

Dane County Contract Addendum Cover Sheet

RES 194

Revised 06/2021

Contract # Admin will assign	14818A
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Dept./Division	AIRPORT/ADMIN	Vendor Name	Federal Express Corp
Brief Addendum Title/Description	First amendment to FedEx Lease DCRA 2021-02 to add 65,837.5 square feet of ramp space	Vendor MUNIS #	2639
		Addendum Term	Current to 4/30/2061
		Amount (\$)	

Department Contact Information		Vendor Contact Information	
Contact	Adam Ussher	Contact	Connie French
Phone #	608.246.3380	Phone #	901.713.0843
Email	ussher.adam@msnairport.com	Email	connie.french@fedex.com
Purchasing Officer			

Purchase Order – Maintenance or New PO					
<input type="checkbox"/>	PO Maintenance Needed PO#	Org:	Obj:	Proj:	
		Org:	Obj:	Proj:	
<input type="checkbox"/>	No PO Maintenance Needed – this addendum does not change the dollar amount of the contract.				
<input type="checkbox"/>	New PO / Req. Submitted Req#	Org:	Obj:	Proj:	
		Org:	Obj:	Proj:	

Budget Amendment	
<input type="checkbox"/>	A Budget Amendment has been requested via a Funds Transfer or Resolution. Upon addendum approval and budget amendment completion, the department shall update the requisition in MUNIS accordingly.

Total Contracted Amount – List the Original contract info, then subsequent addenda including this new addendum					
A resolution is required when the total contracted amount first exceeds \$100,000. Additional resolutions are then required whenever the sum(s) of any additional addenda exceed(s) \$100,000	Addendum #	Term	Amount	Resolution	
	Original	7/01/2022 -4/30/2061		<input type="checkbox"/> None	Res# 089-2022
	A	4/1/2024 - 4/30/2061		<input type="checkbox"/> None	Res# 194-2024
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
				<input type="checkbox"/> None	Res#
Total Contracted Amount			\$ 0.00		

Contract Language Pre-Approval – prior to internal routing, this contract has been reviewed/approved by:		
<input checked="" type="checkbox"/> Corporation Counsel: Adam Ussher	<input type="checkbox"/> Risk Management:	<input type="checkbox"/> No Pre-Approval

APPROVAL	
Dept. Head / Authorized Designee	
Ussher, Adam	Digitally signed by Ussher, Adam Date: 2024.11.13 10:26:52 -06'00'

APPROVAL – Contracts Exceeding \$100,000	
Director of Administration	Corporation Counsel

APPROVAL – Internal Contract Review – Routed Electronically – Approvals Will Be Attached			
DOA:	Date In: 11/13/24	Date Out: _____	<input checked="" type="checkbox"/> Controller, Purchasing, Corp Counsel, Risk Management

Goldade, Michelle

From: Goldade, Michelle
Sent: Wednesday, November 13, 2024 11:29 AM
To: Hicklin, Charles; Gault, David; Patten (Purchasing), Peter; Cotillier, Joshua
Cc: Stavn, Stephanie; Oby, Joe
Subject: Contract #14818A
Attachments: 14818A.pdf

Tracking:	Recipient	Read	Response
	Hicklin, Charles	Read: 11/13/2024 1:19 PM	Approve: 11/13/2024 1:19 PM
	Gault, David	Read: 11/13/2024 12:41 PM	Approve: 11/13/2024 1:16 PM
	Patten (Purchasing), Peter		Approve: 11/13/2024 4:42 PM
	Cotillier, Joshua		Approve: 11/14/2024 10:40 AM
	Stavn, Stephanie	Read: 11/13/2024 12:44 PM	
	Oby, Joe		

Please review the contract and indicate using the vote button above if you approve or disapprove of this contract.

Contract #14818A
Department: Airport
Vendor: Federal Express
Contract Description: First Amendment to Cargo Airline Operating Agreement (Res 194)
Contract Term: 12/1/24 – 11/30/41
Contract Amount: \$--

Thanks much,
Michelle

Michelle Goldade

Administrative Manager
Dane County Department of Administration
Room 425, City-County Building
210 Martin Luther King, Jr. Boulevard
Madison, WI 53703
PH: 608/266-4941
Fax: 608/266-4425
TDD: Call WI Relay 711

Please note: I am currently working a modified schedule. I work in office Mondays and Wednesdays and work remotely Tuesday, Thursdays and Fridays.

