


Res. 155
Significant

Contract Cover Sheet

Note: Shaded areas are for County Executive review.

Department AIRPORT		Contract/Addendum # 104590																					
1. This contract, grant or addendum: <input type="checkbox"/> AWARDS <input checked="" type="checkbox"/> ACCEPTS		<table border="1"> <tr> <th>Contract</th> <th>Addendum</th> </tr> <tr> <td colspan="2">If Addendum, please include original contract number</td> </tr> <tr> <td><input type="checkbox"/> POS</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Grant</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Co Lease</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Co Lessor</td> <td><input checked="" type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Intergovernmental</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Purchase of Property</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Property Sale</td> <td><input type="checkbox"/></td> </tr> <tr> <td><input type="checkbox"/> Other</td> <td><input type="checkbox"/></td> </tr> </table>		Contract	Addendum	If Addendum, please include original contract number		<input type="checkbox"/> POS	<input type="checkbox"/>	<input type="checkbox"/> Grant	<input type="checkbox"/>	<input type="checkbox"/> Co Lease	<input type="checkbox"/>	<input type="checkbox"/> Co Lessor	<input checked="" type="checkbox"/>	<input type="checkbox"/> Intergovernmental	<input type="checkbox"/>	<input type="checkbox"/> Purchase of Property	<input type="checkbox"/>	<input type="checkbox"/> Property Sale	<input type="checkbox"/>	<input type="checkbox"/> Other	<input type="checkbox"/>
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<input type="checkbox"/> Property Sale	<input type="checkbox"/>																						
<input type="checkbox"/> Other	<input type="checkbox"/>																						
2. This contract is discretionary <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																							
3. Term of Contract or Addendum: January 1, 2017 to December 31, 2018																							
4. Amount of Contract or Addendum: Rent and Fees per Dane County Ordinances																							
5. Purpose: Extension of current airline operating agreement and terminal building lease. (DCRA 2010-03)																							
6. Vendor or Funding Source: Delta Airlines, Inc.																							
7. MUNIS Vendor Code: 9952																							
8. Bid/RFP Number: Contract Cover Sheet																							
9. If grant: Funds Positions? <input type="checkbox"/> Yes <input type="checkbox"/> No Will require on-going or matching funds? <input type="checkbox"/> Yes <input type="checkbox"/> No																							
10. Are funds included in the budget? <input type="checkbox"/> Yes <input type="checkbox"/> No																							
11. Account No. & Amount, Org & Obj		Amount \$																					
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12. If this contract awards funds, a purchase requisition is necessary: Enter requisition # & year _____																							
13. Is a resolution needed? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No and If yes, please attach a copy of the Resolution. If Resolution has already been approved by the County Board, Resolution No. & date of adoption 2016 RES-155																							
14. Does Domestic Partner equal benefits requirement apply? <input type="checkbox"/> Yes <input type="checkbox"/> No																							
15. Director's Approval: 																							

Contract Review/Approvals				Vendor	
Initials	Ftnt	Date In	Date Out	Vendor Name	
<u>MJ</u>	Received	<u>10/3/16</u>		Delta Airlines, Inc.	
<u>aw</u>	Controller		<u>10/4/16</u>	Contact Person Brian Mattingly	
<u>[Signature]</u>	Corporation Counsel	<u>10/4/16</u>	<u>10/4/16</u>	Phone No. (404) 715-6700	
<u>[Signature]</u>	Risk Management	<u>10/4/16</u>	<u>10/5/16</u>	E-mail Address brian.mattingly@delta.com	
<u>CW</u>	Purchasing	<u>10/4/16</u>	<u>10/4/16</u>		
	County Executive				

Footnotes:

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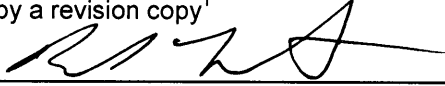
Return to:	Name/Title: <u>Kimberly S. Jones</u> ^{Deputy} Dir. Fin + Admin. Phone: (608) 246-3391 E-mail Address: <u>jones.kimberly@msnairport.com</u>	Dept.: Mail Address:	Dane County Regional Airport 4000 International Lane Madison, WI 53704
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Certification

The attached contract: [check as many as apply]

