

**ADDENDUM TO AND AMENDMENT OF INTERGOVERNMENTAL AGREEMENT  
FOR  
JOINT ANIMAL SERVICES OPERATIONS**

THIS ADDENDUM to the Intergovernmental Agreement for Joint Animal Services Operations dated November 16, 1992, and amendment of said agreement is made by and between the City of Lacey, Washington; the City of Olympia, Washington; the City of Tumwater, Washington; and Thurston County, Washington; all of which are original and current parties to such Intergovernmental Agreement for Joint Animal Services Operations.

WHEREAS, the parties hereto entered into an Intergovernmental Agreement for Joint Animal Services Operations dated November 16, 1992, and have conducted their affairs in accordance with said agreement, and

WHEREAS, the parties have, pursuant to paragraph 7 of such agreement, sold the existing shelter building and other improvements and have deposited the funds received therefrom in the Joint Animal Services Fund for application to the costs of financing a new shelter, and

WHEREAS, each of the parties has authorized the City of Lacey to act on behalf of the Joint Animal Services Commission and the named parties to enter into a Purchase and Sale Agreement to purchase real property and improvements located thereon, located at 3120 Martin Way, Olympia, Washington, for the sum of One Million Fifty Thousand Dollars (\$1,050,000.00), and

WHEREAS, the parties acknowledge that it will be necessary to borrow funds from First Community Bank of Washington or such other bank or financing institution as shall be deemed appropriate to pay for the purchase of said property and the remodeling and development of the same for use as the animal shelter facility, NOW, THEREFORE

IT IS HEREBY AGREED between the parties as follows:

1. Each of the parties execution of this Agreement authorize the City of Lacey, acting on behalf of all of the parties, to take such steps as are necessary to secure a loan from First Community Bank of Washington or such other bank or financing institution as shall be deemed appropriate to provide sufficient funds for the purchase, remodeling and development of that certain real property located at 3120 Martin Way, Olympia, Washington, and legally described on Exhibit "A" attached hereto. It is estimated that the total cost of such purchase, remodeling and development will not exceed the sum of Two Million Five Hundred Thousand Dollars (\$2,500,000.00). However, in negotiating the amount of such loan, the City of Lacey shall take into account funds received from the sale of the shelter building at 320 East Thurston Avenue, Olympia, Washington, and any funds contributed by others. Each of the parties covenants to repay such loan in accordance with the payment formula set forth in paragraph 5.b.(1)(b) of such agreement.

2. Paragraph 11. of the Intergovernmental Agreement for Joint Animal Services Operations dated November 16, 1992, is hereby amended to read as follows:

“11. Term.

“The term of this Agreement shall continue until the parties by unanimous agreement vote to terminate it. A party may withdraw from this agreement only after any and all loans secured for the purchase, remodeling and development of animal shelter facilities located on the real property described on Exhibit “A” attached hereto have been fully paid and after providing to all other parties 12 months advance written notice of the intent to withdraw. Provided, however, withdrawal may be allowed upon unanimous agreement of all parties, which agreement shall provide the means by which any such outstanding loans are to be paid and the necessary covenants and commitments therefore. The withdrawal of one party from this agreement shall not terminate the agreement.”

IN WITNESS WHEREOF, the parties have executed this agreement this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

City of Lacey

City of Olympia

By \_\_\_\_\_

By \_\_\_\_\_

City of Tumwater

Thurston County

By \_\_\_\_\_

By \_\_\_\_\_

Approved as to form.

\_\_\_\_\_  
Attorney for City of Lacey

## EXHIBIT A

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 18 NORTH, RANGE 1 WEST, W.M., DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECITON OF THE EAST LINE OF SAID SUBDIVISION WITH THE NORTHERLY LINE OF 200 FOOT WIDE MARTIN WAY; RUNNING THENCE NORTH ALONG SAID EAST LINE OF SUBDIVISION 730.81 FEET MORE OR LESS TO THE SOUTHEAST CORNER OF TRACT CONVEYED TO W. M. YEAGER AND WIFE BY DEED DATED OCTOBER 23, 1930 AND RECORDED IN VOLUME 138 OF DEEDS, PAGE 297; THENCE WESTERLY ALONG THE SOUTH LINE OF SAID YEAGER TRACT 330 FEET MORE OR LESS TO THE EAST LINE OF BERRY FARMS ADDITION TO OLYMPIA AS RECORDED IN VOLUME 8 OF PLATS, PAGE 28; THENCE SOUTHERLY ALONG SAID EAST LINE OF ADDITION 780.81 FEET MORE OR LESS TO SAID NORTHERLY LINE OF MARTIN WAY; THENCE NORTHEASTERLY ALONG SAID NORTHERLY LINE OF MARTIN WAY 340 FEET MORE OR LESS TO THE POINT OF BEGINNING; EXCEPTING THEREFROM THAT PART OF THE WEST 93 FEET LYING SOUTH OF THE NORTH 400 FEET THEREOF. TOGETHER WITH THAT PORTION OF VACATED MARTIN WAY ADJOINING AS VACATED BY ORDINANCE NO. 3765 RECORDS OF THURSTON COUNTY.

SITUATE IN THE COUNTY OF THURSTON, STATE OF WASHINGTON.