

**RESOLUTION APPROVING WAIVER OF RIGHT OF FIRST REFUSAL TO
ACQUIRE HANGAR AT THE SAWYER COUNTY AIRPORT**

WHEREAS, Wisconsin law permits Sawyer County (the “County”) to own real property and to enter into certain agreements to encumber its real property, including the grant of leasehold interests;

WHEREAS, the County owns real property known as the Sawyer County Airport (the “Airport Property”), which includes aircraft hangars that are ground-leased to the owners of the hangar personal property;

WHEREAS, the County entered into that certain Sawyer County Airport Hangar Area Lease with David P. Carson on December 1, 2001 (“Original Hangar Lease”) for the lease of land (“Leased Land”) located on the Airport Property, as more fully described in the Original Hangar Lease, a copy of which is attached hereto and incorporated herein as Exhibit A;

WHEREAS, a hangar was subsequently constructed on the Leased Land pursuant to the terms of the Original Hangar Lease (the “Hangar”);

WHEREAS, the Original Hangar Lease was assigned to White Eagle, LLC on January 24, 2011 (the “White Eagle Assignment”) (the Original Hangar Lease and the White Eagle Assignment are collectively referred to herein as the “Hangar Lease”);

WHEREAS, Paragraph 14 of the Original Hangar Lease provides the County with a right of first refusal to purchase the Hangar (the “Right of First Refusal”) should the lessee wish to sell the Hangar;

WHEREAS, in September 2020, the County received a request from Hayward Aviation, LLC (“Hayward Aviation”) of its desire and intent to purchase the Hangar from White Eagle, LLC, thereby triggering the County’s ability to exercise the Right of First Refusal;

WHEREAS, on September 9, 2020 and October 7, 2020, the County Public Works Committee discussed Hayward Aviation’s proposed purchase of the Hangar and whether the County should exercise the Right of First Refusal; and

WHEREAS, on October 7, 2020, the County Public Works Committee voted to recommend to the Sawyer County Board of Supervisors (“County Board”) that the County Board approve a waiver of the County’s Right of First Refusal to purchase the Hangar.

NOW, THEREFORE, BE IT RESOLVED, the Sawyer County Board of Supervisors determines, adopts and directs the following:

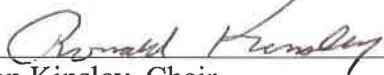
1. Recitals. The recitals set forth above are true and accurate, and are therefore incorporated into the Resolution and shall be used not just for reference.

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2. Determination. The Sawyer County Board, after reviewing the Hangar Lease and accompanying information, determines that it is in the best interest of the health, welfare and safety of the County's residents, taxpayers, visitors and property within the County to waive the County's Right of First Refusal to purchase the Hangar.

FISCAL IMPACT: None

The subject matter of this Resolution was discussed by the Sawyer County Public Works Committee at its meeting on October 7, 2020, and was recommended for approval by the Sawyer County Board of Supervisors at its meeting on October 15, 2020.



Ron Kinsley, Chair

(Absent)

Marc Helwig, Vice Chair



Helen Dennis, Member

(Absent)

Dale Olson, Member

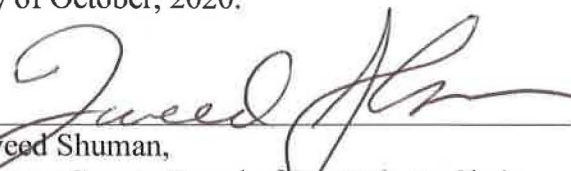
(Absent)

Susie Taylor, Member




Tweed Shuman, *ex officio* Member


This Resolution was heard by and approved by the Sawyer County Board of Supervisors this 15th day of October, 2020.



Tweed Shuman,
Sawyer County Board of Supervisors Chair
Chair



Dale Schleeter,
Sawyer County Board of Supervisors Vice



Carol Williamson,
Sawyer County Clerk

EXHBIT A (ATTACHED) – HANGAR LEASE