

**RESOLUTION REGARDING THE OPTION FOR EXTENSION OF WATER FROM
THE CITY OF MARINETTE TO SUPPLY WATER TO THE AREA WITHIN THE
TOWNSHIP AFFECTED BY PFAS CONTAMINATION**

WHEREAS, the Board of Supervisors of the Town of Peshtigo, Marinette County, Wisconsin has been considering options to provide water to citizens of the Town of Peshtigo affected by PFAS contamination and that one of those options is to work with the City of Marinette to determine their willingness and ability to assist in providing an extension of its water supply to the Town of Peshtigo; and

WHEREAS, the Board of Supervisors recognizes the environmental, legal and personal issues as well as the long term investment required to supply water to the affected citizens but also recognizes that the cost of providing water should be assigned to the party responsible for the contamination (Tyco/JCI); and

WHEREAS, the Town has incurred legal fees from Von Briesen & Roper concerning the contamination issue for which payment has not yet been negotiated.

WHEREAS, the Board of Supervisors deems it desirable, and in the best interests of the Town, to work with the City of Marinette to determine the willingness, feasibility and conditions of Marinette to provide water to citizens affected by the contamination within the Town of Peshtigo;

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Town of Peshtigo, as follows:

That the Town of Peshtigo, through its authorized representatives, shall explore solutions and options with the City of Marinette to provide water to the areas of the Town affected by PFAS contamination provided that:

- a. the current legal billings of Von Briesen & Roper to the Town be paid in full to date by Tyco/JCI as may be negotiated;
- b. a reimbursement agreement be entered into by the Town of Peshtigo and Tyco/JCI to cover any and all future legal and other reasonably related expenses of the Town concerning the contamination issue with terms and conditions acceptable to both parties;
- c. that any future work by the Town on this issue shall not occur or continue without a valid reimbursement agreement in place covering the cost thereof unless otherwise authorized by the Town Board.

Approved and adopted by the Board of Supervisors on this ____ day of October, 2020.

ATTEST:

Town Chairman

Town Clerk