MEMORANDUM OF UNDERSTANDING BETWEEN

FEDERAL AVIATION ADMINISTRATION (FAA)

AND

PINAL COUNTY

This Memorandum of Understanding (MOU) is made for the purpose of notice by and between the Federal Aviation Administration (FAA) and the County of Pinal, Arizona (Sponsor), collectively known as "the Parties." This notice represents the complete understanding of the Parties concerning the expectations for each party during the period between the date that the sponsor submits an application for inclusion in the FAA Contract Tower (FCT) Program and the entry into the Program.

Section 1.

The parties agree that the minimum requirements for entry into the FCT Program are a sponsor provided tower determined by FAA to be suitable for conducting air traffic control services and a benefit/cost ratio (B/C) of 1.0 or greater. A sponsor requesting entry into the FCT Program will receive an application package directly from FAA. This package will include a request for documentation that will be used to complete the B/C. Upon receipt of the completed package, FAA will compute the sponsor's B/C.

If a B/C of 1.0 or greater is received, the sponsor will have five (5) years from the date of receiving the B/C to complete the requirements for entry into the FCT Program. At the end of the five-year period, if the requirements have not been fully met, the MOU will expire and the sponsor will be required to sign a new MOU. An updated B/C will be required with each new MOU. Applicants that do not obtain a 1.0 or greater B/C will not be eligible for entry into the FCT Program.

The Airport Sponsor agrees that notwithstanding any other provisions of this MOU, the FAA's ability to provide contract ATC service is contingent upon the appropriation of adequate funding that enables the FAA to provide contract air traffic control (ATC) services. If adequate annual appropriations are not provided, the FAA may not fulfill its expectations under this MOU.

The parties agree to enter into an ATC Tower Operations Agreement that will set forth the terms under which the FAA will provide ATC services, and will define the conditions under which the FAA will occupy the sponsor provided tower for the purpose of providing ATC services.

Parties are bound by a duty of good faith and best effort in achieving the goals of this MOU.

EFFECTIVE DATE and TERM

The effective date of this MOU is the date on which it has been signed by the appropriate representatives for both The FAA and the Airport Sponsor. This Agreement shall expire five (5) years from the effective date unless terminated by the parties in writing.

AGREED:

Pinal County	Federal Aviation Administration
BY: _____	BY: _____
TITLE: _____	TITLE: _____
DATE: _____	DATE: _____