

3     **RESOLUTION:       Petitioning the Secretary of Transportation for Airport Improvement Aid**

6     **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7             **WHEREAS**, Winnebago County, Wisconsin hereinafter referred to as the sponsor, being a municipal body  
8 corporate of the State of Wisconsin, is authorized by Wis. Stat. §114.11, to acquire, establish, construct, own,  
9 control, lease, equip, improve, maintain, and operate an airport; and

10            **WHEREAS**, the sponsor desires to develop or improve the Wittman Regional Airport, Winnebago County,  
11 Wisconsin,

12   **"PETITION FOR AIRPORT PROJECT"**

13            **WHEREAS**, the foregoing proposal for airport improvements has been referred to the County Aviation  
14 Committee for its consideration and report prior to County Board action as required by Wis. Stat. §114.33(2), and

15            **WHEREAS**, a public hearing was held prior to adoption of this petition in accordance with Wis. Stat. §114.33(2)  
16 as amended, and a transcript of the hearing is transmitted with this petition, and

17            **WHEREAS**, airport users have been consulted in formulation of the improvements included in this resolution,  
18 and

20            **THEREFORE, BE IT RESOLVED**, by the sponsor that a petition for federal and (or) state aid in the following  
21 form is hereby approved:

23            The petitioner, desiring to sponsor an airport development project with federal and state aid or state aid only,  
24 in accordance with applicable state and federal laws, respectfully represents and states:

26            1. That the airport, which it is desired to develop, should generally conform to the requirements for a  
27 general aviation type airport as defined by the Federal Aviation Administration.

29            2. The character, extent, and kind of improvements desired under the project are as follows: Air Traffic  
30 Control Tower Upgrades; Clear and maintain runway approaches as stated in Wis. Admin. Code Trans  
31 §55, and any necessary related work.

33            3. That the airport project, which your petitioner desires to sponsor, is necessary for the following reasons:  
34 to meet the existing and future needs of the airport.

36            **WHEREAS**, it is recognized that the improvements petitioned for as listed will be funded individually or  
37 collectively as funds are available, with specific project costs to be approved as work is authorized, the proportionate  
38 cost of the airport development projects described above which are to be paid by the sponsor to the Secretary of the  
39 Wisconsin Department of Transportation (hereinafter referred to as the Secretary) to be held in trust for the purposes  
40 of the project; any unneeded and unspent balance after the project is completed is to be returned to the sponsor by  
41 the Secretary; the sponsor will make available any additional monies that may be found necessary, upon request of

42 the Secretary, to complete the project as described above; the Secretary shall have the right to suspend or  
43 discontinue the project at any time additional monies are found to be necessary by the Secretary, and the sponsor  
44 does not provide the same; in the event the sponsor unilaterally terminates the project, all reasonable federal and  
45 state expenditures related to the project shall be paid by the sponsor; and  
46

47 **WHEREAS**, the sponsor is required by Wis. Stat. §114.32(5) to designate the Secretary as its agent to  
48 accept, receive, receipt for and disburse any funds granted by the United States under the Federal Airport and  
49 Airway Improvement Act, and is authorized by law to designate the Secretary as its agent for other purposes.  
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51 **"DESIGNATION OF SECRETARY OF TRANSPORTATION AS SPONSOR'S AGENT"**

52 **THEREFORE, BE IT RESOLVED**, by the sponsor that the Secretary is hereby designated as its agent and is  
53 requested to agree to act as such, in matters relating to the airport development project described above, and is  
54 hereby authorized as its agent to make all arrangements for the development and final acceptance of the completed  
55 project whether by contract, agreement, force account or otherwise; and particularly, to accept, receive, receipt for  
56 and disburse federal monies or other monies, either public or private, for the acquisition, construction, improvement,  
57 maintenance and operation of the airport; and, to acquire property or interests in property by purchase, gift, lease, or  
58 eminent domain under Wis. Stat. §32.02; and, to supervise the work of any engineer, appraiser, negotiator, contractor  
59 or other person employed by the Secretary; and, to execute any assurances or other documents required or  
60 requested by any agency of the federal government and to comply with all federal and state laws, rules, and  
61 regulations relating to airport development projects.  
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63 **FURTHER**, the sponsor request that the Secretary provide, per Wis. Stat. §114.33(8)(a), that the sponsor may  
64 acquire certain parts of the required land or interests in land that the secretary shall find necessary to complete the  
65 aforesaid project.  
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67 **"AIRPORT OWNER ASSURANCES"**

68 **AND BE IT FURTHER RESOLVED**, that the sponsor agrees to maintain and operate the airport in accordance with  
69 certain conditions established in Wis. Admin. Code Trans §55, or in accordance with sponsor assurances  
70 enumerated in a federal grant agreement.  
71

72 **AND BE IT FURTHER RESOLVED THAT THE** County Executive and County Clerk be authorized to sign and  
73 execute the agency agreement and federal block grant owner assurances authorized by this resolution.  
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75 **Fiscal Note:** *No immediate fiscal impact. The resolution will facilitate future eligibility for federal block grant funds*  
76 *through the Wisconsin Bureau of Aeronautics Capital Improvements Program.*  
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78 Respectfully submitted by:

79 **AVIATION COMMITTEE**

80 Committee Vote: **Approved 5/0**

81 Vote Required for Passage: **Majority of Those Present**

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83 Approved by the Winnebago County Executive this \_\_\_\_ day of \_\_\_\_\_, 2023.

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Jonathan D. Doemel  
Winnebago County Executive

**CERTIFICATION**

I, Julie A. Barthels, Clerk of Winnebago County, Wisconsin, do hereby certify that the foregoing is a correct copy of a resolution introduced at a monthly meeting of the Winnebago County Board of Supervisors on - \_\_\_\_\_ 2023, adopted by a majority vote, and recorded in the minutes of said meeting.

\_\_\_\_\_  
Julie A. Barthels, County Clerk