

CONTRACT COVERSHEET

NOTE: Shaded areas are for County Executive review.

RES-471
Significant

DEPARTMENT AIRPORT	CONTRACT/ADDENDUM #: 10459C																											
1. This contract, grant or addendum: <input type="checkbox"/> AWARDS <input checked="" type="checkbox"/> ACCEPTS	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center;">Contract</td> <td style="width: 34%; text-align: center;">If Addendum, please include original contract number</td> <td style="width: 33%; text-align: center;">Addendum</td> </tr> <tr> <td style="text-align: center;">↓</td> <td></td> <td style="text-align: center;">↓</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">POS</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Co Lessee</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Co Lessor</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Intergovernmental</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Purchase of Property</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Property Sale</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> <td style="text-align: center;">Other:</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Contract	If Addendum, please include original contract number	Addendum	↓		↓	<input type="checkbox"/>	POS	<input type="checkbox"/>	<input type="checkbox"/>	Co Lessee	<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"/>	Other:	<input type="checkbox"/>																										
2. This contract is discretionary <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO																												
3. Term of Contract or Addendum: From: <u>Dec. 31, 2014</u> To: <u>Dec. 31, 2016</u>																												
4. Amount of Contract or Addendum																												
5. Purpose: The Dane County Regional Airport and the signatory airlines (including Delta) providing scheduled passenger service to MSN have agreed to amend the existing leases to extend the expiration date to December 31, 2016. All other terms and conditions are unchanged.																												
6. Vendor or Funding Source: Delta Air Lines, Inc.																												
7. MUNIS Vendor Code: 9952																												
8. Bid/RFP Number:																												
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 \$ _____ Account No. & Amount, Org. & Obj: _____ Amount \$ _____ Account No. & Amount, Org. & Obj: _____ Amount \$ _____																												
12. Is a resolution needed: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO If "YES," please attach a copy of the Resolution. If Resolution has already been approved by the County Board, Resolution No. & date of adoption <u>2014 RES-471</u>																												
13. Does Domestic Partner equal benefits requirement apply? <input type="checkbox"/> YES <input type="checkbox"/> NO																												
14. Director's Approval BIA																												

CONTRACT REVIEW/APPROVALS

Initials	Ftnt	Date In	Date Out
<u>MA</u> Received	_____	<u>10-27-15</u>	_____
<u>AK</u> Controller	_____	_____	<u>10/29/15</u>
<u>JK</u> Corporation Counsel	_____	<u>11/20/15</u>	<u>11/21/15</u>
<u>SL</u> Risk Management	_____	<u>11/2/15</u>	<u>11/2/15</u>
<u>JD</u> ADA Coordinator	_____	<u>11/2/15</u>	<u>11/2/15</u>
<u>CA</u> Purchasing Agent	_____	_____	<u>10/29/15</u>
_____ County Executive	_____	_____	_____

VENDOR

Vendor Name & Address Delta Airlines, Inc. PO Box 20526 Atlanta, GA 30320-2526
Contact Person
Phone No.
E-mail Address

Footnotes:

1. _____
2. _____

Return To: Name/Title: <u>Kimberly S. Jones, Deputy Dir. Finance & Administration</u> Dept.: <u>Airport</u> Phone: <u>(608) 246-3391</u> Mail Address: <u>4000 International Lane</u> E-mail: <u>jones.kimberly@msnairport.com</u> <u>Madison WI 53704</u>

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 which has not been changed since that review/development
- is a non-standard contract previously reviewed 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: 10-20-15 Signed: [Signature]

Telephone Number: (608) 246-3390 Print Name: Bradley S. Livingston, AAE AIRPORTS 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: 10-20-15 Signature: [Signature]

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

Date: 11/5/15 Signature: [Signature]

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

Date: 11/2/15 Signature: [Signature]

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

AMENDMENT EXTENDING THE TERM OF OPERATING AGREEMENT AND TERMINAL BUILDING LEASE OF DELTA AIRLINES, INC.

DANE COUNTY REGIONAL AIRPORT
LEASE NO. DCRA 2010-03

THIS AMENDMENT Extending the Term of Operating Agreement and Terminal Building Lease is entered into by and between Delta Airlines, 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 have entered into a Scheduled Airline Operating Agreement and Terminal Building Lease identified as Dane County Lease No. DCRA 2010-03, and have thereafter twice amended said Scheduled Airline Operating Agreement and Terminal Building Lease (hereinafter, as amended, the "Operating Agreement"); and

WHEREAS, pursuant to the terms thereof, the Operating Agreement is effective through December 31, 2014; and

WHEREAS Airline and County desire to amend the Operating 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 Operating Agreement shall remain in full force and effect unchanged in any manner by this Amendment except for those changes expressly set forth herein.
2. The first sentence of Section 2.01 of the Original 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, 2016, subject to prior termination as provided in Article 12 herein.

DELTA AIR LINES, INC.
CONTRACT NO. 102799

DELTA AIR LINES, INC.
CONTRACT NO.

SIGNATURE PAGE FOLLOWS

IN WITNESS OF THE FOREGOING, and with the intent to be bound thereby, the parties have executed this Amendment Extending the Term of the Operating Agreement and Terminal Building Lease on the dates set forth.

FOR DANE COUNTY:

Joe Parisi
Dane County Executive

Date: _____

Scott McDonell
Dane County Clerk

Date: _____

FOR DELTA AIRLINES, INC.



Hank Moody

General Manager, Corporate Real Estate

*Print Name and Title of Signing Officer