Sub. 1 to 2021 RES-125
PROVIDING PUBLIC INFORMATION ABOUT PFAS AND AIRPORT CONSTRUCTION PROJECTS

Dane County has taken the lead on investigating and mitigating the presence of PFAS contamination at the Airport.

The County and its partners are eager to clean up these chemicals. It must be done responsibly, which involves learning and managing risks to the community and worker safety as the process evolves. For instance, Dane County has to make sure that any plan for disposing of PFAS will not create more problems in the future.

The County is one of three parties the Wisconsin Department of Natural Resources (DNR) identified in October 2019 as responsible for remediating the Airport PFAS contamination. The other responsible parties are the Wisconsin Air National Guard and the City of Madison. Dane County is working in cooperation with those other responsible parties. (Source:https://www.msnairport.com/documents/pdf/DCRA-site-activity-through-May-2021.pdf)

To protect the health, safety, and drinking water of the residents of Dane County:

NOW, THEREFORE, BE IT RESOLVED, the Dane County Corporation Counsel, is requested pursuant to Wis. Stat. § 59.42 to produce a legal opinion on any and all ways the County can regulate airport activities, construction and the work to clean up PFAS discharges through its stormwater ordinances and any other authority the County has.

BE IT FURTHER RESOLVED, Dane County in cooperation with Public Health Madison and Dane County create a central clearinghouse web site that will contain or link to:

- All PFAS tests and results that Dane County has performed or has access to and have been submitted to the DNR. The practice for the testing entities is to submit test results to the DNR.
- Agendas and minutes of any public meetings at which the topic of PFAS is discussed between County departments, the Wisconsin DNR, the Wisconsin Air National Guard, and any Private Contractors or Companies that are not protected by attorney client privilege.

BE IT FURTHER RESOLVED, Dane County Corporation Counsel, the County Lobbyist, and the Airport Director are requested to provide any available updates on all airport construction projects impacting PFAS contamination to the County Board on at least a quarterly basis and will be available to attend meetings of the Airport Commission and the Environmental, Agricultural and Natural Resource Committee when requested.

~~**BE IT FINALLY RESOLVED** the Dane County Corporation Counsel is requested pursuant to Wis. Stat. § 59.42 to produce a legal opinion on how to use any and all tools available to halt all construction projects at the airport if a PFAS test exceeds levels prescribed by the Wisconsin DNR or federal Environmental Protection Agency.~~