

To be posted on the City of Vancouver Webpage

**2006-2007  
EXTENSION  
INTERLOCAL SERVICES AGREEMENT  
BETWEEN CITY OF VANCOUVER AND CLARK COLLEGE  
FOR SWIM FACILITY USE**

THIS IS AN AGREEMENT EXTENDING THE INTERLOCAL SERVICES AGREEMENT between the City of Vancouver and Clark College, dated August 9, 2004, filed under Auditor's File Number 387022 on August 19, 2004, for use of Vancouver-Clark Parks and Recreation aquatics facilities (or other pool locations during the 2006/2007 Marshall Pool renovation / closure) for Clark College's swimming programs for their students; and providing for Interlocal Cooperation Act compliance, ratification, and web-posting in compliance with law.

NOW, THEREFORE,

THE CITY AND CLARK COLLEGE agree as follows:

SECTION 1. EXTENSION OF EXISTING INTERLOCAL. Pursuant to SECTION 3 of the interlocal agreement between the parties dated August 19, 2004, the term of the Interlocal is hereby extended for the 2006-2007 academic year for Clark's 2006 Fall, and 2007 Winter and Spring quarters, subject to the changes in terms specified

herein.

SECTION 2. CHANGES IN TERMS. The following SECTIONS are amended to read as follows:

Section 2. The term of this extended Agreement is for the 2006-2007 academic year for Clark's fall, winter and spring quarters, subject to additional extensions as provided in Section 3.

Section 8. COMPENSATION. Clark College shall compensate the City for the 2006-2007 academic year as follows:

For Marshall Pool and Washington State for the Blind ("WSSB") Pool or other swimming locations for 2006 / 2007 Marshall Pool renovation / closure, usage :

At the rate of \$59.00/hour for the hours 9 p.m. to 11:30 p.m. on Thursdays.

Other uses:

Other use of Marshall Pool, WSSB pool or other swimming locations as requested by the College shall be charged at a rate of not less than \$59.00/hour.

Payment for each academic quarter shall be made to the City on or before the following:

Fall quarter 2006 by December 31, 2006

Winter quarter 2007 by April 30, 2007

Spring quarter 2007 by June 30, 2007

Payments that are not paid by the stated deadline shall be considered delinquent. Delinquent payments shall be assessed a late fee of \$25, and shall also accrue interest on the unpaid balance, from the date of delinquency until paid, at an interest rate of one percent (1%) per month.

SECTION 3. TERMS TO CONTINUE. All other provisions of the Interlocal

Agreement between the parties dated August 9, 2004, shall remain in full force and effect.

SECTION 4. RATIFICATION. Acts taken in conformity with this Extended Agreement prior to its execution are hereby ratified and affirmed.

SECTION 5. DOCUMENT EXECUTION AND FILING. The City and Clark College agree that there shall be two (2) duplicate originals of this Agreement procured and distributed for signature by the necessary officials of the parties. Upon execution, one executed original of this Agreement shall be retained by the Vancouver City Clerk and one shall be retained by Clark College. The Vancouver City Clerk shall cause a copy of this Agreement to be posted on the City website pursuant to Chapter 32, Laws of Washington 2006 (RCW 39.34.040). Upon execution of the originals and posting of a copy on the City's website, each such duplicate original shall constitute an agreement binding upon both parties.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed in their respective names by their duly authorized officers and have caused this Agreement to be dated as of the 9th day of January, 2007.

FOR THE CITY OF VANCOUVER, a municipal corporation

SIGNATURE ON FILE

By:

Patrick McDonnell, City Manager

Attested:

SIGNATURE ON FILE

By:

Lloyd Tyler, City Clerk

By: Carrie Lewellen, Deputy City Clerk

Approved as to form:

SIGNATURE ON FILE

By:

Ted H. Gathe, City Attorney

FOR CLARK COLLEGE:

By: SIGNATURE ON FILE 12/22/06  
Robert "Bob" Knight, Acting CEC  
INTERIM PRESIDENT

Approved as to form:

By: SIGNATURE ON FILE Sr. AAG  
Attorney for Clark College

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