

**RESOLUTION NO. 33-2013**

**EMERGENCY LAND USE RENTAL AGREEMENT BETWEEN  
DEPARTMENT OF NATURAL RESOURCES AND THE CITY OF OMAK**

**THE CITY COUNCIL OF THE CITY OF OMAK**, Washington do hereby resolve that the Emergency Land Use Rental Agreement at the Omak Municipal Airport from July 1, 2013 through September 30, 2013, and attached hereto as "Exhibit A", between the **CITY OF OMAK**, a municipal corporation and **DEPARTMENT OF NATURAL RESOURCES**, a division of the **STATE OF WASHINGTON**, is hereby approved.

The Mayor is hereby authorized and directed to execute the same for and on behalf of the **CITY**; and the City Clerk is authorized and directed to attest her signature.

**INTRODUCED** and passed this 3rd day of June, 2013.

**APPROVED:**

Cindy Gagne  
Cindy Gagne, Mayor

**ATTEST:**

Kathy Lobdell  
Kathy Lobdell, City Clerk

**APPROVED AS TO FORM:**

Michael Howe  
Michael Howe, City Attorney

**STATE OF WASHINGTON  
DEPARTMENT OF NATURAL RESOURCES  
EMERGENCY LAND USE RENTAL AGREEMENT**

1. This RENTAL AGREEMENT, by and between:

Owner's name(s): City of Omak

Mailing address: 2 North Ash St.

City, State, zip code: Omak, WA 98841

Telephone no. (509) 826-1170

for their heirs, executors, administrators, successors, and assigns, hereinafter called the Landlord, and the State of Washington Department of Natural Resources, hereinafter called the Tenant, acting under a delegation of authority from the Department of General Administration, in accordance with RCW 43.82.010.

The parties hereto, for the consideration hereinafter mentioned, do covenant and agree as follows:

**2. PURPOSE**

The Tenant agrees to rent property and/or facilities from the Landlord for purposes of establishing the following emergency incident management facilities:

Place a portable trailer (approximately 10' X 40') to provide shelter for a helitack crew that will be staged at the Omak Airport for initial attack on wildfires. Each helitack crew is accompanied by a Bell UH1 helicopter. Occasionally, a second helitack crew and helicopter may be staged at the airport during periods of extreme fire danger.

**3. PROPERTY**

The Landlord agrees to rent to the Tenant the following described property:

The area located on the south side of the wood rail fence at the Omak Airport (see attached map).

Located at:

Address: 102 A Omak Airport Road

City or Town: Omak, Okanogan County, WA.

**3. TERM**

X Option A: This Rental Agreement shall be effective from approximately July 1, 2013 to September 30, 2013, unless otherwise modified by the parties.

N/A Option B: At will, upon notice by Tenant and completion of a Pre-Use Inspection Report.

1 of 2

**4. COMPENSATION**

Tenant shall pay to the Landlord the sum of \$0.00 per day as rent for the above described

property or properties, and such further consideration as may be set out below for expenses associated with the use of the property. Partial days shall be calculated at the same rate as a complete day.

#### 5. PAYMENT

The Department of Natural Resources shall make payment within thirty (30) days of receipt of an invoice or other equivalent documentation from Landlord. Requests for payment and other notices are to be sent to the following address:

N/A

#### 6. RESTORATION

Tenant agrees to restore the property to the same condition it was in prior to Tenant's occupancy, less wear and tear, to the extent reasonably practical. Landlord and Tenant shall inspect the property both prior to and after Tenant's occupancy and use, and document its condition in an Inspection Report.

