

RESOLUTION--ADVANCE LAND ACQUISITION LOAN

RESOLVED, By the Common Council of the City of La Crosse that, whereas, it is deemed to be in the best interest of the City of La Crosse to apply for a State loan to acquire land or interests in land for improvement of the La Crosse Regional Airport:

THEREFORE, BE IT RESOLVED, By the Common Council of said City that the Mayor is hereby authorized to execute all necessary loan agreement documents and associated agency agreement on behalf of the City, and to file with the Secretary of Transportation an application for such loan; that said application in the following form is hereby approved, to wit:

"APPLICATION FOR LAND ACQUISITION LOAN"

By the City of La Crosse, La Crosse County, Wisconsin.

TO THE SECRETARY OF TRANSPORTATION: (In care of Wisconsin Department of Transportation, Bureau of Aeronautics.)

THE APPLICANT, ALSO KNOWN AS SPONSOR, DESIRING TO ACQUIRE LAND OR INTERESTS IN LAND, RESPECTFULLY REPRESENTS AND STATES:

1. The land to be acquired in fee simple or encumbered by easement is within the recommended minimum property limits shown in a Department approved Airport Layout Plan.
2. The land is needed for planned airport improvements and/or approach clearance, or protection from encroachment, for the safety of aircraft using the airport.
3. The descriptions of the land and property interests are as follows: 0.5acre parcel (8A) to be acquired in fee simple
4. The requested loan is to cover up to 80% of the total cost of the acquisition, including necessary project plans, environmental studies, land surveys, relocation costs, and all other costs incidental to the land acquisition process and cost documentation.
5. Land Loan funding breakdown:

Sponsor share (20%)	\$80,000
Loan amount (80%)	\$320,000
Total Land Loan project	\$400,000
6. The Sponsor will forward 20% of the project funding, \$80,000, to the Bureau of Aeronautics, to be used in full before loan funds will be disbursed.
7. If actual costs incurred exceed the estimate and the established maximum is inadequate, the loan amount may be adjusted up to 80% of a revised project cost by an amended agreement between the Secretary of Transportation and the Sponsor when duly authorized by resolution of the Common Council.
8. Simple interest at the rate of four percent per annum will be paid annually by the Sponsor on the unpaid balance of the loan.

9. The amount of the loan, plus interest, will be repaid to the State, in full, within five years. Repayment may be made by annual budget appropriations, or project appropriations of the City, State and FAA, or a combination of both methods acceptable to the Secretary of Transportation and the applicant.

WHEREAS, the Sponsor is required by State Statute and Wis. Administrative Code (Trans 54.05) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds loaned by the State of Wisconsin under the Advance Land Acquisition Loan Program.

THEREFORE, BE IT RESOLVED, by the Sponsor that the Secretary is hereby designated as its agent and is requested to agree to act as such in matters relating to the land loan project described above, and is hereby authorized as its agent to make all arrangements for the development and final acceptance of the completed work whether by contract, agreement, force account or otherwise; and particularly, to accept, receive, receipt for and disburse monies, either public or private, for planning and land acquisition, for the airport; and, to acquire property or interests in property by purchase, gift, lease, or eminent domain under chapter 32 of the Wisconsin Statutes; and, to supervise the work of any engineer, appraiser, negotiator, subagent or other person employed by the Secretary; and, to execute any assurances or other documents required or requested by any agency of the state or federal government and to comply with all federal and state laws, rules, and regulations relating to airport development projects.

And be it further resolved that Mayor and City Clerk be authorized to sign and execute the Agency Agreement and the Land Loan Documents authorized by this Resolution.

WHEREAS, the foregoing proposal to acquire land for airport expansion has been referred to the City Plan Commission for its consideration and report prior to council action as required by Wisconsin Statutes Chapter 62.23(5) and,

Therefore, the Sponsor hereby requests that the Secretary order as provided in section 114.33 (8)(a) of the Wisconsin Statutes, that the Sponsor may acquire the required land or interests in land that the Secretary shall find necessary.

THEREFORE, you are requested to take such action as may be deemed necessary by the facts presented.

Timothy Kubat
Mayor

Introduced: Date 3/12/15
Passed: Date 4/9/15

Attest: Jeri Lehman
City Clerk

I do hereby certify that the above and foregoing is a true, accurate, and complete copy of the original resolution No. 15-0290 introduced and passed by the Common Council on April 9, 2015.

Jeri Lehman
City Clerk

DKD
WIDOT-BOA rev.2/28/03