2015 RES-274

AUTHORIZING ASSIGNMENT AND AMENDMENT OF LEASE INVOLVING LAND AT DANE COUNTY REGIONAL AIRPORT

Pursuant to a judgment of foreclosure entered by the Dane County Circuit Court against former lessee Air Park Partners, and a Sheriff's Deed on Foreclosure dated October 31, 2013, the lessee's leasehold interest in Dane County Lease No. DCRA 83-15, involving Dane County owned land located adjacent to the Dane County Regional Airport at 2917 International Lane, and the improvements located on said leasehold were conveyed to Anchorbank, fsb. Anchorbank, fsb has now requested Dane County's approval of an assignment of Lease No. DCRA 83-15 to Anchorbank, fsb. As a condition to approval of the lease assignment, Dane County is requiring an amendment of the lease to clarify that the County's fee simple interest in the leased land may not be mortgaged or otherwise encumbered by the lessee.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County an Amendment of Lease and Approval of Lease Assignment approving the assignment of Lease No. DCRA 83-15 to Anchorbank, fsb and an amendment to said lease amending the language therein to prohibit the encumbrance of the leased premises, as set forth above. Further, the Airport Director is authorized to execute a Memorandum of Amendment of Lease and Approval of Lease Assignment for recording in the office of the Dane County Register of Deeds.