

**MINING OVERSIGHT / LOCAL IMPACT COMMITTEE (MO/LIC) MEETING
MINUTES # 12—2011**

DATE: December 5, 2011
TIME: 1:30 p.m.
PLACE: Committee Room # 2—2nd Floor—Court House
Rhineland WI

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

OTHER ATTENDEES THAT SIGNED ROSTER: Carol Schatzley; Paul Knuth; Don Mannikko; Alan & Sharon Van Raalte; Paul Herder; Tracy Benzel; Lloyd & Kriste Strasburg; Tina L. Van Zile; Roman Ferdinand.

OTHER ATTENDEES: Brian Desmond; Karl Jennrich; Roger Luce (OCEDC); Lynne Broydrick; Bob Berns.

CALL MEETING TO ORDER—Committee Chair Hintz called the meeting to order at 1:30 p.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 AGENDA ITEMS AT CHAIR’S DISCRETION—It was moved by Rudolph, seconded by Wolk, to approve the current agenda with the order of agenda at Chair’s discretion. Motion carried.

APPROVE MINUTES OF NOVEMBER 9, 2011 MO/LIC MEETING—It was moved by Timmons, seconded by Wolk, to approve the minutes of the November 9, 2011 meeting. All aye. Baier abstained since he was not at the November 9, 2011 meeting. Motion carried.

WCA SEMINAR: “MINING IN WISCONSIN: ISSUES FACING COUNTY GOVERNMENT”—Chair Hintz stated that on November 14, 2011 he, along with Tom Rudolph and Karl Jennrich, attended the WCA seminar concerning “Metallic Mining Activity and Regulations in Wisconsin”, which was informatively presented by Philip Faule, Mining Coordinator, Bureau of Waste and Materials Management. Chair Hintz distributed copies of slides on the seminar information.

THE COMMITTEE MAY CONSIDER A MOTION TO ADJOURN INTO CLOSED SESSION PURSUANT TO SECTION 19.85 (1)(E) DELIBERATING OR NEGOTIATING THE PURCHASING OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED

PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION. (REVIEW ONEIDA COUNTY MINING DOCUMENTS.)—It was moved by Rudolph, seconded by Wolk, to enter into Closed Session pursuant to Section 19.85(1)(e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a Closed Session. (Review Oneida County Mining Documents). Roll Call Vote: all aye. Motion carried.

THE COMMITTEE WILL RETURN TO OPEN SESSION AND MAY RATIFY ANY MATTER(S) DISCUSSED IN CLOSED SESSION—It was moved by Rudolph, seconded by Timmons, to return to Open Session. Roll Call Vote: All aye. Motion carried. Chair Hintz stated that financial terms of contracts were discussed (royalty payments, etc); the County was waiting for DNR review; and no action was taken in closed session.

LICENSING AGREEMENT FOR MINING DOCUMENTS—Chair Hintz stated that Attorney Bill Scott had updated the mining documents from 1990 to the present. Oneida County Board Chair Ted Cushing signed licensing agreement. Attorney Bill Scott proposed a reduced price for the licensing agreements if he could use the format of the agreement for work with any other counties, companies, etc. It was moved by Baier, seconded by Rudolph, to approve / endorse the licensing agreement for mining documents, as prepared by Attorney Bill Scott, at a lesser cost to Oneida County. Motion carried.

PASSAGE OF RESOLUTION AMENDING MINING POLICY FOR ADVANCED ROYALTY PAYMENTS—Chair Hintz stated that the Oneida County Board of Supervisors had passed the resolution amending the mining policy for advanced royalty payments.

ACTION PLAN UPDATES INCLUDING COUNTY BOARD REVIEW—Chair Hintz stated that the time line should be updated, and the County is still waiting for DNR approval. It was moved by Rudolph, seconded by Wolk, that upon DNR and Mining Oversight Local Impact Committee (MOLIC) approval, bring the mining documents to the County Board for endorsement (hopefully January 17, 2012) and instruct Corporation Counsel to prepare resolution for full County Board consideration. Vote: Baier—aye; Rudolph—aye; Timmons—aye; Wolk—aye; Hintz—aye; Schatzley—nay. Motion carried.

LETTER FROM TOWN OF LYNNE REPRESENTATIVES—David Schatzley reiterated that the letter is asking “Should we be doing this”? The Town of Lynne’s position on mining in Oneida County is that it should not occur. At the least, public hearings should be held. Timmons and Baier feel that exploration would be beneficial. Rudolph feels that mining / exploration

can safely be done. Wolk feels that information should be presented to the people. Hintz stated that he does not wish to rush in or out of anything and opportunities will be evaluated.

PUBLIC COMMENTS—

Natalene Cummings—tribal involvement via executive tribal council.
Tina Van Zile, Sokaogon Chippewa Community--would like to be kept on notification list.

Carol Schatzley—feels County is rushing into mining; stressed public hearings.

Alan Van Raalte—stated that Aquila Resources is a Canadian company, with an office in Menominee.

Paul Knuth—felt that 2 years is not rushing into mining; public forums important.

Kriste Strasburg—start public hearings now; need feedback now.

Karl Fate—feels MOLIC needs to be evaluated (finding more money to spend); MOLIC should be educated on compliance boundaries.

Tracy Benzel, from Iron County—do not ignore proposed iron mining legislation; start communications with Iron County Mining Impact Committee.

Paul Herder, Aquila Resources—US citizens; corporate offices in Menominee MI and an office in Canada.

Lynne Broydrick—Mining legislation in Madison WI on Dec. 8, 2011.

Paul Knuth—communicate with Tom Tiffany; Jim Holperin; Dan Meyer.

Dave Schatzley—limited research now; extensive research later.

BUDGET / BILLS / VOUCHERS / LINE ITEM TRANSFERS (IF NECESSARY)—

Gonzalez Saggio & Harlan (Attorney Bill Scott legal services) \$9,993.00.

It was moved by Schatzley, seconded by Baier, to approve payment of \$9,993.00 to Gonzalez Saggio & Harlan. Motion carried.

No line item transfers.

SELECT DATE FOR FUTURE MEETING—Monday, January 9, 2012 at 11:00 a.m., Committee Room # 2.

AGENDA ITEMS FOR FUTURE MEETING—Action Plan Update.

ADJOURNMENT—It was moved by Rudolph, seconded by Schatzley, to adjourn the meeting at 3:05 p.m. Motion carried.

DAVE HINTZ
COMMITTEE CHAIR

CINDY ECKARDT
RECORDING SECRETARY