

**MINING OVERSIGHT / LOCAL IMPACT COMMITTEE (MO/LIC)  
MEETING MINUTES # 8—2011**

**DATE:** **September 8, 2011**

**TIME:** 9:30 a.m.

**PLACE:** Committee Room # 1—2<sup>nd</sup> Floor; Oneida County Court House; Rhinelander WI

**PRESENT:** Committee Chair Dave Hintz; Committee Members Tom Rudolph; Peter Wolk; Mike Timmons; Gary Baier; David Schatzley; Forest Director John Bilogan; Corporation Counsel Brian Desmond; Planning & Zoning Director Karl Jennrich.

**OTHERS PRESENT:** See attached list.

**CALL MEETING TO ORDER**—Committee Chair Hintz called the meeting to order at 9:35 a.m., noting that the meeting had been properly posted in accordance with the procedures set forth by the Wisconsin Open Meeting Law.

**APPROVE CURRENT AGENDA WITH THE ORDER OF THE AGENDA AT CHAIR'S DISCRETION**—It was moved by Rudolph, seconded by Wolk, to approve the current agenda with the order of the agenda at Chair's discretion. Motion carried.

**APPROVE MINUTES OF AUGUST 15, 2011 MO/LIC MEETING**—It was moved by Baier, seconded by Timmons, to approve the minutes of the August 15, 2011 meeting. Motion carried.

**DISCUSS COUNTY BOARD AUGUST ACTIONS:**

**a) Membership of Town Representative**—Dave Schatzley is the Town Representative, with full voting rights.

**b) Funding of \$14,000.00**—Funding for the process of proceeding was approved.

**INTEREST SHOWN BY THIRD MINING COMPANY**—Chair Hintz stated that in addition to Tamerlane Ventures and Josephine Mining Co., a third mining company has expressed interest and that company is Aquila Resources.

**2012 MINING IMPACT ACCOUNT BUDGET**—Bilogan distributed copies of the Mining Impact Account budget sheets and proceeded to explain the account and related line items, including stating that the account does not use any money from the tax levy. Rudolph stated that the Mineral Resources Account was to be for future generations. Baier asked for a definition of future generations and for "x" amount of years. Baier also stated that this money is a loan from the Mineral Resources Account. Brian Desmond stated that the funds are from leasing of the land. Paul Knuth stated that the County is mandated to proceed. It was then moved by Dave Schatzley, seconded by Baier, to make a claim of account (request funds) via a Letter of Request to Department of Revenue from the Mining Impact Fund for incurred expenses and projected expenses, meeting correct criteria.

Discussion: Tom Rudolph disagrees with recommendation. Gary Baier agrees with recommendation. Mike Timmons agrees with recommendation and suggested the Mineral Resources Account be ear marked. Bilogan stated that according to Margie Sorenson, Finance Director, a Line Item Transfer is not an automatic action in the future.

It was moved by Wolk, seconded by Timmons, to endorse the proposed 2012 Mining Impact Account Budget, via Bilogan's recommendations. (Attached.) Chair Hintz called for verbal vote. 1 nay (Rudolph); all other ayes. Motion carried.

**REVIEW ACTION PLAN**—Chair Hintz distributed a draft MO/LIC Action Plan (as of 8.29.2011) from communication he had with Attorney Scott, Corporation Counsel Brian Desmond, the MO/LIC and County Board, Tom Evans, and the County Clerk.

**\*At which points should MO/LIC go to County Board for review and approval**—In Fall 2011 when bidding documents are drafted and County Board endorsement is sought to release bid packages. And then when agreements are ready for execution, presumably in Spring 2012.

**\*Amount of bidding fees for expression of interest companies and others**—Tamerlane Ventures and Josephine Mining Co. each paid \$500.00 for expression of interest fees. Tamerlane Ventures and Josephine Mining Co. will be each be granted \$500.00 credit toward the bidding fee. Corporation Counsel Brian Desmond stated that these fees are to cover administration fees when bidding process in completed.

**\*Local Agreement: when and how?**—Local agreements refer to county and or towns. Many permits are necessary with can take from 150—200+ days for each permit. Environmental impact statements are likely needed before local agreements can be negotiated.

**\*Inflation adjusters**—Many factors are involved in royalty payments, percentages, and other charges such as interest.

**\*Insurance provisions—risk assessment**—Insurance provisions are included in the lease agreement and bidding package. The County utilizes a risk assessment company for many agreements, contracts, etc.

Paul Knuth asked to make a few points at this time: Go by Statutes; accountability (on-site information sessions part of process); in Letter to Department of Revenue, copy Governor, 3 elected representatives, and Secretary; responsible actions between State Representatives communication.

Dave Schatzley and Gary Baier stated that public hearings should take place after bid packets are received and reviewed.

It was then moved by Rudolph, seconded by Wolk, to proceed with Action Plan as presented. Chair Hintz called for verbal vote. Dave Schatzley voted nay; all others aye. Motion carried.

**PUBLIC COMMENTS**—One by one, if meeting attendees wished to speak. Some comments were as follows:

*Durwood Dommissee*—Town of Lynne resident, commended Chair Hintz and the MO/LIC for allowing public comments. He suggested that copies of agendas and minutes be available to the public. Chair Hintz said they are always available via the county's web site ([www.co.oneida.wi.gov](http://www.co.oneida.wi.gov)). Mr. Dommissee also suggested public hearings.

*Karl Fate*—Rhineland, if the county leases public resources, public hearings are very important. Mr. Fate feels that through Iron County Legislation, the State Mining Fund was depleted. Mr. Fate went on to state that local agreements contain non-applicable provisions, and stated those sections as G. (b) and G. (1)(3). Mr. Fate went on to state that for the last two years the MO/LIC has been ignoring on-site mine public resources and encouraged the MO/LIC to focus on what's on the ground.

*Kristie Strasburg*—Town of Lynne resident—Town of Lynne formed a Local Impact Committee.

*Uwe Kaeding*—Town of Lynne resident—encouraged the MO/LIC to evaluate pros and cons via the Town of Lynne; mining company background information; financial impacts still unknown; info to public; economic values and recreational impact.

*Paul Knuth*—Stated that Oneida County and adjoining counties do have status in mining impact.

*Dave Schatzley*—feels the question should be “Should we do this versus when should we do this?”.

**BILLS / VOUCHERS / LINE ITEM TRANSFERS**—It was moved by Baier, seconded by Rudolph, to approve payment of the following voucher: Gonzalez, Saggio & Harlan (Attorney Scott): \$1,182.50. Motion Carried.

No Line Item Transfers were necessary.

**SELECT DATE FOR FUTURE MEETING**—Thursday, **October 6**, 2011 at **1:30 p.m.**

**AGENDA ITEMS FOR FUTURE MEETING(S)**—Review Action Plan and updated documents, including public hearings / public information sessions; Ladysmith's Post-Mining Experience Results.

**ADJOURNMENT**—It was moved by Rudolph, seconded by Timmons, to adjourn the meeting at 11:11 a.m. Motion Carried.

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**DAVE HINTZ**  
**COMMITTEE CHAIR**

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**CINDY ECKARDT**  
**RECORDING SECRETARY**