



Interlocal Agreement for Coordinated SAMP Review and Legal Services



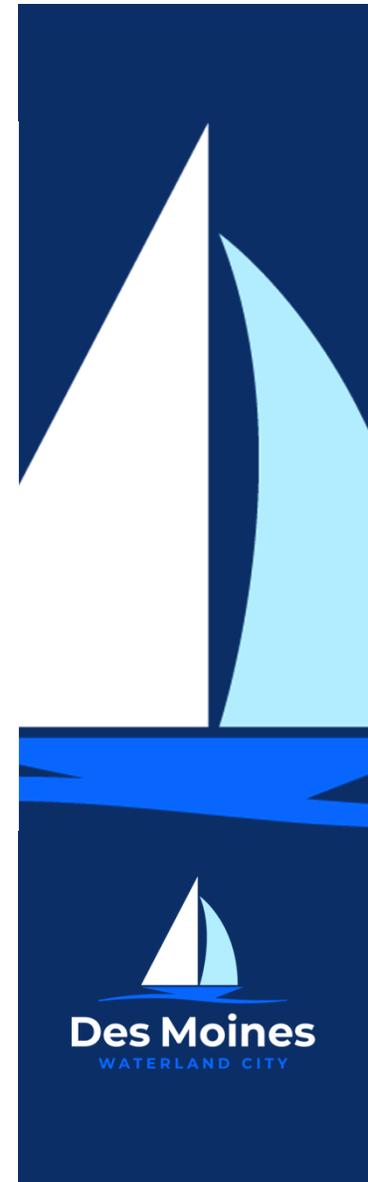
History

- Original ILA signed in 2018
 - Purpose:
 - Process for review, analysis, and responding to the environmental process related to the SAMP, including the SEPA and NEPA processes.
 - About the partnership between the cities; not about a specific consultant or scope of work.
 - Establishes a process for selection and funding of these consultants.
 - Contract Management (SeaTac)/Fiscal Management (Burien).
- Duration: December 31, 2020.
- Amendment Approved in March 2020.
 - Contract Management:
 - Contract Management changed to Des Moines.
 - New ILA in 2024.
 - Duration: Through completion of the SAMP, anticipated by December 31, 2027.



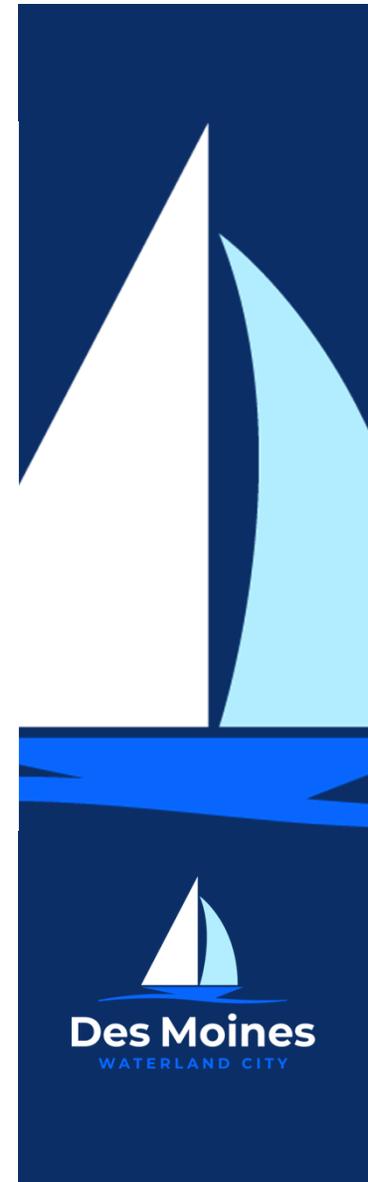
New ILA (Differences)

- Legal Services.
- Normandy Park not participating.
- Duration:
 - Through completion of the SAMP including any appeals, anticipated by December 31, 2028.
- Contract and Fiscal Management.
 - City of SeaTac.
- Legal Counsel:
 - It may be in the best interest of the Parties to jointly hire legal counsel with expertise in environmental law to support a legal challenge to either the NEPA conclusions, the SEPA conclusions, or both.
- Clarification regarding funding split.
- Communication with Consultant.



Estimates Costs

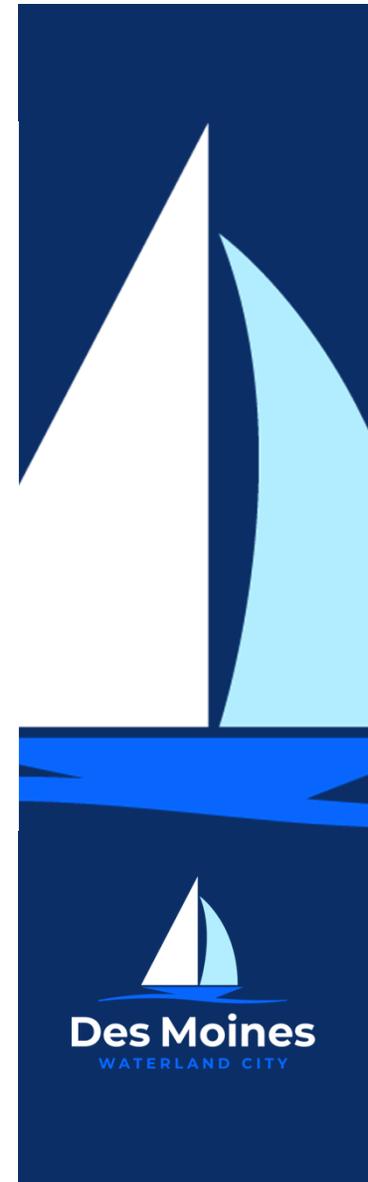
- The costs are based on initial estimates to engage outside legal counsel.
 - The overall time estimates are continuing to be refined as the cities coordinate with outside legal counsel.
- The estimated expenditure for the cities is \$350,000:
 - SeaTac will coordinate the invoicing and payments on behalf of the Three City ILA.
- Des Moines costs, based on the proportional population:
 - City of Des Moines currently has 28% of the population – representing a cost of approximately \$96,000.



NEPA Appeal

- Appeal Deadline:
 - 11/24/2025
- Initial filing/Petition of Review with Request for Stay of the project.
- Estimated initial cost: \$1,000.
- Preserve Appeal rights.
- No commitment to additional appeal expenses with filing.
- Airport Advisory Committee recommends City file appeal to the NEPA.

- Return to Council for additional discussion of appeal early 2026 prior to additional legal costs being expended.



Council Recommended Motion

“I move to approve the Interlocal Agreement between the Cities of Burien, Des Moines, and SeaTac for Legal and Environmental Review in Connection with the NEPA and SEPA Evaluations of the Sea-Tac Airport Sustainable Airport Master Plan and authorize the City Manager to sign substantially in the form as attached.”





Des Moines

WATERLAND CITY