

Contract Cover Sheet

Note: Shaded areas are for County Executive review.

| Department Airport | Contract/Addendum #: 13187 | | | | | | | | | | | | | | | | | | | | |
|---|--|--------------------------|----------|--|--|------------------------------|--------------------------|--------------------------------|--------------------------|-----------------------------------|--------------------------|------------------------------------|--------------------------|--|--------------------------|---|--------------------------|--|--------------------------|---|--------------------------|
| 1. This contract, grant or addendum: <input type="checkbox"/> AWARDS <input type="checkbox"/> ACCEPTS | <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 50%;">Contract</th> <th style="width: 50%;">Addendum</th> </tr> </thead> <tbody> <tr> <td colspan="2" style="text-align: center; font-size: small;">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 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 checked="" type="checkbox"/> Other</td> <td><input type="checkbox"/></td> </tr> </tbody> </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 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 checked="" type="checkbox"/> Other | <input type="checkbox"/> |
| 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 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 checked="" type="checkbox"/> Other | <input type="checkbox"/> | | | | | | | | | | | | | | | | | | | | |
| 2. This contract is discretionary <input type="checkbox"/> Yes <input type="checkbox"/> No | | | | | | | | | | | | | | | | | | | | | |
| 3. Term of Contract or Addendum: <i>n/a</i> | | | | | | | | | | | | | | | | | | | | | |
| 4. Amount of Contract or Addendum: <i>n/a</i> | | | | | | | | | | | | | | | | | | | | | |
| 5. Purpose: Authorize termination of the "Truax Air Park Declaration of Covenants, Conditions & Restrictions" As it Applies to Dane County Owned Parcels | | | | | | | | | | | | | | | | | | | | | |
| 6. Vendor or Funding Source: <i>n/a</i> | | | | | | | | | | | | | | | | | | | | | |
| 7. MUNIS Vendor Code: <i>n/a</i> | | | | | | | | | | | | | | | | | | | | | |
| 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. 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 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>2017 RES-149 (PENDING)</u> | | | | | | | | | | | | | | | | | | | | | |
| 14. Does Domestic Partner equal benefits requirement apply? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | | | | | | | | | | | | | | | | | | | | |
| 15. Director's Approval: | | | | | | | | | | | | | | | | | | | | | |

| Contract Review/Approvals | | | | Vendor | |
|-------------------------------|-------|----------------|----------------|---|--|
| Initials | Ftnt | Date In | Date Out | Vendor Name | |
| <i>MJ</i> Received | _____ | <i>8/11/17</i> | _____ | Contact Person Phone No. E-mail Address | |
| <i>CC</i> Controller | _____ | _____ | <i>8/15/17</i> | | |
| <i>JL</i> Corporation Counsel | _____ | <i>8-15-17</i> | <i>8-15-17</i> | | |
| <i>RM</i> Risk Management | _____ | <i>8/16/17</i> | <i>8/16/17</i> | | |
| <i>CC</i> Purchasing | _____ | <i>8/16/17</i> | <i>8/16/17</i> | | |
| _____ County Executive | _____ | _____ | _____ | | |

Footnotes:

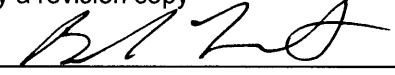
- 1.
- 2.

| | |
|---|--|
| Return to: Name/Title: Kimberly Jones, Deputy Director Phone: (608) 246-3391 E-mail Address: jones.kimberly@msnairport.com | Dept.: Airport Mail Address: 4000 International Lane, Madison, WI 53704 |
|---|--|

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: 8-10-17 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: _____ 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: _____ 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).

TERMINATION OF DECLARATIONS OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR TRUAX AIR PARK

Document Number

WITNESSETH:

WHEREAS, on June 26, 1980, Dane County executed a Declaration of Covenants, Conditions & Restrictions for the Truax Air Park (the "Declaration"); and

WHEREAS, the Declaration was recorded at the Dane County Register of Deeds Office in Volume 5885 of Records, Pages 6-12, as Document No. 1842455; and

WHEREAS, the Declaration superseded and replaced in its entirety the previous declaration by the City of Madison dated May 28, 1974 and recorded at the Dane County Register of Deeds Office in Volume 519, Pages 870-880, as Document No. 1402413; and

WHEREAS, the undersigned are current owners and lessees of the land comprising the Truax Air Park as described in the Declaration; and

WHEREAS, the Declaration permits the owners and lessees, together with Dane County, to rescind the Declarations in the manner provided for therein.