Landlord:

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Tenant:

By: Keenan Roberts

Title: District Manager

Date: 5/30/13

Approved As To Form:

Michael C. Dwyer

Assistant Attorney General

Date

2/2/09

#### Addendum to Agreement


Contact Information (Names, titles, day and night phone numbers):

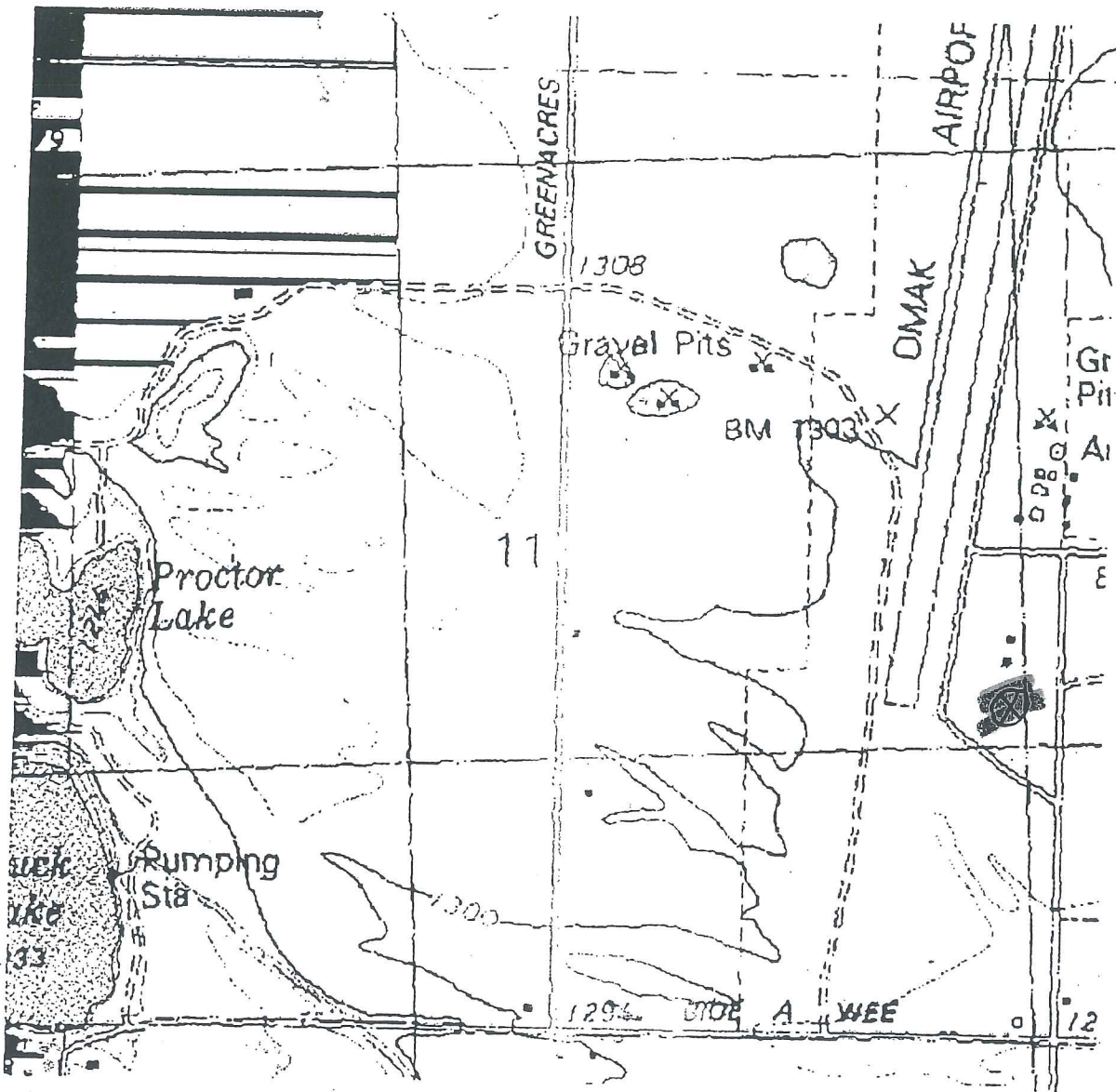


JSGS QUAD (by Township, Section):

Township: t34r26e Section: 11

NES-10-SO-ELURA#33

 Approximate Location of Trailer



20-APR-2009

Map scale: 1 in. = 12000 in.



WASHINGTON STATE DEPARTMENT OF  
Natural Resources