEREAS, pursuant to the provisions of RCW 36.32.120(6), the Board of County Commissioners has the care of county property and management of county funds and business; and

WHEREAS, pursuant to the provisions of RCW 36.68.090, Spokane County, acting through its Board of County Commissioners, may build, construct, control, operate and maintain parks, playgrounds, gymnasiums and other recreational facilities; and

WHEREAS, pursuant to the provisions within Title 35 RCW, the City of Airway Heights has the statutory authority to own, construct and operate recreational facilities; and

WHEREAS, pursuant to the provisions of RCW 39.34.080, two or more public entities may jointly contract between each other to perform functions which each may individually perform; and

WHEREAS, the City of Airway Heights has requested certain moneys from the County to be used for the purpose of improving park and recreational facilities in the City of Airway Heights, which facilities are accessible to residents of the unincorporated area of Spokane County; and

WHEREAS, the County is desirous of making available to the City of Airway Heights moneys to make certain improvements to its park and recreational facilities.

NOW THEREFORE for and in consideration of the mutual promises set forth hereinafter, the Parties hereto agrees as follows:

SECTION NO. 1: PURPOSE

Spokane County has the legal ability to provide recreational facilities in the unincorporated areas of Spokane County. At the present time there is a need for updated and additional recreational facilities in Commissioner District No. 3, the boundaries of which encompass the City of Airway Heights. The CITY is desirous of constructing, improving and upgrading recreational facilities with its boundaries and in conjunction therewith has requested that the COUNTY contribute \$50,000 toward such activities. The purpose of the Agreement is for the COUNTY and the CITY to set forth those provisions under which the COUNTY will make a \$50,000 contribution toward improving and upgrading of such recreational facilities (premises).

The CITY agrees to improve and upgrade those recreational facilities, more particularly described in Attachment "A" attached hereto and incorporated herein by reference. The COUNTY agrees to make available to the CITY \$50,000 for the improvement and upgrade of such recreational facilities. Said money will be paid to the CITY upon the submittal of written request directed to Marshall Farnell, Spokane County Director of Administrative Services, having offices at the above address of the COUNTY. The COUNTY, upon receipt of the request will forward a warrant in the amount of \$50,000 to the CITY within two (2) calendar weeks.

The CITY shall provide a written report to the COUNTY yearly, until the COUNTY'S contribution provided for herein is expended indicating which recreational facilities described in Attachment "A" have been improved and/or upgraded.

The CITY agrees that all recreational facilities which are upgraded or improved with moneys provided by the COUNTY herein shall be available to all COUNTY residents at the same cost or fee, if any, that CITY residents shall pay. The CITY recognizes that the COUNTY has no obligation to fund any maintenance costs for any of the recreational facilities set forth in Attachment "A".

The CITY agrees to comply with all applicable laws governing public works in conjunction with all improvements or upgrades.

SECTION NO. 2: TERMINATION

In the event the CITY does not improve or upgrade the recreational facilities set forth in Attachment "A" on or before January 1, 2003, this Agreement shall terminate as any unexpended moneys unless the COUNTY desires to extend the term of this agreement based upon a written request of the CITY detailing why such uncompleted improvement or upgrade was not completed. The CITY shall return to the COUNTY any unexpended moneys for which an extension is not granted within six (6) months of January 1, 2003.

SECTION NO. 3: ADMINISTRATOR

The COUNTY hereby appoints the Spokane County Parks Director as its representative for the purpose of ensuring that the provisions of the Agreement are satisfied.

SECTION NO. 4: PERSONAL/REAL PROPERTY

Any real property to be acquired by the CITY under the terms of this Agreement or improvements to said real property shall remain the property of the CITY at all times and the CITY shall have the right to dispose of such property as provided for by law and/or agreement.

IN WITNESS WHEREOF, the PARTIES have caused this Agreement to be executed on the date and year set forth herein above.



BOARD OF COUNTY COMMISSIONERS
OF SPOKANE, COUNTY, WASHINGTON

ATTEST:
VICKY M. DALTON
CLERK OF THE BOARD

PHILLIP D. HARRIS, Chair

W. K. McCaslin

M. KATE McCASLIN, Vice-Chair

BY: *Daniela Erickson*
Daniela Erickson, Deputy

John Roskelley
JOHN ROSKELLEY

CITY OF AIRWAY HEIGHTS:

ATTEST:

By:

Brian Grady

BRIAN GRADY

By: *Melissa Shannon*
City Clerk/Finance Director

Its:

Mayor

(Title)

APPROVED AS TO FORM:

By: *Paul J. Schmitt*
City Attorney

(agreements/airway heights rec improvements 2001.jpe)



P.O. Box 969
Airway Heights, WA 99001-0969

(509) 244-5576

October 30, 2000

Honorable Commissioner Harris
District # 3
1116 W. Broadway
Spokane, WA 99260

Dear Mr. Harris:

On behalf on Mayor Grady, I would like to request funding for upgrading our City Parks. Specifically, Airway Heights is looking for funding to accomplish the following....

1. Installation of a new sprinkler system at Sunset Park. The present system is woefully inadequate and requires extensive repairs continually. Est. cost \$50,000.00
2. Martella Baseball Field reconstruction. This field is dangerous and all attempts at repairing the uneven, pot holed terrain have been unsuccessful. Est. cost \$45,000.00
3. Construction of new soccer field at Shorry Combs Park. \$10,000.00
4. Tennis Court reconstruction at Sunset Park. Est. Cost \$25,000.00

The City of Airway Heights respectfully requests your assistance in obtaining the funds to meet the needs of our community. The City is moving forward on planning for these improvements, and would welcome a chance to meet with you to present our request in person.

Sincerely:

Charles Freeman
Public Works Director