

Resolution temporarily amending certain leases and concessions agreements between the City of La Crosse and certain lessees and concessionaires at the La Crosse Regional Airport.

## RESOLUTION

WHEREAS, the economic conditions related to the COVID-19 pandemic have impacted certain businesses in a substantial fashion, and

WHEREAS, certain lessees and concessionaires have requested relief from financial obligations under those leases and concessions agreements with the City of La Crosse to maintain business continuity, and

WHEREAS, those requests have been found reasonable in part and unreasonable in part, and

WHEREAS, the City of La Crosse wishes to assist those lessees and concessionaires in a manner that seeks to ensure the long-term viability of the business operations of those lessees and concessionaires while not unduly placing the citizens of the City of La Crosse at risk of supporting these operations or being disproportionately unfair to any individual party, and

WHEREAS, a mutually beneficial path is seen in approving temporary relief from certain financial obligations to these lessees and concessionaires.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of La Crosse that it hereby authorize temporary amendments to such leases and concession agreements at the La Crosse Regional Airport beginning April 1, 2020.

BE IT FURTHER RESOLVED that those leases and concessions agreements containing provisions for penalties for late payment of financial obligations to the City of La Crosse at stated interest rates shall be set to an interest rate of zero beginning April 1, 2020 and continuing to December 31, 2020.

BE IT FURTHER RESOLVED that those leases and concession agreements containing provisions for penalties for late payment of financial obligations to the City of La Crosse at a stated interest rate shall have said interest rate set to a rate equal to the 52-week US Treasury Bill coupon rate as published by the US Treasury Department on the last business day of December 2020 beginning January 1, 2021 and continuing through December 31, 2021.

BE IT FURTHER RESOLVED that this temporary relief shall end at 11:59pm, Central Standard Time, on December 31, 2021 and any outstanding financial obligation due to the City of La Crosse shall begin to be treated in accordance with the provisions of each lease or concessions agreement as existed on March 30, 2020.

BE IT FURTHER RESOLVED that any lessee or concessionaire shall submit its intention to defer any rental payments in accordance with this resolution in writing to the Director of the La Crosse Regional Airport who shall execute a formal amendment with said lessee or concessionaire.

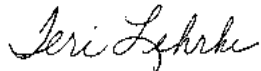
BE IT FURTHER RESOLVE that all lessees or concessionaires shall be in compliance with its current lease or agreement at the time any temporary amendment is requested.

BE IT FURTHER RESOLVED that no lessee or concessionaire shall fail to make payment of a commission or variable fee based on business volume such as a fuel flowage fee, customer facility fee, passenger facility fee, percentage-based fee, or similar.

BE IT FURTHER RESOLVED that the Director of the La Crosse Regional Airport is authorized to perform all steps needed to effectuate the temporary amendments to leases and concession agreements as exercised by those lessees and concessionaires in accordance with this resolution.

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*I, Teri Lehrke, certify that this resolution was duly and officially adopted by the Common Council of the City of La Crosse on June 11, 2020.*



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*Teri Lehrke, City Clerk  
City of La Crosse, Wisconsin*