NOW, THEREFORE, Dane County and the undersigned owners and lessees of the land comprising the Truax Air Park hereby agree and declare as follows:

1. The land comprising Truax Air Park is described in Exhibit A, attached hereto and incorporated herein.
2. Pursuant to Article IX of the Declaration, the undersigned constitute the owners and lessees of at least seventy-five (75) percent of the land comprising Truax Air Park.
3. Pursuant to Article IX of the Declaration, and effective as of the date this Agreement is recorded with the Dane County Register of Deeds, the Declaration is hereby terminated in its entirety and no such rights or obligations under said Declaration shall continue.
4. This Agreement shall be recorded and shall be binding on all successors and assigns of the undersigned parties.

IN WITNESS WHEREOF, the undersigned have executed this Agreement as of this ____ day of _____, 2017.

Recording Area

Name and Return Address
Attorney Micheal D. Hahn
Axley Brynelson, LLP
Post Office Box 1767
Madison, WI 53701-1767

Parcel Identification Number(s)

SIGNATURE PAGES FOLLOW

DANE COUNTY

By: _____
Name: _____
Title: _____

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Personally came before me this ____ day of _____, 20__, the above-named
_____, _____, of _____, who executed the foregoing
instrument.

Print Name _____
Notary Public, State of Wisconsin
My Commission: _____

DANE COUNTY

By: _____
Name: _____
Title: _____

STATE OF WISCONSIN)
) ss.
COUNTY OF DANE)

Personally came before me this _____ day of _____, 20____, the above-named
_____, _____, of _____, who executed the foregoing
instrument.

Print Name _____
Notary Public, State of Wisconsin
My Commission: _____

EXHIBIT A

Legal Description

All of the real property:

- A. located in the southeast $\frac{1}{4}$ of Section 30, Town 8 North and Range 10 East lying southeast of the Chicago, Milwaukee, St. Paul and Pacific Railroad right-of-way therein, except therefrom the bulk fuel storage area bounded by Shaw Street, Swanson Street and Mitchell Street.
- B. located in the north $\frac{1}{2}$ of Section 32, Town 8 North and Range 10 East, lying east of Johnson and Haugh Streets, and northwest of East Washington Avenue, except therefrom those lands bounded on the south by Straubel Street and Rowland Street, on the west by Wright Street, on the north by Anderson Street, and on the east by the east line of said Section 32, and except therefrom those lands bounded on the southwest by Reindahl Avenue, on the northwest by Graceland Avenue, on the northeast by Rowland Avenue, and on the southeast by East Washington Avenue, and except therefrom a tract of land described as follows: beginning at a point which lies 370.55 feet S $89^{\circ} 12'23''$ E and 86.0 feet N $1^{\circ}27'37''$ E of the center of said Section 32; thence N $1^{\circ}27'37''$ E, 713.56 feet; thence S $88^{\circ}32'23''$ E, 830.00 feet; thence S $1^{\circ}27'37''$ W 703.90 feet; thence N $89^{\circ}12'23''$ E 830.05 feet to the point of beginning;
- C. located in the southeast $\frac{1}{4}$ of said Section 32 and described as Outlots 51 and 52 of Burke Assessor's Plat No. One; and
- D. located in the south $\frac{1}{2}$ of Section 29, Town 8 North and Range 10 East lying east of Johnson Street and south of the lands described in a certain quitclaim deed from the City of Madison to Wisconsin Alumni Research Foundation dated November 19, 1973 and recorded November 19, 1973 in Volume 483, Page 203 of Records as Document No. 1383263;

all now in the City of Madison, formerly in the Town of Burke, Dane County, Wisconsin.