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2024 RES-194

**APPROVING AMENDMENTS TO AIR CARGO GROUND LEASE WITH PREFERRED
DEVELOPMENT MADISON, LLC AND CARGO AIRLINE OPERATING AGREEMENT WITH
FEDERAL EXPRESS CORPORATION**

Federal Express Corporation (“FedEx”) operates out of the Dane County Regional Airport (“Airport”) as a signatory commercial air cargo carrier under its Cargo Airline Operating Agreement with Dane County (Contract No. DCRA 2021-02). FedEx subleases the facilities out of which it operates from Preferred Development Madison, LLC (“Preferred Development”), who leases the land from Dane County under Lease No. DCRA 2020-03. To accommodate FedEx’s growing operations, FedEx seeks to expand its assigned ramp space. FedEx, Preferred Development, and the Airport negotiated amendments to their respective agreements to add 65,837.5 square feet of the ramp to FedEx’s assigned ramp space that was previously ramp space FedEx was allowed to use but subject to a duty to vacate. The amendments will also provide FedEx with 64,360 square feet of new ramp space it may use subject to the same duty to vacate. Airport staff have determined that approval of the requested amendments is in Dane County’s best interest.

NOW, THEREFORE, BE IT RESOLVED that the Dane County Executive and the Dane County Clerk are authorized to execute on behalf of Dane County amendments to an Air Cargo Ground Lease with Preferred Development Madison, LLC and a Cargo Airline Operating Agreement with Federal Express Corporation at the Dane County Regional Airport, as set forth above.

FIRST AMENDMENT TO CARGO AIRLINE OPERATING AGREEMENT

Federal Express Corporation
No. DCRA 2021-02
FedEx No: 21-0831-001

THIS FIRST AMENDMENT TO CARGO AIRLINE OPERATING AGREEMENT (“Amendment”) is between Dane County, a Wisconsin quasi-municipal corporation (“County”), and Federal Express Corporation, a Delaware corporation (“FedEx”), and is effective April 1, 2024.

RECITALS

1. County and FedEx are parties to contract No. DCRA 2021-02 (the “Agreement”), by which County permits FedEx to engage in air cargo operations at the Dane County Regional Airport (the “Airport”).
2. The area in which FedEx engages in its air cargo operations is subject to a ground lease between County and Preferred Development Madison, LLC (“Preferred”), which Preferred subleases to FedEx.
3. County, Preferred, and FedEx are amending the ground lease and sublease to reclassify Preferred’s and FedEx’s current Preferential Ramp Space to Assigned Ramp Space and add new Preferential Ramp Space.
4. County and FedEx desire to amend the Agreement to incorporate these changes.
5. County has determined that the requested amendment is fair and reasonable.

AGREEMENT

Accordingly, the parties agree as follows:

1. The Agreement will remain in full force and effect and is changed by this Amendment only to the extent expressly stated below.
2. In Section 3.B, the phrase “107,887.5 square feet (2.47 acres)” is deleted and replaced with “173,725 square feet (approximately 4 acres).”
3. In Section 3.C, the phrase “65,837.5 square feet (1.5 acres)” is deleted and replaced with “64,360 square feet (1.48 acres).”
4. Exhibit A is deleted and replaced with the attached Exhibit A-1, and all references in the Agreement to “Exhibit A” are deleted and replaced with “Exhibit A-1”.
5. The parties may evidence their agreement to be bound by the terms of this Amendment by one or more counterparts of this document, which together constitute a single

document. A photocopy, facsimile, or electronic copy of this Amendment has the same effect as an original for all purposes. The parties stipulate that any such legible copy is admissible in evidence as the original itself in any proceeding, regardless of whether or not the original is in existence and whether or not such copy was made by a party in the regular course of business.

To evidence the parties' agreement to this Amendment to Cargo Airline Operating Agreement, they have executed and delivered it on the dates indicated below.

