



## MEMORANDUM

**TO:** Satpal Sidhu, County Executive and Members of Council

**FROM:** Bennett Knox, Parks Director  9/15/22

**DATE:** September 13, 2022

**RE:** **Camp Horizon Foundation Agreement for Use & Operation of Bay Horizon**

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Enclosed for review and signature please find two copies of a 25-year agreement between Whatcom County and Camp Horizon Foundation for their use and operation of the buildings at Bay Horizon Park.

### **Background and Purpose**

The Camp Horizon Foundation is non-profit organization which operates a residential camp providing recreational, educational, and social activities for disabled teens and adults at Bay Horizon Park. They have been successfully operating Camp Horizon and maintaining the buildings and portions of Bay Horizon Park since 1987.

The park site is the old Air Force radar base and the camp utilizes and maintains most of the buildings. Whatcom County acquired the property from the Federal Government under the *Federal Lands to Park Program* overseen by the National Park Service. As such, there are restrictions such as requirements that the property be used solely for park purposes. This agreement has received approval from the National Park Service.

### **Funding Amount and Source**

The Foundation is responsible for all building maintenance and utility costs and they employ an on-site caretaker to maintain the grounds and provide security. These costs exceed the amount of any revenues. However, if the Foundation does generate funds from the operation of Bay Horizon Park in excess of amounts required to defray operation and maintenance costs, the Foundation shall pay the County a percentage of the excess funds.

### **Differences from Previous Contract**

The previous agreement was first signed in 1987 and does not have a contract number, followed by amendments 9707020-3 and 9707020-4. The current agreement updates the buildings the Foundation is responsible for, noting that the gymnasium is to be used in collaboration with the Blaine Birch Bay Park District under a separate interlocal agreement between the County and the District (WCC 202010005). Other changes to the current agreement include updated indemnification language, additional insurance requirements for the Foundation, the inclusion of language required by the National Park Service restricting usage to park purposes and updated non-discrimination sections. Additionally, this agreement has 5-year review periods.

If you need anything further, you can reach me at x5855

Thank you!