

**AMENDMENT NO. 2 TO  
INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND FRENCH SLOUGH  
FLOOD CONTROL DISTRICT FOR FLOOD DAMAGE REDUCTION**

THIS AMENDMENT NO. 2 TO INTERLOCAL AGREEMENT BETWEEN SNOHOMISH COUNTY AND FRENCH SLOUGH FLOOD CONTROL DISTRICT FOR FLOOD DAMAGE REDUCTION (the “Second Amendment”) is made and entered into by and between Snohomish County, a political subdivision of the State of Washington (the “COUNTY”), and French Slough Flood Control District, a special purpose district organized under chapter 85.38 RCW (the “DISTRICT”).

**A.** The COUNTY and the DISTRICT executed an agreement entitled “Interlocal Agreement between Snohomish County and French Slough Flood Control District for Flood Damage Reduction” (the “Original Agreement”) on May 10, 2021, to expire on December 31, 2021.

**B.** The Original Agreement allowed for an extension up to one year to be authorized by the COUNTY Director of Conservation and Natural Resources and the DISTRICT Commissioner.

**C.** Amendment No. 1 dated December 3, 2021 was executed by the COUNTY Director of Conservation and Natural Resources and the DISTRICT Commissioner and extended the expiration date of the Original Agreement to December 31, 2022.

**D.** The COUNTY and the DISTRICT wish to extend the Agreement expiration date until December 31, 2023, through this Second Amendment.

NOW, THEREFORE, for and in consideration of the mutual benefits conferred on both parties, the parties agree as follows:

**Section 1** Section II, subsection B of the Original Agreement as previously amended is further amended to read as follows:

B. The Agreement shall terminate on December 31, 2023, PROVIDED however, that the term of this Agreement may be extended or renewed for up to one (1) additional one (1) year term, at the sole discretion of the County through a written amendment as specified in Section III below. The County’s obligations after December 31, 2022, are contingent upon local legislative appropriation of necessary funds in accordance with applicable laws and the Snohomish County Charter.

**Section 2** All other terms and conditions of the Original Agreement shall remain in full force and effect except as expressly modified by this Second Amendment.

IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment as of the date of the last party to sign.

**COUNTY:**

**DISTRICT:**

By Dave Somers Digitally signed by Dave Somers  
Date: 2023.01.04 16:55:15  
-08'00'  
Snohomish County Executive Date

By Michelle Canfield Digitally signed by Michelle  
Canfield  
Date: 2022.11.10 23:02:34  
-08'00'  
Date  
Title: Chair

Approved to form only:

Hart, Alethea Digitally signed by Hart,  
Alethea  
Date: 2022.11.29  
14:48:58 -08'00'

COUNCIL USE ONLY	
Approved	<u>1/04/2023</u>
ECAF #	<u>2022-1189</u>
MOT/ORD	<u>Ord 22-071</u>