COUNTY

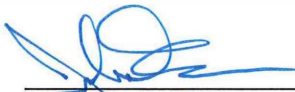
Dane County

By: _____ Date: _____
Melissa Agard
Dane County Executive

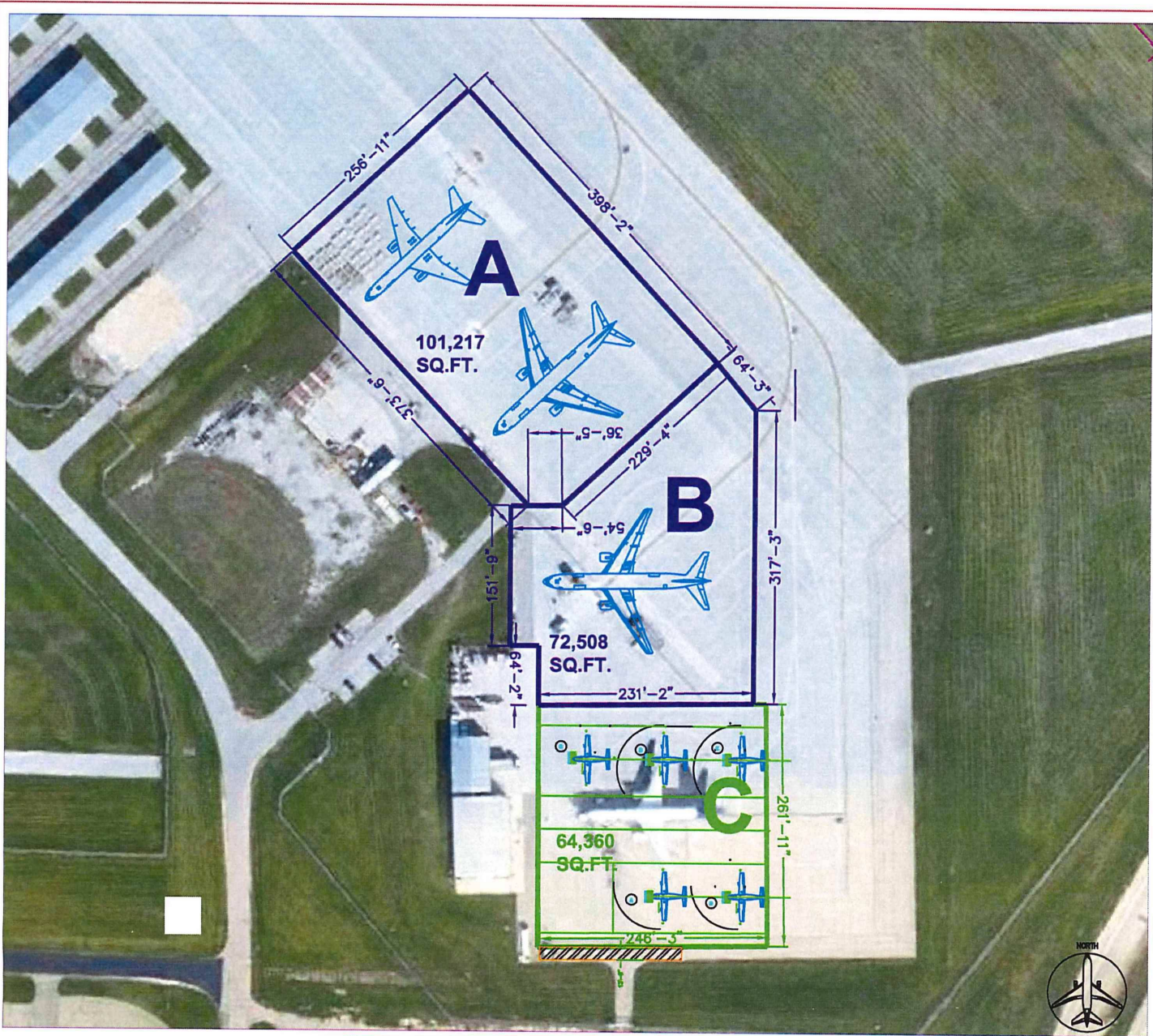
By: _____ Date: _____
Scott McDonell
Dane County Clerk

FEDEX

Federal Express Corporation

By:  _____ Date: 9/25/24
Name: John George
Title: Manager, Airport Affairs
Operations Planning
Re- Approved by FedEx Legal: MCM 9/17/2024

#2023470v1



Assigned Ramp Space

**A = 101,217 SF
(2.32 Acres)**

**B = 72,508 SF
(1.66 Acres)**

**A&B Assigned Ramp Space =
173,725 SF
(3.98 Acres)**

**Preferential Ramp Space
C = 64,360 SF
(1.48 Acres)**

Date: Mar 23, 2024 - 8:23am User: 182948
 File: P:\MSNR\Aircraft\Aircraft\Long Term\MSNR_Aircraft_2024_03-23-24.dwg



MSNR AIRPORT
DANE COUNTY REGIONAL

LEASE EXHIBIT
A-1

03-2024	
NTS	XXX
MSNR_L-EX	A