

INTERLOCAL AGREEMENT DESIGNATING

THE CITY OF KELSO

AS

"SPONSOR"

THIS IS AN AGREEMENT executed pursuant to RCW 39.34 designating the city of Kelso as "Sponsor" of Kelso/Longview Regional Airport Authority, and providing for indemnification to said city.

WHEREAS, U.S. Department of Transportation, Federal Aviation Administration (FAA) has heretofore agreed to pay and it is anticipated that it will continue to annually pay a portion of the costs of certain Airport Improvement Programs (AIP) of the Airport Authority, and the FAA requires that an agreement be executed by a qualified "Sponsor" of the Kelso/Longview Airport; and

WHEREAS, the City of Kelso is already accepted by the FAA as a "Sponsor" of said airport and there is no need to change sponsors if all of the participating entities of the Kelso/Longview Regional Airport Authority are willing to indemnify the City of Kelso from more than its equal share of any liability that may arise by reason of such sponsorship; and

WHEREAS, the Airport Authority, which consists of the City of Longview, the City of Kelso, Cowlitz County and the Port of Longview, all as equal participants, is desirous of designating the City of Kelso as "Sponsor" of the Kelso/Longview Regional Airport, and is willing to assume all responsibility for the performance of the obligations of "Sponsor", including the "Grant Assurances" contained in Grant Agreements proposed by the FAA, the payment of all amounts constituting the Sponsor's portion of the

acquisition costs, and all ineligible costs, and to indemnify and hold the City of Kelso free and harmless from any and all liabilities and obligations arising in any way from having acted as Sponsor pursuant to this Agreement; and

WHEREAS, the City of Kelso is willing to accept the responsibilities of Sponsor of said Airport and to perform the duties required of it as such Sponsor;

NOW, THEREFORE, in consideration of the mutual benefits contained herein, the parties hereto hereby promise, agree and consent as follows:

SECTION 1. PARTIES: The parties to this Agreement are: the KELSO/LONGVIEW REGIONAL AIRPORT AUTHORITY, an entity created by an Amended Interlocal Agreement executed by the City of Kelso, Washington, the City of Longview, Washington, Cowlitz County, Washington and the Port of Longview , Washington and the CITY OF KELSO, Washington.

SECTION 2. DESIGNATION OF KELSO AS "SPONSOR": In accordance with the requirements of 49 U.S.C. 2202, et seq., the Kelso/Longview Regional Airport Authority, and each of its participating entities, named above, hereby designates and appoints the City of Kelso, Washington as "Sponsor" of the Kelso/Longview Airport and hereby authorizes the appropriate officers of said city to execute and agree to the terms of Grant Agreements on behalf of said Authority and on behalf of all of the participating entities, but only after presentation of such documents to and approval by the directors of said authority, which documents have been or will be prepared and presented by the FAA for the Airport Improvement Projects. (AIPs).

SECTION 3. AGREEMENT TO ASSUME AND PERFORM DUTIES: The Kelso/Longview Regional Airport Authority, and its participating entities, hereby promises and agrees to assume and perform all duties described in

said Grant Agreements or otherwise required to be performed by the Sponsor including the payment of such funds as are required in the performance of the duties set forth in said Grant Agreements.

SECTION 4. INDEMNIFICATION PROVISIONS: The Kelso/Longview Regional Airport Authority, and its participating entities, hereby promises and agrees to indemnify and hold the City of Kelso, Washington, free and harmless from any and all liabilities whatever arising from its performance of duties or assumption of responsibilities as Sponsor hereunder.

IN WITNESS WHEREOF THE PARTIES HAVE EXECUTED THIS AGREEMENT THE DAY AND DATE APPEARING BELOW AT THE PLACE OF THEIR EXECUTION HEREOF.

3014
July 13, 1994

June
July 22 1994

KELSO/LONGVIEW REGIONAL AIRPORT
AUTHORITY
BY: [Signature]
chairman

CITY OF KELSO,
WASHINGTON
BY: [Signature]
City Manager

Approved as to form:

Approved as to form:

[Signature]
Attorney for Authority

[Signature]
City Attorney

APPROVAL OF PARTICIPATING ENTITIES:

Each of the following entities is an equal participating member of the Kelso/Longview Regional Airport Authority, and agrees to all of the terms set forth above.

Date: 6/30/94

Date: June 22, 1994

City of Longview, Washington
By: [Signature]

City of Kelso, Washington
By: [Signature]

Approved as to form:

Approved as to form:

[Signature]
Longview City Attorney

[Signature]
Kelso City Attorney

Date: 6/14/94

Port of Longview

By: [Signature]

Approved as to form:

William Walker
Attorney for Port of Longview

Date: 6-20-94

Board of County Commissioners
Cowlitz County, Washington

By: [Signature]
Van A. Youngquist, Chairman

Approved as to form:

[Signature]
Prosecuting Attorney

Attest: [Signature]
Vickie M. Musgrove
Clerk of the Board