



**BUSINESS OF THE CITY COUNCIL
CITY OF MERCER ISLAND**

**AB 6450
April 2, 2024
Consent Agenda**

AGENDA BILL INFORMATION

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| TITLE: | AB 6450: Fourth Extension Agreement to Interlocal Agreement with the Mercer Island School District for the Mary Wayte Pool (2025-2034) | <input type="checkbox"/> Discussion Only <input checked="" type="checkbox"/> Action Needed: <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution |
| RECOMMENDED ACTION: | Authorize the City Manager to sign the fourth extension agreement to the interlocal agreement with MISD for the operation of the Mary Wayte Pool, substantially in the form attached as Exhibit 2 to AB 6450. | |

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| DEPARTMENT: | Administrative Services & Finance |
| STAFF: | Ali Spietz, Chief of Administration Matt Mornick, Finance Director |
| COUNCIL LIAISON: | n/a |
| EXHIBITS: | <ol style="list-style-type: none"> Interlocal Agreement with the Mercer Island School District for the operation of the Mary Wayte Pool, and Extension Agreements 1 through 3 of said ILA Fourth Extension Agreement to the Interlocal Agreement with the Mercer Island School District for the operation of the Mary Wayte Pool |
| CITY COUNCIL PRIORITY: | n/a |

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| AMOUNT OF EXPENDITURE | \$ n/a |
| AMOUNT BUDGETED | \$ n/a |
| APPROPRIATION REQUIRED | \$ n/a |

EXECUTIVE SUMMARY

The purpose of this agenda bill is to authorize the City Manager to sign an extension agreement to the interlocal agreement with the Mercer Island School District for the operation of the Mary Wayte Pool:

- The City and District have collaborated since 2001 to ensure the public has access to aquatic services by continuing to operate the Mary Wayte Pool.
- The City has supported Pool operations with an annual facility management subsidy to the District for the past 14 years under the Interlocal Agreement for the operation of the Mary Wayte Pool (Exhibit 1).
- The third extension agreement to the interlocal agreement expires December 31, 2024.
- The proposed fourth extension agreement continues the City and District’s collaboration for another 10 years through 2034 (Exhibit 2), amounting to \$172,896.60 in 2025.

BACKGROUND

Since 2001, when King County announced they would no longer operate the Mary Wayte Pool, the City of Mercer Island (City) and the Mercer Island School District (District) have worked together to ensure that public aquatic services would continue at the pool. Since the District is the facility and landowner of Mary Wayte Pool, the District took over pool operations, with a sub-contractor assuming responsibility for operations under an agreement with the District.

In 2010, the future of public swimming at the Mary Wayte Pool in Mercer Island was in jeopardy. The Northwest Center (past pool operator) advised that it was no longer in a position to manage the Mary Wayte Pool. In 2011, the City Council authorized the City Manager to enter into a two-year interlocal agreement with the District ([AB 4590](#)) for an annual subsidy to support pool operations. In 2012 and 2013, the City Council authorized one-year Extension Agreements with the District to continue funding support ([AB 4725](#) and [AB 4891](#)).

In 2014, the City Council and Mercer Island School District signed an extension of the interlocal agreement for 10 years (2015-2024) with the City contributing \$126,500 per year (with CPI-U increases) and a requirement that the District maintain a capital reserve account for the duration of the extension ([AB 4972](#)).

ISSUE/DISCUSSION

The District owns the Mary Wayte Pool facility and contracts with Olympic Cascade Aquatic to provide management services to operate the pool. The City has provided funding over the last fourteen years to support public access to a swimming pool via an annual facility management subsidy. These funds support the daily operation of the pool and provide public programs and hours to benefit Mercer Island residents. The Third Extension Agreement to the Interlocal Agreement expires December 31, 2024 (see Exhibit 1).

At their March 28, 2024 meeting, the Mercer Island School District Board approved the Fourth Extension Agreement (see Exhibit 2). The Fourth Extension Agreement would be effective from January 1, 2025 and continue until December 31, 2034 unless terminated per the terms of the Interlocal Agreement. It continues the City's annual funding to assist with the pool and aquatic operations for the benefit of Mercer Island residents. Considering inflation and increasing operational costs, the annual facility management subsidy that the City will pay to the District will be \$172,896.60, adjusted annually thereafter based on the Seattle-Tacoma-Bellevue CPI-U.

In addition, the Fourth Extension Agreement notes that in the event: (a) the District's 2029 Capital levy fails or is not submitted to the voters; (b) a pool system and/or infrastructure failure occurs that cannot be cured from the available funds in the capital reserve account and/or from the 2029 Capital Levy, if approved; or (c) the District can no longer secure the services of a private contractor to operate the Mary Wayte Pool under the terms of the Interlocal Agreement for an annual cost no greater than the facility management subsidy; the District and City agree to negotiate a further amendment to the Interlocal Agreement within 30 days.

RECOMMENDED ACTION

Authorize the City Manager to sign the Fourth Extension Agreement to the Interlocal Agreement with the Mercer Island School District for the operation of the Mary Wayte Pool from January 1, 2025 through December 31, 2034, substantially in the form attached as Exhibit 2 to AB 6450.