

**RESOLUTION APPROVING ASSIGNMENT OF HANGAR AREA LEASE AGREEMENT
FROM HAYWARD AVIATION, LLC TO PARK STATE BANK**

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 aircraft hangars;

WHEREAS, the County entered into that certain Hangar Area Lease Agreement dated December 1, 2020 (“Lease Agreement”) with Hayward Aviation, LLC (“Lessee”) for the lease of land described in the Lease Agreement, a copy of which is attached hereto and incorporated herein as Exhibit A;

WHEREAS, pursuant to Section 20 of the Lease Agreement and other applicable law, the County must approve any assignment of the Lease Agreement from Lessee to another party;

WHEREAS, also pursuant to Section 20 of the Lease Agreement, Lessee shall not be relieved of the obligations set forth in the Lease Agreement upon making an assignment of the Lease;

WHEREAS, Lessee has requested that the County grant permission to assign the Lease Agreement to its lender, Park State Bank, as set forth in the Assignment of Leases and Rents between Lessee and Park State Bank (the “Assignment”), a copy of which is attached hereto and incorporated herein as Exhibit B; **WHEREAS**, on November 4, 2020, the County Public Works Committee discussed the Assignment and whether the County should approve the Assignment; and

WHEREAS, on November 4, 2020, the County Public Works Committee voted to recommend to the Sawyer County Board of Supervisors (“County Board”) that the County Board approve the Assignment.

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 this Resolution and shall be used not just for reference.


2. **Determination.** After reviewing the proposal by Lessee, the Lease Agreement, the Assignment, and other accompanying information, 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 approve the Assignment, as set forth in Exhibit A.

3. **Lessee’s Obligations.** The County Board’s approval of the Assignment set forth in this Resolution is conditioned upon Lessee’s compliance with Section 20(b) of the Lease Agreement, which requires that Lessee is not relieved of any obligations or responsibilities, including the payment of rent set forth in Section 4 of the Lease Agreement, regardless of the Assignment. In the event Lessee does not agree to continued performance of the obligations set forth in the Lease Agreement, the approval set forth in this Resolution shall be null and void.


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This Resolution and the assignment of the Hangar Area Lease Agreement from Hayward Aviation, LLC to Park State Bank set forth herein was heard by and approved by the Sawyer County Board of Supervisors this 10th day of November, 2020.


Tweed Shuman,
Sawyer County Board of Supervisors Chair


Carol Williamson,
Sawyer County Clerk

This Resolution and the assignment of the Hangar Area Lease Agreement from Hayward Aviation, LLC to Park State Bank set forth herein was discussed by the Sawyer County Public Works Committee at its meeting on October 7, 2020 and November 4, 2020, and was recommended for approval by the Sawyer County Board of Supervisors at its meeting on November 10, 2020.


Ron Kinsley, Chair


Marc Helwig, Vice Chair


Ed Peters, Member


Dale Olson, Member


Susie Taylor, Member