- conforms to Dane County's standard Purchase of Services Agreement form in all respects
- conforms to Dane County's standard Purchase of Services Agreement form with modifications and is accompanied by a revision copy¹
- is a non-standard contract which has been reviewed or developed by corporation counsel and which has not been changed since that review/development
- is a non-standard contract previously review or developed by corporation counsel which has been changed since that review/development; it is accompanied by a revision copy¹
- is a non-standard contract not previously reviewed by corporation counsel; it is accompanied by a revision copy
- contains non-standard/indemnification language which has been reviewed or developed by risk management and which has not been changed since that review/development
- contains non-standard insurance/indemnification language which has been changed since review/development or which has not been previously seen by risk management; it is accompanied by a revision copy
- contains non-standard affirmative action/equal opportunity language which has been reviewed or developed by contract compliance and which has not been changed since that review/development
- contains non-standard affirmative action/equal opportunity language which has been changed since the earlier review/development by contract compliance or which has not been previously seen by contract compliance; it is accompanied by a revision copy¹

Date: 9-29-16

Signed: 

Telephone Number (608) 246-3380

Print Name: Bradley S. Livingston, AAE Airport Director

Major Contracts Review (DCO Sect. 25.20) This review applies only to contracts which both exceed \$100,000 in disbursements or receipts and which require county board review and approval.

Executive Summary (attach additional pages, if needed).

1. **Department Head** Contract is in the best interest of the County.
Describe any deviations from the standard contracting process and any changes to the standard Purchase of Services Form Agreement.

Date: 9-29-16

Signature: 

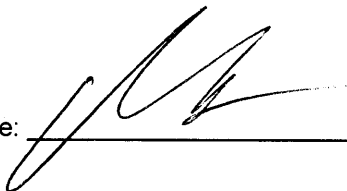
2. **Director of Administration** Contract is in the best interest of the County.
Comments:

Date: _____

Signature: _____

3. **Corporation Counsel** Contract is in the best interest of the County.
Comments:

Date: 10/4/16

Signature: 

¹ A revision copy is a copy of the contract which shows the changes from the standard contract or previously revised/developed contract by means of overstrikes (indicating deletions from the standard language) and underlining (showing additions to the standard language).

**FOURTH AMENDMENT AND SECOND TERM EXTENSION OF THE
SCHEDULED AIRLINE OPERATING AGREEMENT AND TERMINAL
BUILDING LEASE OF DELTA AIR LINES, INC.**

DANE COUNTY REGIONAL AIRPORT
LEASE NO. DCRA 2010-03

THIS FOURTH AMENDMENT AND SECOND TERM EXTENSION of the Scheduled Airline Operating Agreement and Terminal Building Lease of Delta Air Lines, Inc. is entered into by and between Delta Air Lines, Inc., a corporation organized under Delaware law (hereinafter, "Airline"), and Dane County, a Wisconsin quasi-municipal corporation (hereinafter, "County"), and shall be effective as of the date by which it is fully executed by both parties.

WITNESSETH:

WHEREAS Airline and County are parties to a Scheduled Airline Operating Agreement and Terminal Building Lease, identified as Dane County Lease No. DCRA 2010-03, which has been previously amended three times, including a two year term extension (hereinafter, as amended, the "Lease Agreement"); and

WHEREAS, pursuant to the terms thereof, the Lease Agreement is effective through December 31, 2016; and

WHEREAS Airline and County desire to amend the Lease Agreement to extend its term for an additional two years;

NOW, THEREFORE, for and in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, Airline and the County do agree as follows:

1. The Lease Agreement shall remain in full force and effect unchanged in any manner by this Fourth Amendment and Second Term Extension of the Scheduled Airline Operating Agreement and Terminal Building Lease of Delta Air Lines, Inc. except for those changes expressly set forth herein.
2. The first sentence of Section 2.01 of the Lease Agreement is deleted in its entirety and replaced with the following:

This Agreement shall be effective January 1, 2010 and shall continue through December 31, 2018, subject to prior termination as provided in Article 12 herein.

SIGNATURE PAGE FOLLOWS

IN WITNESS OF THE FOREGOING, and with the intent to be bound thereby, the parties have executed this Fourth Amendment and Second Term Extension of the Scheduled Airline Operating Agreement and Terminal Building Lease of Delta Air Lines, Inc. on the dates set forth below.

FOR DANE COUNTY:


Joe Parisi
Dane County Executive

Date: _____

Scott McDonell
Dane County Clerk

Date: _____

FOR DELTA AIR LINES, INC.



* JIM BOUCHER DIRECTOR LRE 4-16-16

*Print Name and Title of Signing Officer