



RESOLUTION 2020 - ____

Petitioning the Wisconsin Secretary of Transportation for Airport Improvement Aid

WHEREAS, the City of Middleton, Dane County, Wisconsin (hereinafter referred to as the sponsor), being a municipal body corporation of the State of Wisconsin, is authorized by Wis. Stat. §114.11, to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport, and

WHEREAS, the City has been planning for the improvement of Middleton Municipal Airport – Morey Field (“Airport”), a City-owned general aviation airport located at 8300 Airport Road, Middleton, Wisconsin, consistent with the City of Middleton’s 2006 Comprehensive Plan and other ongoing planning activities; and

WHEREAS, the City desires to undertake additional planning for and improvements at the Airport; and

WHEREAS, approximately every six years, the Wisconsin Bureau of Aeronautics (“Bureau”) requests that the City submit to the agency a petition listing potential projects at the Airport for which the City may wish to seek state and federal funding assistance over the next five years, and the Common Council last approved a petition (Resolution 2014-65) on September 16, 2014; and

WHEREAS, Airport users have been consulted in the formulation of the improvements included in this Resolution; and

WHEREAS, in a manner consistent with Wis. Stats. §62.23(5) and §114.33(2) as amended, the City’s Plan Commission held a public hearing on September 9, 2014, and, after consideration of the input provided at the hearing, recommended that the Common Council adopt this petition resolution, as documented in the minutes submitted with this petition; and

WHEREAS, the City recognizes that:

- the improvements petitioned for as listed will be funded individually or collectively as funds are available, with specific project costs to be approved as work is authorized;
- the proportionate cost of the airport development projects described below shall be paid by the City to the Secretary of the Wisconsin Department of Transportation (“Secretary”) with said funds held in trust for the purposes of the project;
- the Secretary will return to the City any funds that are paid by the City to the Secretary and that remain unspent upon completion of a project included in this petition;
- the City shall appropriate any additional monies that may be found necessary, upon request of the Secretary, to complete a project included in this petition;
- the Secretary shall have the right to suspend or discontinue a project included in this petition at any time additional monies are found to be necessary by the Secretary, and the City fails to appropriate the same;
- in the event the City unilaterally terminates the project, the City shall pay all reasonable federal and state expenditures related to the project; and

WHEREAS, the City is required by Wis. Stat. §114.32(5) to designate the Secretary as its agent to accept, receive, receipt for and disburse any funds granted by the United States under the Federal Airport and Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.

NOW, THEREFORE, BE IT RESOLVED that the City of Middleton hereby approves a petition for Federal and/or State Aid in the following form:

Petitioner City of Middleton, desiring to sponsor an airport development project with Federal and State Aid or State Aid only, in accordance with applicable State and Federal law, respectfully represents and states that:

1. Middleton Municipal Airport—Morey Field should generally conform to the requirements for a Regional general aviation type airport as currently defined by the Federal Aviation Administration and the State of Wisconsin.
2. The character, extent, and kind of improvements desired under the project are as follows:

Prepare a Undertake Wildlife Site Visit/Assessment; Install VHF radio coverage to ground (RCO); Acquire Snow Removal Equipment; Purchase Mowing Equipment; Purchase Terminal Building; Replace and upgrade runway lighting, including Precision Approach Path Indicators (PAPIs) and Runway End Lights (REILs); Sealcoat and Crackfill airport pavements; Clear and Maintain runway approaches as stated in Transportation Administrative Code Chapter 55; Make drainage improvements; and any necessary related work.

3. The airport project is necessary to meet the existing and future needs of the Airport.

BE IT FURTHER RESOLVED, that the Secretary is hereby designated as its agent and is requested to agree to act as such in matters relating to the airport development project described above, and is hereby authorized as its agent to make all arrangements for the development and final acceptance of the completed project whether by contract, agreement, force account or otherwise; and particularly, to accept, receive, receipt for and disburse federal monies or other monies, either public or private, for the acquisition, construction, improvement, maintenance and operation of the airport; and, to acquire property or interests in property by purchase, gift, lease, or eminent domain under Wis. Stat. §32.02; and, to supervise the work of any engineer, appraiser, negotiator, contractor or other person employed by the Secretary; and, to execute any assurances or other documents required or requested by any agency of the 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 the City requests that the Secretary provide, per Wis. Stat. §114.33(8)(a), that the City may acquire certain parts of the required land or interests in land that the Secretary shall find necessary to complete the aforesaid project; and

BE IT FURTHER RESOLVED, that the City agrees to maintain and operate the airport in accordance with certain conditions established in Chapter Trans 55, Wisconsin Administrative Code, or in accordance with City assurances enumerated in a Federal Grant Agreement; and

BE IT FURTHER RESOLVED, that the mayor and city clerk be authorized to sign and execute the Agency Agreement and Federal Block Grant Owner Assurances attached to this Resolution as Exhibit "A."

This Resolution was adopted by a majority vote of the Middleton Common Council on the ____ day of _____, 2020.

COMMON COUNCIL OF THE
CITY OF MIDDLETON

Gurdip Brar, Mayor

ATTEST:

Lorie Burns, City Clerk