

**MEMORANDUM OF UNDERSTANDING
FOR COOPERATION BETWEEN THE
PORT OF KENNEWICK**

AND THE

CITY OF RICHLAND

FOR MUTUALLY BENEFICIAL PROJECTS

This Memorandum of Understanding, hereinafter "MOU" is made by and between the Port of Kennewick, a port district formed under the laws of the State of Washington (hereinafter "Port"), and the City of Richland, a Washington municipal corporation and City of the First Class (hereinafter "City,") collectively referred to as the "Parties."

This MOU represents good faith voluntary commitments that are being made by the Parties in the spirit of cooperation. The Parties are motivated by their belief that these commitments will mutually benefit the residents and landowners of the Port and the City of Richland.

W-I-T-N-E-S-S-E-T-H:

I. Recitals

WHEREAS, the Port of Kennewick is a port district lawfully formed under RCW 53.04; and

WHEREAS, the City of Richland is a municipal corporation and a City of the First Class formed under the laws of the State of Washington, with all the powers granted to cities of the first class by the Constitution and laws of the State and all powers implied thereby; and

WHEREAS, the Port and City share a mutual interest in creating jobs within areas of overlapping jurisdiction, and improving the quality of life for taxpayers; and

WHEREAS, the Port and City enjoy a strong and mutually beneficial relationship; and

WHEREAS, nothing in this MOU affects the legal rights of the Parties, nor shall it confer any jurisdiction on the City of Richland over the Port of Kennewick, nor the Port of Kennewick over the City of Richland

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants contained herein, the parties declare their respective objectives as follows:

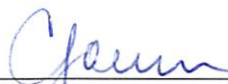
II. Terms of Understanding

- A. The Parties commit to engage in open communication regarding long-range investments by the Port in the City to align with each agency's strategic planning.

B. Site specific project - Master Planning of Trailhead Park. The Parties recognize the Community's support for recreation on Badger Mountain as evidenced by increasing public use of the area. The master planning effort will include an analysis and recommendations for City-owned land in and around the developed Trailhead Park. The effort will be coordinated with Benton County to align with their recently completed master planning exercise for the County-owned Badger Mountain Centennial Preserve. The Port agrees to support the master planning exercise in an amount not to exceed \$10,000.

IN WITNESS WHEREOF, the parties hereto have executed this Memorandum of Understanding on the 30th day of October, 2014.

CITY OF RICHLAND



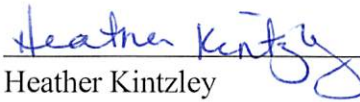
Cynthia D. Johnson, ICMA-CM
City Manager

PORT OF KENNEWICK



Tim Amtzen, Executive Director

Approved as to Form:



Heather Kintzley
City Attorney